

**ALL INDIA ASSOCIATION OF  
CENTRAL EXCISE GAZETTED EXECUTIVE OFFICERS  
KERALA UNIT**  
**CENTRAL REVENUE BUILDING, I S PRESS ROAD, KOCHI-682418**  
(RECOGNISED BY THE GOVERNMENT OF INDIA ORDER F. No. B 12017/10/2006-Ad IV A DATED 21.01.2008)  
([www.cengokerala.org](http://www.cengokerala.org))

**President: C L Joy  
George**

**General Secretary: Rajan G**

**GENERAL SECRETARY'S REPORT FOR THE YEAR 2011-12 BEFORE THE  
33rd STATE CONFERENCE ON 21 and 22 February 2011**

Dear Friends,

It is with deep sense of pride and feelings of humility that I am presenting the working report of the Kerala Unit of the Association in this seventh consecutive year. The year 2011 had created milestone in the history of 33 year old Association. The members of the Association stood as one man in its efforts to achieve in its endeavour. I congratulate the general membership, the office bearers, CEC Members for the achievements. The Kerala unit had provided inspiring participation in the national activities. The current Committee was elected to office in the 31 State Conference held on 7, 8 of January 2010.

**1. Membership**

The Kerala Unit has **435** members, almost 100% of the total strength of the Superintendents working the Kerala Zone. This year **27** new members have joined our fold and 37 members retired. I place on record my sincere feelings of gratitude to the seniors who were beacons of light to the organization along the right path. I extend a very hearty welcome to all the new comers and request to extend their very best in keeping our flags high. The subscription of Rs.500 is collected through check of system and the DDO Certificates are sent to the All India Association.

**2. Office Bearers**

The office bearers were elected for two years in 2010 and subsequently on transfer of elected members new members were co-opted by the CEC. . The office bearers for 2011-12 were:

Sl.No	Official Status	Name S/Shri.
1	President	C L Joy
2	Vice President	P C Ajithkumar
3	General Secretary	Rajan G. George
4	Joint Secretary	K P Ravikumar
5	Joint Secretary (Kochi)	T R V Prabhu
6	Joint Secretary (Trivandrum)	P N Sreekumar
7	Joint Secretary (Calicut)	P N Rasheed Ali
8	Treasurer	K S Sashikumar
<b>CEC Members</b>		
1	CE (HQ) Trivandrum	A Mohanan
	CE (HQ) Trivandrum	A Pradeepkumar
2	CE Division Trivandrum	S Surendran Nair
3	S T Division Trivandrum	S Suresh
4	Customs Division Trivandrum	K Balachandran
5	Airport Trivandrum	C N Raveendran
6	CE Division Kollam	M Raju
7	C E Kochi HQ	Benny P Jacob
	C E Kochi HQ	S Bhaskara Pillai
8	CE Ernakulam I Division	M R Bose
9	CE Ernakulam II Division	CA Thomas
10	ST Division Ernakulam	K C Joseph

11	CE Division Kottayam	M C Rajendra Babu
12	CE Division Muvattupuzha	Paul P George
	CE Calicut HQ	P K Somasundaran
13	CE Calicut HQ	P G Vinayakumar
14	CE Calicut Division	A Praveenkumar
15	CE Trichur Division	K K K Namboodiri
16	CE Palakkad I Division	E Sreedhar
17	CE Palakkad II Division	
18	CE Kannur Division	Pradeepkumar Nambiar
19	Airport Karipur	N P Padmakumar
20	Customs Preventive Kochi HQ	K K Andrews
21	Customs Preventive Kochi Division	S Balamurali
22	Customs Preventive Calicut division	Dinesh Mallya
	Auditor	M N Narayanan

Shri. M N Naryanan retired during the period and we express our gratitude to his service as auditor for the association. During the period, CEC Members of various formations S/Shri/Smt. Mohan C Pillai, Beena Vas, V N Ravindranath, CK Paul, Vinayakumar P G were transferred from their respective postings and V P Pai retired. . The CEC co-opted the following members as CEC Members for the transferred members.

