

No. F.1(7)-E.-II(B)/75  
Government of India/Bharat Sarkar  
Ministry of Finance/Vitta Mantralaya  
Department of Expenditure/Vyaya Vibhag

New Delhi-1, the 127 Nov., 1975.

OFFICE MEMORANDUM

Subject:- Deputation on foreign service of Government servants to consultancy organisation - Procedure thereof.

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An extract of the item 58 of the recommendations made by the Committee on Engineering Exports is reproduced below for information of all concerned:-

"Recommendation No.58; To make the export of consultancy service effective by bringing together best possible expertise available in India, deputation of Government experts to consultancy organisations should be readily agreed to. Government should be prepared to relax its rules regarding deputation of experts."

The aforesaid recommendation made by the Committee on Engineering Exports has been considered/examined and it has been decided to accept the same, with the following observation:

"Provision already exists in the rules for deputation/foreign service, the proposal being considered on a case to case basis. The deputation of government experts to consultancy organisations should be time bound."


2. The aforesaid recommendation and the decision thereon is brought to the notice of all Ministries/Departments for information and guidance.
3. The consultancy organisations can be in Public Sector as well as in Private Sector. In so far as transfers on foreign service to public Sector Undertakings are concerned, there are already orders viz. Ministry of Finance O.M.No. F.10(24)-E.III/60 dated 4.5.61 as modified from time to time and hence no further orders on the subject are required.
4. As regards foreign service to the Private Sector consultancy organisations, it may be stated that under FR III, transfer to foreign service is not permissible unless the duties to be performed after the transfer are such as should, for public reasons be rendered by a Govt. servant. It has also been emphasized in the Government of India decision No. 2, below that Rule that in a case where a Government servant's services are proposed to be lent to a private undertaking it is necessary that the principles of FR III, should be applied more vigorously and the loan of a Government servant to a private undertaking should be regarded as a very exceptional case requiring special justification.

Were it is considered necessary that a Government servant should be lent to a private undertaking, in the interest of effective consultancy service, the requirements of FR 111 and the Government of India decision thereunder to have been fulfilled. In such a case, the general orders of the Ministry of Finance dated 4.5.61 as modified from time to time would apply.

5. Where any relaxation of the provision of the O.M. dated 4.5.61, as modified from time to time, is considered necessary in individual cases, it may be taken up with the Ministry of Finance.

6. These orders are issued in consultation with Comptroller and Auditor General of India.

7. The Hindi Version of this O.M. is enclosed.

  
(S.N. MATHUR)  
Deputy Secretary to the Government of India.

To

All Ministries/Departments of the Government of India, etc, etc.

Copy to:-

1. Comptroller and Auditor General of India and all offices under his control.
2. All State Governments and Union Territories.
3. Lok Sabha Secretariat and Rajya Sabha Secretariat.
4. U.P.S.C., New Delhi.
5. Election Commission.
6. Supreme Court/Planning Commission.
7. President's Sectt./Vice President Sectt./Prime Minister Sectt./Cabinet Sectt.
8. Office of the Military Secretary to the President.

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