

IndiaCode

The Vice-President's Pension Act, 1997

(ACT NO. 30 OF 1997)

[*As on the* 1st *June, 2026*]

LIST OF AMENDING ACTS

1. The Vice-President's Pension (Amendment) Act, 1999 (45 of 1999).
2. The Vice-president's Pension (Amendment) Act, 2002 (23 of 2002).
3. The President's Emoluments and Pension (Amendment) Act, 2008 (29 of 2008).
4. The Finance Act, 2018 (13 of 2018).

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LIST OF ABBREVIATIONS USED

Cl., cls.	*for*	Clause, clauses.
Ins.	,,	Inserted.
Notifn.	,,	Notification.
S., ss.	,,	Section, sections.
Sch.	,,	Schedule.
Subs.	,,	Substituted.
w.e.f.	,,	with effect from.

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THE VICE-PRESIDENT'S PENSION ACT, 1997

ARRANGEMENT OF SECTIONS

SECTIONS

1. Short title.
2. Pension to retiring Vice-Presidents.
3. Medical facilities to the family of deceased Vice-President.

3A. Free accommodation to spouse of Vice-President.

4. Pension to be charged on the Consolidated Fund of India.
5. Power to make rules.
6. Power to remove difficulties.

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THE VICE-PRESIDENT'S PENSION ACT, 1997

ACT NO. 30 OF 1997

[28*th May,* 1997.]

An Act to provide for the payment of pension and other facilities to retiring Vice-Presidents.

BE it enacted by Parliament in the Forty-eighth Year of the Republic of India as follows:—

1. Short title.–This Act may be called the Vice-President's Pension Act, 1997.

2. Pension to retiring Vice-Presidents.–(*1*) There shall be paid to every person who ceases to hold office as Vice-President, either by the expiration of his term of office or by resignation of his office, a pension [1][at the rate of fifty per cent. of the salary of the Vice-President] per month, for the remainder of his life:

Provided that such person shall not be entitled to receive any pension during the period he holds the office of the Prime Minister, a Minister or any other office or becomes a Member of Parliament and is in receipt of salary and allowances which are defrayed out of the Consolidated Fund of India or the Consolidated Fund of a State.

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[2][(*1A*) The spouse of a person who dies—

(*a*) while holding the office of Vice-President, or

(*b*) after ceasing to hold office as Vice-President either by the expiration of his term of office or by resignation of his office,

shall be paid a family pension at the rate of fifty per cent. of pension as is admissible to a retiring Vice-President, for the remainder of her life.]

(*2*) Subject to any rules that may be made in this behalf, every such person shall, for the remainder of his life, be entitled—

[3][(*a*) to the use without payment of rent of such furnished residence (including its maintenance), as the Central Government may determine from time to time;]

(*b*) to the use of similar telephone facilities at his residence, as a member of Parliament is entitled to under the provisions of the Salary, Allowances and Pension of Members of Parliament Act, 1954 (30 of 1954);

[4][(*c*) to secretarial staff consisting of a Private Secretary, an Additional Private Secretary, a Personal Assistant and two Peons and office expenses not exceeding [5][ninety thousand rupees] per annum;]

(*d*) to the same facilities for himself as respects medical attendance and treatment and on the same conditions as a retired President is entitled to under the provisions of the President's Emoluments and Pension Act, 1951 (30 of 1951);

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1. Subs. by Act 29 of 2008, s. 2, for "of twenty thousand rupees" (w.e.f. 1-1-2006).
2. Ins. by Act 23 of 2002, s. 2 (w.e.f. 5-7-2002).
3. Subs. by Act 45 of 1999, s. 2, for clause (*a*) (w.e.f. 30-12-1999).
4. Subs. by Act 29 of 2008, s. 2, for clause (*c*) (w.e.f. 30-12-2008).
5. Subs. by Act 13 of 2018, s. 204, for "sixty thousand rupees" (w.e.f. 1-4-2018).

