

No. 407/16/2016-AVD-IV(LP)  
Government of India  
Ministry of Personnel, Public Grievances and Pensions  
Department of Personnel and Training

New Delhi, the 1<sup>st</sup> December, 2016

Office Memorandum

Subject: Declaration of Assets and Liabilities by public servants under amended section 44 of the Lokpal and Lokayuktas Act, 2013 – reg.

The undersigned is directed to refer to this Department's OM of even number dated 29<sup>th</sup> July, 2016 (copy enclosed) regarding the furnishing of information relating to assets and liabilities by public servants under section 44 of the Lokpal and Lokayuktas Act, 2013 (the Act).

2. In this regard it is stated that with the passing of the Lokpal and Lokayuktas (Amendment) Act, 2016 (copy enclosed), the Public Servants (Furnishing of Information and Annual Return of Assets and Liabilities and the Limits for Exemption of Assets in Filing Returns) Rules, 2014 and all the amendments made thereto have become redundant.

3. The Lokpal and Lokayuktas (Amendment) Act, 2016, as referred to above, substitutes the provision of section 44 of the Principal Act by the following new provision:-

*"44. On and from the date of commencement of this Act, every public servant shall make a declaration of his assets and liabilities in such form and manner as may be prescribed."*

4. Thus, under the Public Servants (Furnishing of Information and Annual Return of Assets and Liabilities and the Limits for Exemption of Assets in Filing Returns) Rules, 2014 there is no requirement for filing of declarations of assets and liabilities by public servants now. The Government is in the process of finalising a fresh set of rules. The said rules will be notified in due course to prescribe the form, manner and timelines for filing of declaration of assets and liabilities by the public servants under the revised provision of the said Act. All public servants will henceforth be required to file the declarations as may be prescribed by the fresh set of rules.

  
(Rakesh Kumar)  
Director  
Tele: 23093180

To

1. All Secretaries to the Govt. of India (as per standard mailing list)
2. All Chief Secretaries of State Governments
3. All Administrators of the Union Territories

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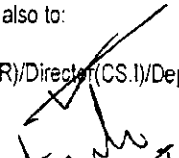
- (i) Secretary General, Lok Sabha
- (ii) Secretary General, Rajya Sabha
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Copy also to:

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(Rakesh Kumar)  
Director

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No. 26012/01/2014-IPS-II  
Government of India/Bharat Sarkar  
Ministry of Home Affairs/Grih Mantralaya

North Block, New Delhi-1,  
Dated, the 13 December, 2016

The Chief Secretaries of all State Governments/UTs  
The Director General of Police of all State Governments/UTs

1-A  
24/12/16

Sub: **Declaration of Assets and Liabilities by AIS Officer under Section 44 of the Lokpal and Lokayuktas Act, 2013- – Reg.**

Sir,

Please refer to this Ministry's letter of even number dated 9.8.2016 and DoPT letter dated 29.7.2016 regarding the furnishing of information relating to assets and liabilities by AIS officers under section 44 of the Lokpal and Lokayuktas Act, 2013.

2. DoPT vide their letter No. 407/16/2016-AVD-IV(LP) dated 1.12.2016 (copy enclosed) have conveyed that **under the Public Servants (Furnishing of Information and Annual Return of Assets and Liabilities and the Limits for Exemption of Assets in Filing Returns) Rules, 2014 there is no requirement for filing of declarations of assets and liabilities by public servants now.** The Government is in the process of finalising a fresh set of rules. The said rules will be notified in due course to prescribe the form, manner and timelines for filing of declaration of assets and liabilities by the public servants under the revised provision of the said Act. All public servants will henceforth be required to file the declarations as may be prescribed by the fresh set of rules.

3. In view of the above, it is requested that these instructions may be widely circulated to all concerned.

Yours faithfully,

(Mukesh Sawhney)

Under Secretary to the Government of India

Encl : As above.

Not for  
desk 3

Copy forwarded for necessary action to :

1. All Ministries/Department of Government of India.
  2. Joint Secretary (UT Division), Ministry of Home Affairs, New Delhi-in respect of AGMU cadre.
  3. DirectorGeneral-BSF/CRPF/CISF/SSB/ITBP/NSG/NIA/NCB/ BPR&D/Civil Defence.
  4. Director IB, CBI, R&AW, SPG.
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- President Secretariat/Cabinet Secretariat/PMO.  
NIC MHA- for placing this circular on the website of MHA (under IPS Cadre Management/Immovable property Return & SPARROW (PRISM)).

SS  
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28/12/16