S/Shri. M Raju :	CE Kollam
M R Bose	Ernakulam I:
C A Thomas	Ernakulam II
K C Joseph	ST Division
Dinesh Malaya	CPD Calicut
KK Andrews	CCP Kochi
N P Padmakumar	AP Karipur
P G Vinayakumar	CE HQ CLT
A Praveenkumar	CED CLT

### 3. 32<sup>nd</sup> State Conference held on 17 and 18 February 2011

The Morning Session of 32<sup>nd</sup> State Conference of the All India Association of Central Excise Gazetted Executive Officers, Kerala Unit began with the open session at 11.30 AM on Thursday 17 February 2011 at Rajiv Gandhi Indoor Stadium Conference Hall, Kochi.

Shri. C L Joy, President presided the Open session. Smt. Rama Mathew Commissioner CE Kochi, was the Chief Guest. Shri. Jayendranath Member (Rtd) Settlement Commission, Dr. P Babu Commissioner of Central Excise, Calcutta, Shri R. Ajithkumar ADC and Shri N P Padmakumar General Secretary All India Inspectors Association, Senior officers, retired members and members of the Association attended the function. The meeting started with prayer by Shri. T R V Prabhu. The meeting observed two minutes silence and paid homage to the members and former members who had left us to their heavenly abodes since last State Conference.

Rajan G. George, General Secretary, welcomed the dignitaries, invitees, senior officers and delegates. He recalled the concerted efforts the Association has taken in achieving the legitimate career prospects, which is going to create history in giving promotion to all eligible officers to Group A this year itself. He thanked Smt. Rama Mathew, Shri. Jayendranath, Member Settlement Commissioner (Rtd) and Dr. P Babu, Commissioner of Central Excise Calcutta for attending the function in spite of many engagements on that day. After the Presidential address by Shri. C L Joy, Smt. Rama Mathew Commissioner inaugurated the meeting by lighting the lamp. In the, keynote address she told that the Department is aware of the stagnation problems in the cadre, called for creative suggestions to solve the issue and offered all cooperation. Dr. P Babu Commissioner, in his facilitation address had proposed a scientific way to allocate work with G.S.T .being introduced and told that, there is greater opportunity for career advancement. Shri R.Ajithkumar ADC stressed the relevance of Association in the emerging scheme of things in Tax administration.

Shri N.P.Padmakumar, General Secretary All India Inspectors Association, Kerala unit solicited more united efforts at the organizational level in achieving the legitimate career aspirations. All the speakers stressed on the need to address the stagnation existing in the cadre and appreciated the members for the sincere work, knowing that their career prospects are bleak. Shri.Jayendranath, presented mementos to the members who have retired since last State Conference. Many of the retired members received the mementos in person and others had informed about inability to attend the function, and offered best wishes. Shri K.S.T.Babu and Shri A.T.Usman spoke on behalf of the esteemed retirees. Shri K.S.T.Babu congratulated the Association for its pioneering efforts in improving the career prospects of the Supdts cadre Shri P.C.Ajith Kumar, Vice President offered Vote of thanks. The Session concluded with a fraternal lunch.

In the afternoon at 3.00 PM. with Shri. C L Joy, President in the Chair. the delegate session of the State Conference began GS welcomed the delegates and office bearers to the State Conference being conducted at the threshold of historic achievements in giving promotions to Group A to all eligible Superintendents . Shri. C L Joy in the Presidential address demanded that direct recruitment to be restricted; the Board should be reconstituted with IAS officers and management experts to address issue of stagnation and proper career management. GS then presented the General Secretary's report for 2010-11 for approval. The meeting discussed various points in the report and the meeting continued for the second day and ended on 18 February 2011. The following resolutions/decisions were taken in the delegate session and the minutes of the state conference was approved by the CEC meeting held on 26.05.2011

The State conference in a special session lauded the services of Shri. V Unnikrishnan Supdt who is retiring on superannuation in coming May. The meeting expressed its deep gratitude to the pioneering efforts of Shri. V Unnikrishnan to lead and guide the cadre in the first and second upgradation in 1996 and 1997. The All India Association will be very grateful to Shri. Unnikrishnan for the inspiring leadership and guidance he has extended over the years. Shri. Unnikrishnan expressed thanks for the great support the organization provided to him.

