Punjab National Bank Officer Employees' (Acceptance of Jobs in Private Sector Concerns After Retirement) Regulations, 2000

(updated as on 31.03.2017)

Index

Regulations	Subject	Page Nos.
1	**Short Title & Commencement**	2
2	**Application**	2
3	**Definition**	2-3
4	**Acceptance of Employment After Retirement**	3-5

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Punjab National Bank Officer Employees' (Acceptance of Jobs in Private Sector Concerns After Retirement) Regulations, 2000

In exercise of the powers conferred by section-19 of the Banking Companies (Acquisition and Transfer of Undertakings) Act, 1970 (5 of 1970) the Board after consultation with the Reserve Bank of India and with the prior approval of the Government of India, has adopted Punjab National Bank Officer Employees' (Acceptance Of Jobs In Private Sector Concerns After Retirement) Regulations, 2000, in super session of Punjab National Bank Officer Employees' (Acceptance Of Jobs In Private Sector Concerns After Retirement) Regulations, 1980, namely :

1. Short Title & Commencement:

i) These Regulations may be called Punjab National Bank Officer Employees' (Acceptance of Jobs in Private Sector Concerns after Retirement) Regulations 2000.

ii) These Regulations shall come into force on 16.09.2000.

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2. Application

These Regulations shall apply to all officer employees of the Bank except :-

i) Chairman of the bank;
ii) Managing Director of the Bank;
iii) Whole-time Director, if any;
iv) Officer Employees' covered under the bank's (Employees Pension Regulation, 1995;
v) Those who are in casual employment or paid from contingency;
vi) The Award Staff;
vii) Officers on contract.

3. Definition

In these regulations unless the context otherwise requires :-

(a) 'Bank' means Punjab National Bank;

(b) 'Board' means the Board of Directors of the bank;

(c) 'Competent Authority' means the authority empowered by the Board for the purpose of these Regulations;

(d) 'Employment in private concern' means;

i) an employment in any capacity including that of an agent, under a Company (including a Banking Company), Co-operative Society, Firm or individual engaged in trading, commercial, industrial, financial or professional business and also a directorship of such company (including a Banking Company) and partnership of such firm but does not include employment under a body corporate wholly or substantially owned or controlled by the Central Government or a State Government :

ii) Setting up practice, either independently or as a partner of a firm, as advisor or consultant in matters in respect which the person :-

a. has no professional qualifications and the matters in respect of which the practice is to be set up or is carried on are relatable to his official knowledge or experience, or

b. has professional qualifications but the matters in respect of which such practice is to be set up are such as are likely to give his clients and unfair advantage by reason of his previous official position, or

c. has to undertake work involving liaison or contact with the offices or officers of the bank.

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Explanation:

For the purpose of this clause, the expression "employment under a Co-operative Society" includes the holding of any office, whether elective or otherwise, such as that of President, Chairman, Manager, Secretary, Treasurer and the like, by whatever name called in such society.

e) 'Officer Employee' means a person who has held a supervisory, administrative or managerial post in the bank or any other person who was appointed and/or or has functioned as an officer of the Bank at the time of his retirement by whatever designation called.

4. Acceptance of Employment After Retirement

(1) If a person who immediately before his retirement was holding the post of an officer employee and wishes to accept any job in private concern before the expiry of one year from the date of his retirement, he shall obtain the previous sanction of the bank to such acceptance

(2) Subject to the provision of sub Regulations (3), the bank may be order in writing, on the application by a person, grant, subject to such conditions, if any, as it may deem necessary, permission, or refuse, for reasons to be recorded in the order, permission to such person to take up the job in private concern specified in the application.

(3) In granting or refusing permission under sub Regulations (2) to a person for taking up any commercial employment the bank shall have regard the following factors namely :-

a) the nature of the employment proposed to be taken up and the antecedents of the employer ;

b) whether his duties in the employment which he proposes to take up might be such as to bring him into conflict with the bank;

c) whether the officer employee while in service had any such dealing with the employer under whom he proposes to take employment as it might afford a reasonable basis for the suspicion that such person had shown favours to such employer ;

d) whether the duties of the commercial employment proposed involve liaison or contact work with bank;

e) Whether his commercial duties will be such that his previous official position or knowledge or experience under bank could be used to give the proposed employer an unfair advantage;

f) the emoluments offered by the proposed employer; and

g) any other relevant factor.

