

FINANCE [Pension] DEPARTMENT

G.O.Ms.No.180, Dated 20th June 2017.

(Hevilambi, Aani -6, Thiruvalluvar Aandu-2048)

ABSTRACT

PENSION – Payment of family pension to the transgender/Eunuch (Thirunangai / Aravani) child of the Government servant / Pensioners treating them as woman child - Orders - Issued.

G.O.Ms.No.180

Dated: 20-06-2017.

Read:

1. G.O.Ms. No.325, Finance (Pension) Department, Dated. 28.11.2011.
2. G.O.Ms. No.127, Labour and Employment Department, Dated. 27.10.2014.
3. From the Deputy Accountant General (Pension), Office of the Principal Accountant General (Accounts and Entitlements), Chennai – 18 Letter No.PEN 30/III/3-5/2015-16 / 37262, dated 08-07-2015.

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ORDER :

The Deputy Accountant General (Pension) in the letter third read above, has sought for clarification as to whether the Transgender child may be treated as physically disabled/differently abled child for grant of family pension subject to the fulfillment of the conditions stipulated for grant of family pension to physically disabled child for life as per Rule 49(6)(iv) or the Transgender may be considered as normal family member in terms of the G.O. first read above.

2. As per the Tamil Nadu Pension Rules, 1978, the following children are eligible for family pension when widow or widower of the Government Servant as the case may be becomes ineligible:-

- (i) As per Rule 49(6)(ii), 49(6)(iii) and 49(8)(iii)(a), Eligible children below 25 years of age (son / unmarried daughter *wholly dependent on the Government Servant / Pensioner when he/she was alive*) until he/she attains the age of twenty-five years or until he/she gets married/remarried or until he/she starts earning their livelihood [Rs.2,550/- per month], whichever is earlier, irrespective of the sex of the child.

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- (ii) As per proviso to Rule 49 (6)(iii), after, all eligible children below the age of 25 years have ceased to be eligible to receive the family pension, for lifetime to any son/daughter who is suffering from any disorder or disability of mind (including mentally retarded) or who is physically crippled or disabled and who is unable to earn a living even after attaining the age of twenty-five years in the order of their birth, irrespective of the sex of the child. (*Whether such handicap manifests before or after retirement or death while in service of a Government servant*). Such daughter shall not be eligible for family pension from the date on which she gets married.
- (iii) After all eligible children below the age of 25 years have ceased to be eligible to receive the family pension and that there is no eligible disabled child to receive the family pension, for the lifetime to the disabled widowed daughter / disabled divorced daughter who are crossing the age of 25 years **with effect from 30-08-2001**.
- (iv) If no eligible children below 25 years of age (*including widowed / divorced daughters wholly dependent on the Government Servant / Pensioner when he/she was alive*) / eligible disabled children above 25 years of age (*including disabled widowed / disabled divorced daughters*) are eligible, Minimum Family Pension at Rs.3050/- (minimum pension) with effect from 28/11/2011 shall be granted to unmarried/widowed/ divorced daughters even after attaining the age limit of 25 years in the order of seniority of their date of birth (age) and the younger of them shall not be eligible for family pension unless next above has become ineligible for grant of family pension upto the date of their marriage/remarriage or till they start earning a sum of Rs.2550/-, whichever is earlier.

3. In the Govt. order second read above, orders have been issued allocating the third gender for the vacancy reserved under women category and also in the vacancy reserved for General category.

4. The Government after careful examination of the point raised by Deputy Accountant General (Pension) in the light of the orders issued in the G.O. second read above have decided to treat the transgender/Eunuch (Thirunangai / Aravani) child of the Government servant / Pensioners as woman child for grant of family pension even beyond the age of 25 years as that of the unmarried daughters subject to the fulfilment of the other conditions stipulated in the G.O. first read above to unmarried / widowed/divorced daughters of Government servant.

5. The above orders shall take effect from the date of issue of these orders.

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6. Necessary amendment to the Tamil Nadu Pension Rules, 1978 will be issued separately.

(BY ORDER OF THE GOVERNOR)

**K.SHANMUGAM
ADDITIONAL CHIEF SECRETARY TO GOVERNMENT.**

To

All Secretaries to Government.

All Departments of Secretariat.

The Legislative Assembly Secretariat, Chennai - 600 009.