### **Resolutions/decisions in the 32<sup>nd</sup> State Conference and follow up**

1. Cadre restructuring should be taken as a single point agenda

The national leadership is following the Cadre Restructuring. It is learnt DOPT has objected the creation of more Principal Chief Commissioners and senior grade Commissioners .

2. All steps may be taken to get PB3 with substantive Grade pay of Rs.5400 for the post of Superintendent.

In this case the national leadership has approached the Anomalies Committee to get PB3 with GP of 5400 for NFSG after 4 years similar to other services like CSS.

3. All the vacant posts of ACs should be filled up urgently

The national leadership has taken up this issue with the Board and the objection by the UPSC to regularize the adhoc appointments before promotion has been deferred for next promotion. The Board has already called for the ACRs including 7 officers of this zone However, the entire process is without transparency as ACR of officers retired, deceased, already promoted were called. The Board has not declared the number of vacancy. There is no effort to fill the existing regular vacancy.

4. A Division for EOUs in GCDA area may be proposed.

All the EOUs transferred to the respective Ranges are managed by the Range Officers. The Range officers have not expressed any difficulties in the management of the EOUs. However the Chief Commissioner may be

requested in next meeting for such an exclusive Division for EOUs in GCDA.

5. Steps may be taken to Increase the Diet Allowance in the Airports to Rs.5000 p.m

Though the point has been brought to the notice of Secretary General no result has been achieved and hence efforts will be continued.

6. Propose an inconvenience allowance @ 25% of basic pay as incentive for Airport posting.

While discussions it was opined that the airport posting is an option posting and hence the request for such an allowance is to be reviewed before taking with Board.

7. The poor quality of equipments supplied under ACES and non availability of consumables for maintenance should be brought to the notice of administration.

The issue was discussed in detail with Commissioners in the absence of Chief Commissioner who was on leave. Letters Commr/2/2012 dated 18.01.2012 were also given pointing out all the difficulties in the implementation of the ACEs. Commissioner has promised to take up the matter at the Board level as most of the issues are beyond the powers of the Chief Commissioner and Commissioner. Copy of the same will be send to the Secretary General

8. Immediate action should be taken to post officers from Central Excise in SEZs functioning in the jurisdiction of Central Excise.

The administration has now called for the willingness of officers to work in some new SEZs in various parts of Kerala. However, it is learnt that the response from the officers is very poor.

9. Action should be taken to get PB3 for the second MACP holders.

The national leaders have taken this issue in the Anomalies committee and a favourable result is expected.

10. The GPF numbers are changed when posted to different Commissionerates under the same zone as there are different PAOs for each Commissionerate. Secretary General may be requested to take up the same with the Board.

The Secretary General has already taken up this issue with the Board and the point will be persued further.

11. Action should be taken to get higher HRA for officers posted in Nedumbassery and Karipur Airports.

The higher HRA for Nedumbassery is settled treating the area as urban agglomeration of Kochi. But the issue in Karipur is not settled. The Commissioner has suggested posting the officers first to Calicut Commissionerate and allowing the Commissioner to post the officers from Commissionerate to Airport to solve the issue. But the CEC did not agree with the suggestion, as it will lead to a new precedence from the existing Airport postings. However all efforts will be done to get the HRA at higher rate at Karipur

12. CCL is not granted to the Officers working in CCP. Commissioner CP may be requested to look into the matter.

In this case the GS suggested the officers first to apply for the CCL and get rejected by the concerned AC to take up with the Commissioner. So far no rejection is received and in absence of such a rejection the matter cannot be taken in black and white. However, the Commissioner Customs Preventive will be apprised of the position.