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(4) Where within a period of sixty days of the date of receipt of an application under sub-Regulations (2), the bank does not refuse to grant the permission applied for or does not communicate the refusal to the applicant, the bank shall be deemed to have granted the permission applied for ;

Provided that in any case where defective or insufficient information is furnished by the applicant and it becomes necessary for the bank to seek further clarifications or information from him, the period of sixty days shall be counted from the date on which the defects have been removed or complete information has been furnished by the applicant.

(5) Where the bank grants the permission applied for subject to any conditions or refuses such permission the applicant may, within thirty days of the receipt of the order of the bank to that effect, make a representation against any such condition or refusal and the bank may make such orders thereon as it deems fit;

Provided that no order other than an order canceling such condition or granting such permission without any conditions shall be made under this sub-Regulations without giving the person making the representation an opportunity to show cause against the order proposed to be made.

(6) Every order passed by the bank under this Regulations shall be communicated to the person concerned.

Regulation 3(b) of Punjab National Bank Officer Employees' (Acceptance of Jobs in Private Sector Concerns after Retirement) Regulations, 2000 provides that 'Competent Authority' means the authority empowered by the Board for the purpose of these Regulations.

The Board, in its meeting held on 13/14.10.2000, has approved the following Competent Authorities for the purpose of Punjab National Bank Officer Employees' (Acceptance of Jobs in Private Sector Concerns after Retirement) Regulations, 2000 :-

OFFICERS IN	**COMPETENT AUTHORITY**
JMG Scale-I, MMG Scale – II, MMG Scale-III and SMG Scale-IV	Chairman & Managing Director
SMG Scale-V, TEG Scale-VI and TEG Scale-VIII	Board

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रजिस्ट्री सं. डी.एल.-33004/99 REGD. NO. D. L.-33004/99

भारत का राजपत्र
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पंजाब नैशनल बैंक

अधिसूचना

नई दिल्ली, 27 मार्च, 2020

एफ. सं. HRDD:POL:OSR(ई).—बैंककारी कंपनी (उपक्रमों का अर्जन और अंतरण), अधिनियम, 1970 (1970 का 5) की धारा 12 की उप-धारा (2) के साथ पठित धारा 19 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए पंजाब नैशनल बैंक के निदेशक मंडल, भारतीय रिज़र्व बैंक के परामर्श और केंद्र सरकार की पूर्व मंजूरी के साथ, पंजाब नैशनल बैंक अधिकारी कर्मचारी (सेवानिवृत्ति के पश्चात सम्बंधित निजी क्षेत्र की इकाई में नौकरी स्वीकार करना) विनियम, 2000 में संशोधन करते हुए निम्नलिखित विनियम बनाता है; यथा:

1. (1) ये विनियम पंजाब नैशनल बैंक अधिकारी कर्मचारी (सेवानिवृत्ति के पश्चात निजी क्षेत्र की इकाई में नौकरी स्वीकार करना) संशोधन विनियम, 2020 कहे जाएंगे|

(2) ये विनियम अधिकारिक राजपत्र में प्रकाशित होने की तिथि से प्रभावी होंगे|

2. पंजाब नैशनल बैंक अधिकारी कर्मचारी (सेवानिवृत्ति के पश्चात निजी क्षेत्र की इकाई में नौकरी स्वीकार करना) विनियम, 2000 के,-

(i) विनियम 4 में, उप-विनियम (6) के लिए निम्नलिखित उप-विनियम प्रतिस्थापित किये जाएंगे, यथा:-

"(6) इन विनियमों के अंतर्गत बैंक द्वारा पारित प्रत्येक आदेश के विषय में संबंधित व्यक्ति को सूचित किया जाएगा"।

(ii) विनियम 4 के बाद, निम्नलिखित विनियम जोड़ा जाएगा, जोकि:

"5. सक्षम प्राधिकारी- विनियमन 4 के तहत निम्नलिखित तालिका के अनुसार सक्षम प्राधिकारी, सेवानिवृत्ति के पश्चात अधिकारी कर्मचारी द्वारा किसी भी निजी संस्थान में रोजगार को स्वीकार या रोजगार करने के लिए, स्वीकृति या अस्वीकृति देने के लिए प्राधिकृत होंगे":-

तालिका

स्तर	सक्षम प्राधिकारी
(1)	(2)
कनिष्ठ प्रबंधन ग्रेड वेतनमान- I मध्य प्रबंधन ग्रेड वेतनमान- II एवं III वरिष्ठ प्रबन्धन ग्रेड वेतनमान-IV	महाप्रबंधक अथवा मुख्य महाप्रबंधक-मानव संसाधन
वरिष्ठ प्रबन्धन ग्रेड वेतनमान-V शीर्ष कार्यपालक ग्रेड वेतनमान-VI	कार्यपालक निदेशक – मानव संसाधन
शीर्ष कार्यपालक ग्रेड वेतनमान-VII शीर्ष कार्यपालक ग्रेड वेतनमान-VIII	प्रबन्ध निदेशक एवं मुख्य कार्यपालक अधिकारी

राजेश वर्मा, महाप्रबंधक-एचआरडीडी
[विज्ञापन–III/4/असा./519/19]

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नोट : मूल विनियम भारत के राजपत्र, भाग III, खंड 4 की अधिसूचना संख्या पीएनबी/डीएसी/पी-7/2000 दिनांक 21 अगस्त 2000 के माध्यम से प्रकाशित हुई और अधिसूचना संख्या पीएनबी/डीएसी/पी-7/2015, दिनांक 14 मार्च, 2015 के माध्यम से अंतिम बार संशोधित की गई।

PUNJAB NATIONAL BANK

NOTIFICATION

New Delhi, the 27th March, 2020

F. No. HRDD:POL:OSR(E).—In exercise of the powers conferred by section 19, read with sub-section (2) of section 12 of the Banking Companies (Acquisition and Transfer of Undertakings) Act, 1970 (5 of 1970), the Board of Directors of the Punjab National Bank after consultation with the Reserve Bank of India and with the previous sanction of the Central Government, hereby makes the following regulations further to amend the Punjab National Bank Officer Employees' (Acceptance of Jobs in Private Sector Concerns After Retirement) Regulations 2000, namely:–

1. (1) These regulations may be called the Punjab National Bank Officer Employees' (Acceptance of Jobs in Private Sector Concerns After Retirement) Amendment Regulations, 2020.

(2) They shall come into force with effect from the date of their publication in the Official Gazette.

2. In the Punjab National Bank Officer Employees' (Acceptance of Jobs in Private Sector Concerns After Retirement) Regulations, 2000,-

(i) in regulation 4, for sub-regulation (6), the following sub-regulation shall be substituted, namely:–

"(6). Every order passed by the Bank under these regulations shall be communicated to the person concerned.";

(ii) after regulation 4, the following regulation shall be inserted, namely:

"5. Competent Authority.- The Competent Authority for granting or refusing permission for acceptance or taking up any employment in private concern after retirement, by an officer employee under regulation 4, shall be as given in the table below:-

TABLE

LEVEL	COMPETENT AUTHORITY
(1)	(2)
Junior Management Grade Scale-I Middle Management Grade Scale-II and III Senior Management Grade Scale-IV	General Manager or Chief General Manager-HR
Senior Management Grade Scale-V Top Executive Grade Scale-VI	Executive Director heading HR
Top Executive Grade Scale-VII Top Executive Grade Scale-VIII	Managing Director and Chief Executive Officer".

RAJESH VERMA, General Manager–HRDD

[ADVT.-III/4/Exty./519/19]

Note : The principal regulations were published in the Gazette of India, Part III, Section 4 *vide* notification number PNB/DAC/P-7/2000 dated the 21st August 2000 and last amended *vide* notification number PNB/DAC/P-7/2015, dated the 14th March, 2015.

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