The Governor's Secretariat, Raj Bhavan, Chennai - 600 022.

All Heads of Departments.

The State Information Commission, No.2, Thiyagaraya Salai, Near Aalai Amman Koil, Teynampet, Chennai - 600 018.

The Principal Secretary & Commissioner of Treasuries & Accounts, Chennai - 600 035.

The Accountant General (A&E), Chennai - 600 018. (By name)

The Accountant General (A&E), Chennai - 600 018

The Principal Accountant General (Audit-I), Chennai - 600 018.

The Accountant General (Audit-II), Chennai - 600 018.

The Accountant General (CAB), Chennai - 600 009.

The Registrar, High Court, Chennai - 600 104.

The Secretary, Tamil Nadu Public Service Commission, Chennai-600003.

The Commissioner, Corporation of Chennai / Madurai / Coimbatore / Tiruchirappalli / Salem / Tirunelveli / Erode / Tiruppur/ Vellore/ Thoothukudi.

All District Collectors / District Judges / Chief Judicial Magistrates.

All Regional Joint Directors of Treasuries and Accounts Departments.

The Pension Pay Officer, Chennai - 600 006.

All Treasury officers / Sub-Treasury Officers.

All State Government owned Boards / Corporations.

The CSC e-governance Services India Limited, CGO Complex, Pregelvi Vihar, New Delhi - 110003.

Copy to:

The Finance ((OP.I)/(OP.II)/(OP.III)/(OP.Misc)/PGC/PC/BGII/Budget (Misc) / (Public)) Department, Chennai - 600 009.

The Secretary to Chief Minister, Chennai-600 009.

The Director of Pension, Chennai - 600 035.

The Director of Local Fund Audit, Chennai - 600 108.

All Corporation/Municipal Commissioners.

All Panchayat Union Commissioners.

All Head Offices / Regional Offices of Public Sector Banks through the Director of Pension, Chennai - 600 035

All Public Sector Banks through the Director of Pension, Chennai - 600 035.

The President, Tamil Nadu Retired Officials Association, DPI Campus, College Road, Chennai - 600 006.

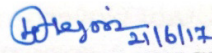
The President, Tamil Nadu Secretariat Retired Officers Association, No.70, Medavakkam Tank Road, Kilpauk, Chennai - 600 010.

The President, All India Federation of Pensioners' Association, No.22, Kavarai Street, Saidapet West, Chennai - 600 015.

: 4 :

The President, The Retired Teachers Association, No.12, Abayambalpuram, Mayiladuthurai, Nagapattinam District.
The State President, All Bharat Confederation of Senior Citizens and Pensioners, No.7, Bharathidasan Street, Avinashi, Coimbatore District.
The President, The Indian Officers Association, No.35, Thiru Vi Ka High Road, Royapettah High Road, Chennai - 600 014.
The President, Tamil Nadu Senior Citizens' Association, No.V.95, Anna Nagar, Chennai - 600 040.
The President, Tamil Nadu Senior Citizens and Pensioners Welfare Association, No.38-B, First Main Road, Perumalpuram, Tirunelveli.
The President, Retired Officials Association, Narayanarao Building, Muthu Kalathi Street, Triplicane, Chennai-600 005.
The President, Govt, Tansi Retired Employees Association, Plot No.65, Tamarai Salai, Ayyappa Nagar, Pammal, Chennai-600 075.
The President, Retired Agricultural Graduate Association, K-Block, No.2, Salai Road, Housing Unit, Tiruchirappalli-621 003.
The Director, Directorate of e-governance, Chennai
The Chief Executive Officer, Tamil Nadu e-governance Agency, Chennai.
Tamil Nadu Retired IAS Officers Association No.53, Radhakrishnan Salai, Mylapore, Chennai - 600004
The State Informatics Officer, National Informatics Officers, Rajaji Bhavan, Besant Nagar, Chennai - 600 090.
The Technical Director, MLC, Secretraiat, Chennai.
The State President, Tamil Nadu Senior Agro Technologists' Forum
No.11, Nachimuthu layout, K.K.Pudur, Coimbatore - 641 038.
The President, Tamil Nadu Corporation and Municipal Pensioners Association, Varadhappan Street, Fort, Selam - 636 001.
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-/ Forwarded : By Order /-


SECTION OFFICER.