13. The already sanctioned CP Division at Kannur is not functioning. Commissioner CP may be requested to do the needful.

The shortage of enough number of Assistant Commissioners is the major handicap in achieving this demand. All efforts will be done in the coming meetings with the Commissioner to materialize the functioning of CPD Kannur.

14. Considering the work load formation of a new Customs Division consisting of Karipur Airport and Air Cargo Complex is proposed at Calicut.

GS has repeatedly requested in all the CEC meetings to the concerned CEC member to prepare a proposal for the customs division with facts and figures. So far no concrete proposal is received and if such a proposal is given it will be taken up with the Chief Commissioner.

15. GS should take all steps to materialize the idea of own Building for Association.

Though all efforts were done to materialize the idea still it remains a dream. It is proposed to have Central Excise Officers Club initially at Kochi and later at Calicut and Trivandrum. The details of this proposal are separately presented.

16. Proposed to increase the subscription to Rs..1000 by special General body

The proposal was deferred to next State conference and members should take a decision on increasing the membership fee to Rs.1000 in the light of increase in the pay by the sixth pay commission.

17. Instead of reimbursement of paper bills it may be converted as an allowance.

No action could be taken in this respect. Since it is a policy matter the Secretary General will be asked to look into the suggestion.

18. Department should present a memento to all the retiring officers

Since there is no such practice in any other department the Administration did not agree to the point. However, further efforts are on to materialize the idea. The Association is following the practice to present mementos to the retired members. There was a suggestion to engrave the photo of the officers in the mementos. The suggestion is noted and being implemented.

19. All the disciplinary cases should be disposed within one year and pending which there should be no restrictions for postings.

The Chief Commissioner has taken initiative to dispose of the cases and many cases have been decided recently.

20. Supply of Lap Top to all the superintendents under 1% incentive scheme.

It is informed that many of the touring parities in Audit are supplied with Laptop. Efforts will be taken to get laptop to all the Superintendents.

#### **4. CEC Meetings**

There were four CEC Meetings and one CEC cum special convention during the Reporting period.

The first CEC meeting after State Conference was held on 26.05.2011. The minutes of State conference held on 17 and 18 February 2011 was discussed and approved. The proposed Cadre Rrestructuring was discussed in

the meeting and GS informed that about 4250 posts of AC/DC is proposed in the cadre restructuring. The Supreme Court case for the amendment of Recruitment Rules also was discussed and GS explained the meeting with senior Advocate Shri.K Ramkumar to implead in the promotion case in the apex court. The meeting also discussed on PB3 with GP of 5400 for Superintendents, filling of vacancies of ACs, formation of a new division for EOUs in GCD, difficulties in implementation of ACES, posting of officers to SEZ, PB3 with GP 5400 for second MACP holders, single PF number on inter commissionerate transfer, non granting of CCL for officers in CPD, new Division for Calicut AP and UB, mementos to retiring officers by the Department and supply of Laptop for superintendents. The points from units also were discussed and the delay in issuing AGT was brought to the notice of GS by the members.

The second CEC meeting was conducted on 6.7.2011 at Kochi. The minutes of CEC held on 26.05.2011 was approved. It was an emergency CEC meeting to discuss on filing an intervention petition in the Supreme Court on amendment of Recruitment Rules. GS explained that the counsel has suggested for an intervention petition in the present case and an advance of Rs.one lakh has to be paid and the total expenses may exceed Rs 5 lakhs. The Committee authorized the GS to go head with the petition by giving advance to the counsel and authorized to meet the expected expenses. The progress ascertained on the Cadre Restructuring and in situ promotion schemes during the Delhi visits on 16 and 17 June also was discussed and the same are under active consideration of DOPT. The meeting discussed in detail on the Cadre Restructuring proposal and amendment of recruitment rules. Posting of officers to Calicut Commissionerate before finally posting to Karipur was discussed to solve the higher HRA problem at Karipur and the committee decided to continue the existing policy for airport posting to avoid any deviation in the policy. The non implementation of rotation posting in some areas and not considering the option for audit posting were discussed and decided to bring all the deviations to the notice of the respective Commissioners. In addition to these points general issues like anomalies in the implementation of recommendation of pay commission, problems in ACES and shortage of Inspectors were discussed.