(*e*) to the same facilities for his spouse and minor children as respects medical attendance and treatment and on the same conditions as the spouse of a retired President is entitled to under the provisions of the President's Emoluments and Pension Act, 1951; and

[1][(*f*) to travel anywhere in India, accompanied by spouse or a companion or a relative, by the highest class by air, rail or steamer;]

[2][(*3*) Where any such person is re-elected to the office of Vice-President, he or his spouse shall not be eligible to any benefit under this section for the period during which such person again holds such office.

(*4*) Where any person being a Vice-President gets elected to the office of the President of India, he or his spouse shall not be eligible to any benefit under this section.]

3. Medical facilities to the family of deceased Vice-President.—Subject to any rules that may be made in this behalf, the spouse of a person who dies while holding the office of Vice-President shall, for the remainder of life, be entitled to medical attendance and treatment, free of charge.

[3]**[3A. Free accommodation to spouse of Vice-President.**—Subject to any rules that may be made in this behalf, the spouse of a person who dies—

(*a*) while holding the office of Vice-President, or

(*b*) after ceasing to hold office as Vice-President either by the expiration or his term of office or by resignation of his office,

shall be entitled to the use of [4][furnished residence (including its maintenance)] without payment of licence fee, for the remainder of her life.]

4. Pension to be charged on the Consolidated Fund of India.—Any sum payable under this Act shall be charged on the Consolidated Fund of India**.**

5. Power to make rules.—(*1*) The Central Government may, by notification in the Official Gazette, make rules for carrying out the purposes of this Act**.**

(*2*) Every rule made by the Central Government under this Act shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule**.**

[5]**[6. Power to remove difficulties.**—(*1*) If any difficulty arises in giving effect to the provisions of this Act as amended by the Vice-President's Pension (Amendment) Act, 2008 (29 of 2008), the Central Government may, by order, do anything not inconsistent with such provisions for the purpose of removing the difficulty:

Provided that no such order shall be made after the expiration of two years from the date on which this Act comes into force.

(*2*) Every order made under sub-section (*1*) shall be laid before each House of Parliament.]

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1. Subs. by Act 45 of 1999, s. 2, for clause (*f*) (w.e.f. 30-12-1999).
2. Ins. by s. 2, *ibid.* (w.e.f. 30-12-1999).
3. Ins. by Act 23 of 2002, s. 3 (w.e.f.5-7-2002).
4. Subs. by Act 29 of 2008, s. 3, for "unfurnished residence" (w.e.f. 30-12-2008).
5. Ins. by s. 4, *ibid.* (w.e.f. 30-12-2008).

STATEMENT OF OBJECTS AND REASONS

The salary and allowances and other facilities admissible to the Vice-President, being also the Chairman of the Council of States, are governed by the Salary and Allowances of Officers of Parliament Act, 1953. The said Act does not contain any provision for payment of pension to a retired Vice-President.

2. Like President, who is the Head of the Slate, the Vice-President also holds a high office and is a high dignitary. It is, therefore, felt that when a retired President is allowed a pension and other privileges, it would be just and proper that a retired Vice-President also gets suitable pension and other privileges, so that after demitting the office he is able to maintain a reasonable standard of life befitting the high office held by him.

3. This Bill, *inter alia*, seeks to provide for--

(*a*) payment of pension;

(*b*) use of a furnished residence (including its maintenance) without payment of rent as admissible to a Union Deputy Minister;

(*c*) use of a telephone facility at the residence, as admissible to a Member of Parliament;

(*d*) secretarial staff; and office expenses not exceeding rupees six thousand per annum;

(*e*) free medical attendance and treatment to a retired Vice-President on the same conditions as admissible to a retired President;

(*f*) free medical attendance and treatment to the spouse and minor children of a retired Vice-President on the same conditions as is admissible to the spouse and children of a retired President: and

(*g*) travelling facilities anywhere in India for himself-and his spouse by the executive class by air, and the highest class by rail.

4. The Bill seeks to achieve the above object.

INDRAJIT GUPTA

NEW DELHI;

The 13*th December,* 1996.

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