The Third CEC was conducted as a CEC cum Special convention on 27.08.2011 at Kochi. The meeting approved the minutes of CEC meeting held on 6.7.2011. The special convention was convened in the light of the decision in the Supreme Court case on amendment of RR. We have joined as Intervener Applicant in WP No.385/10 on the issue in Civil appeal No.1198/2005. Shri K.Ramkumar Senior Advocate and Shri. Sajith Warriar as Advocate on record appeared for the hearing on 2.8.2011 when the case was listed for hearing. The case was disposed on the same day with a direction to submit a representation to the Board to solve the promotion issue. The purpose of the meeting was to get feed back from the members to draft the representation. In the meeting Shri K S Pandit who is applicant in the above Supreme Court case was Chief Guest to explain the facts of the case in the convention. Shri. K P Ravikumar Joint Secretary presented the point for discussion and explained the road map of the issue on ratio for promotion right from the inception of Board. He proposed three alternatives to solve the problem viz. Consider the base cadre seniority, feeder cadre (Group B) seniority or amendment in ratio based on cadre strength being as the criteria for promotion to Group A. The members discussed the pros and cons of the suggestions and its practicability. Shri. V Unnikrishan retired Superintendent attended the meeting as Guest and contributed the views on the issue. Shri. Pandit interacted with the members on the promotion issue and explained his experiences with the Board. The committee concluded that the most practical and effective proposal was the common feeder cadre seniority for promotion. The meeting also discussed on the Annual General Transfer 2011 and GS informed that except a few almost all requests were considered by the Administration. The meeting also requested Shri.V Unnikrishan to be the advisor in the Supreme Court case.

The fourth CEC meeting was held on 12.1.2012 at Kochi. The meeting approved the minutes of CEC cum special convention held on 27.08.2011. The meeting discussed on the progress of the Cadre Restructuring and difficulties in the operation of ACES. The members discussed in detail and pointed out the drawbacks in the implementation of the ACES and decided to give detailed letter

to Chief commissioner showing all the difficulties and clearly informing that the officers should not be held responsible for any lapse due to the poor functioning of the system. Various issues like PB3 with GP of Rs 5400 for second ACP holders, paucity of Inspectors, supply of Lap top, celebration of Excise Day, increasing the fund for excise day celebration, Association Fund collection was discussed. GS reported that inter commissionerate transfers of Shir. P Selvaaraj and Smt P S Lovis were ordered as requested. The progress in the Supreme Court case was discussed and GS informed that the Board has agreed to amend the ratio prospectively. Now they have sought some more time from the court in this respect. The convention of State Conference was also discussed and committee approved the suggestion of GS to convene the General Body on 21 and 22 February 2012 at Kochi. A CEC meeting on 16.2.2012 prior to the State conference also was proposed. The committee authorized the GS to proceed with the case in consultation with the Advocate on getting notice and avail the service of the advocate to draft the reply or appearance.

The last CEC before the this State conference was convened on 16.2.2012 at Kochi. The meeting observed two minutes silence and paid homage to Dr.P Babu, Member CESTAT who died on 10<sup>th</sup> Feb. The meeting approved the minutes of CEC held on 12.01.2012 . Shri. P C Ajithkumar explained in brief the present position of the Supreme Court case. GS reported to the Committee the meeting with senior Advocate and Advocate on record at Delhi on 13.2.2012 regarding the clarification petition and extension of time sought by the Board. The advise of the Counsel to file a direction petition on the issue is also placed for discussion before the Committee. The Committee has authorized to go ahead with the petition after getting notice. It was also decided to take up the issue to the Finance Minister through senior MPs as a parallel step. The Committee also opined that there is lack of transparency in calling for the ACRs for promotion to the regular vacancies. The alarming situation of having no ACs in various divisions were discussed and the gravity of the situation did not felt at the top because Superintendents are signing the divisional reports. It also reported that Chennai Association is persuing the MACP issue with CAT Chennai. The meeting then discussed the Secretary's Report for 2011-12 and approved the same with certain amendments for presenting in the State Conference. Shri. K S Sashikumar, treasurer presented the financial position. The resolutions received from different units were discussed and decided to present the same in the State Conference. The letter given to the Commissioner on difficulties faced by officers in implementation of ACES was read out and it was decided to give a copy to the Chief Commissioner. It was also decided to give a copy to the Secretary General requesting him to apprise the Board the difficulties. It was unanimously decided to boycott the Excise Day celebrations 2012 as per the call given by the national leadership in line with the stand taken by other Associations under CBEC. It was also suggested to give wide publicity about the boycott through media and hoardings in all Ranges. The Committee discussed on the non-completion of the ACRs of the Superintendents of IAD and it was decided to take up the matter with the Commissioner. The Committee also discussed the possibility of setting up of Guest w House with training center at Munnar and the possibility of having a Central Excise Officers Club at land available with department at Chelavanur.

## **5. Transfer and Rotations**

Though the Annual General Transfer for 2011 was issued bit late there was not much grievances from the members. However there were a few cases left out in the first order and in subsequent orders the administration has considered all such requests. Some more requests after UB/AP posting are pending consideration. All these cases were taken up with the Chief Commissioner and Commissioner. The Administration has promised to consider all these cases in the next AGT.

## **6. Additional posts of Superintendents in Ranges**

The Chief Commissioner has posted additional number of Superintendents for Service Tax work from Customs Preventive and now there are no requests from any RO for additional posts in any Range.

## **7. Implementation of ACES**

The ACES was introduced with great expectation to reduce the workload by saving time and for providing speedy service to the assesses. But by the introduction of the two modules out of the proposed ten modules itself has proved to be a wastage of fund. Due to poor connectivity the system is very slow and time consuming. There is no proper supply of the consumables. The members have informed various difficulties in operating the system and all these difficulties were brought to the notice of the administration. It was also informed that officers should not be made responsible for the failure in the day to day work, due to poor operation of the system. The cutting edge of the system is Inspectors but no duties are assigned to the Inspectors in the system and they are not able to access the system.

## 8. Cadre Restructuring

The cadre restructuring exercise of the Board started last year is not finalized yet. The stand of the association is to have parity with other feeder cadres in the promotion avenues. Though the number of posts of AC/DC is proposed to be increased, there is no proposal on its distribution among the three feeder cadres. Our demand is to distribute all the additional posts to the promotees in a reasonable way to bring parity between the three feeder cadres. At present when 2001 Appraisers are promoted 1993 Superintendents of Central Excise are waiting for promotion. All efforts are taken to bring to the notice of the Board this grave situation. The CR proposal still pending with the DOPT for want of clarification and justifications by the Board regarding the augmentation of strength in Group A and senior Group A.

## 9. Supreme Court Case

After 15 years of struggle the Association could get a reasonable judgment in the amendment of ratio for promotion and to amend Recruitment Rules 1987. Whenever we approached the Board they were telling that the promotion ratio was fixed by the Supreme Court and only the court can change the ratio. Mr. Vimal Kumar of Meerut Unit and K S Pandit, President Pune Unit of the Association had filed WP(C) No.385/2010. In this case. Kerala Unit also filed an intervener petition in July 2011 to present our points as decided in the State Conference and CEC meeting. The Honourable Court heard all the cases on 03.08.11 and disposed off all the petitions passing the order dated 3.08.2011.

The Honorable Apex Court disposed off the petitions on 3.8.2011 with the following directions:

1. The three feeder cadre officers shall make representation suggesting changes which should be made in the Recruitment Rules for promotion to Group A post of Assistant Commissioner
2. The union shall consider all such representations **in the light of subsequent development in the cadre strength of the three feeder cadres** and amend/revise the recruitment rules including altering the existing ratio **to secure just and fair representation of all the three feeder categories**
3. Union of India shall try to complete the entire process **by 31<sup>st</sup> December 2011 uninfluenced by any observations made in the previous judgment** in which the existing ratio was approved.
4. All ad hoc promotions made shall abide by the final decision to be taken by department in terms of this order

It was a landmark victory for the cadre. Now the Board should amend the RR Rules and they should regularize the promotion from 1997. According to the direction after detailed discussions in special convention held on 27.8.2011 we have filed a representation before the Chairman CBEC, Member (P&V), DG(HRD) on 8 September 2011. The representation was vetted by the senior Advocate by Shri. K Ramkumar before submitting the same to the authorities.

In the representation it was submitted that

1. Change of Rule 5 of the RR enhancing the promotion quota to 75 % to Group A entry level
2. Amendment to Rule 18 of the RR to have common seniority list for the three feeder cadres with the deemed date of 1<sup>st</sup> July of every year for the select panel of each year.
3. Qualifying service for promotion to Group B should be unified to maintain parity among the three feeder cadres. Weightage should be given to the years spend over and above the required period for promotion.
4. Review of RR in every five years
5. Review of all adhoc promotions from 1997 onwards
6. CR proposal to be implemented early to bring parity among the three feeder cadres in on go.

Now the Board has taken a decision to change the ratio from 6:1:2 to 13:2:1 between Central Excise Superintendents, Customs Superintendents and Appraisers with prospective effect. The Association has not agreed to this and demands review of all adhoc promotions in the ratio based on numerical strength of each year. The ratio as per the present working strength is much higher than the proposed ratio by the Board. The change in ration is not going to solve our problems. Hence we have suggested common seniority list of all feeder cadres as suggested in the representation. ie. Whoever comes first in Group B should be promoted to Group A first. Board is still harping on amending the ratio, which is irrational and unscientific. The Honourable Supreme Court has given 31.12.2011 for completing the entire exercise of review, regularization of adhoc promotion since 1997 and amendment of RRs. It is understood that the Board has moved a clarificatory petition to delay the solutions to the long pending issues. Till date we have not received notice. As soon as notice is received the advocate will be contacted and petition will be filed.

#### **10. Control of EOUs in GCDA area.**

Finally the Board has taken a decision in the case of EOUs under the control of Customs to hand over the units to the jurisdictional Central Commissionerates. Accordingly the Chief Commissioner has transferred the EOU under Customs jurisdiction to Central Excise Kochi with effect from 1.8.2010. The association had requested to form a separate division for those EOUS transferred to Central Excise in Kochi. Nothing could be materialized in this request. The Association will make all efforts to get a division for EOUs.

#### **11. Anomalies in Sixth Pay Commission**

This Association and the All India leadership have taken up various issues related to the implementation of recommendations of the pay commission with the Ministry as well as Anomalies Committee. However, many more problems are yet to be solved in the Anomaly Committee. The denial of PB3 with GP Rs.5400 for the cadre is one of such issue. The demand for PB3 as NFSG after 4 years and PB3 with GP of 5400 for second MACP holders are under dispute. The All India Association is persuing the matter at the Board level and at the legal channel moving in the CAT Chennai by Chennai Association. The meetings of the Anomalies Committee have not yet solved the issue. However the increment for those who have date of increment between February to June have been solved by granting one increment and orders are expected. Many of the officers will be benefited by this decision. Our claims on parity with other similar organizations are yet to be solved. Our fight for justice will continue.

#### **12. Custom Dvision for Calicut**

In all the CEC meetings there was a proposal to form customs division at Calicut for AP, UB and I&E. Since a detailed proposal with facts and figures was not available the issue could not be persued further.

#### **13. Visit to Units**

Myself and Vice President had visited Calicut , Palakkad, Trichur and Muvattupuzha divisions. I have visited Kannur and Trivandrum units during the reporting period. Meetings were held very effectively at all these units and results are encouraging. The Central leadership has found time to join the felicitation functions organized at these places on the eve of retirement of our members.

#### **14. All India Association activities**

The AEC meeting of the All India Association was held at Ludhiana on 16 and 17 of July 2011. Myself and Shri P C Ajith kumar, attended the meeting. The meeting mainly discussed the recommendations of cadre restructuring and the out come of Supreme Court case on amendment of RR. GS had attended the AEC meeting held at Delhi in June and October 2011. GS and Vice President attended the south zone meet held at Bangalore in November 2011

#### **15. Visits To Delhi**

. Myself and PC Ajithkumar Vice President visited Delhi in May and July. We could meet the Chairman Shri. S Dutt Majumdar, Member (P&V) Smt. Lalitha John, Member Shri. S K Goe, JS(Admn), DG (HRD) and Director DOPT apart from other officers. Myself had been to Delhi in Feb, Aug, Oct 2011 and Feb 2012 at the time of AEC meetings and other official tour programmes. Each time we have taken all efforts to apprise and persue our long pending demands with the concerned authorities

#### **16. Promotion**

Shri. Rajendra Varma who was not promoted in the last list was finally promoted and retired as Assistant Commissioner. There after there was no promotion during the period and it was told that the UPSC had objected to the continued promotion on adhoc basis in the Board. Now it is leant that the Board has taken one time permission to conduct the promotion on adhoc basis and the Board has called for the ACRs. Few officers from this Commissionerate are also coming in the panel. It is hoped that the cadre restructuring is in the anvil and officers upto 1997 may be promoted.

#### **17. New Members**

During the reporting period 27 officers were promoted to the cadre of Superintendents and they have become members of the Association. On behalf of the Association I welcome them all to our fraternity.

#### **18.Retirements**

This year witnessed the retirement 37 of our colleagues on superannuation. We place on record our deep gratitude to the seniors who have made the activities of the Association a success. We wish them long happy peaceful retired life.

#### **19. Death Benevolent Fund**

There were no misfortunes during the reporting period. The DBF of Shri. G Prasad who passed way last year was disbursed this year to his daughter.

#### **20. Hand Book**

Since the details of the officers were not received in time the Hand Book could not be published in time. However the Hand Book 2012 is now being published. The intention of the association is to revise the handbook every two year. Hence it is requested that the members report to the GS the change of posting as and when transferred to update the Hand Book.

## **21. Financial Position**

The main source of the Association fund is the subscription from members. In addition a legal fund was initiated and many members have liberally contributed to the fund and I thank the members for their liberal contribution for Association Fund. I regret to inform you that only 1/4<sup>th</sup> of the membership has contributed so far. I request the remaining members to contribute to the association fund .The detailed balance sheet is placed along with the report.

## **22. Building for the Association**

The decision of the earlier State Conferences to have own building for the Association still remains a dream. In the absence of full support from the membership I propose an alternative to have Club for the association where the retired members can avail the membership benefits and like to call as Central Excise Club. I request the General body to discuss this point and form a committee to make the idea successful. In the Club the association can join as a club member and avail the facilities. The proposal if materialized will roof and cement this fraternity forever. All the members are requested to extend their best in making this dream a reality.

## **21. Pending Issues**

Though we had tried our level best to solve the problems and achieved the result in certain fields still some issues remains to be solved.

1. The prospects of Superintendent for Promotion
2. The disparity in promotion among the three feeder cadres
2. Anomalies in sixth Pay Commission like PB2 for the cadre instead of PB3 with GP of 5400
3. Drawback in the implementation of MACP compared to ACP Scheme
4. Higher HRA for Karipur
5. Full fledged division for Customs Preventive in Kannur

## **26. Conclusion**

I express the gratitude to my general membership and the team of office bearers for the excellent support and solidarity they have given in the hour of challenges. The last year activities and results are milestones in the annals of this Organisation. I once again thank the membership and office bearers of the organization for the excellent cooperation and support they have extended to me and the leadership for making this possible. With this, I submit the working Report of organization before this august body.

Long live Association, long live unity

Fraternally Yours

**(RAJAN G. GEORGE)**  
General Secretary