

MORMUGAO PORT EMPLOYEES' (CONTRIBUTORY MEDICAL BENEFIT AFTER RETIREMENT) REGULATIONS, 1989

In exercise of the powers conferred by section 28 of the Major Port Trusts Act, 1963 (38 of 1963) the Board of Trustees of the Mormugao Port Trust hereby makes the following regulations, namely:-

1. SHORT TITLE AND COMMENCEMENT:

These Regulations may be called 'Mormugao Port Trust Employees (Contributory Medical Benefit after Retirement) Regulations, 1989.

2. EXTENT OF APPLICATION :

(1) These Regulations are applicable to (i) retired MPT employees and their husbands/wives and (ii) surviving husbands/widows and the dependent minor children of the employees who died/may die while in service after completion of 10 years of continuous service in Mormugao Port Trust and that he or she is not gainfully employed in the public/private undertaking and covered by any medical benefit scheme of the undertaking "Retired MPT employees" in relation to these Regulations means :-

(a) Employees of all classes, namely, Class I, Class II, Class III and Class IV who have retired/may retire from the Mormugao Port Trust service on attaining the age of superannuation under the service regulations applicable to them.

(b) Class I and Class II employees who have retired/may retire by giving the requisite notice or pay and allowances in lieu of such notice or are/may be retired by giving the requisite notice or pay and allowances in lieu of such notice after attaining the age of 50 years and all Class III and Class IV employees who have retired/may retire by giving the requisite notice or pay and allowance in lieu of such notice after attaining the age of 55 years.

(c) Employees irrespective of their class, who were invalidated/may be invalidated from service after putting 10 years of continuous service in Mormugao Port Trust.

(d) Notwithstanding anything provided in the aforesaid clauses or any part of these Regulations or otherwise, these Regulations shall be applicable to all employees of the Board irrespective of their class who may retire under Special Voluntary Retirement Scheme, as may be allowed by the port from time to time.

(2) The option to enroll as members for obtaining medical benefits under these Regulations should be given within two years from the date of retirement. In case of those who have already retired, died/may die while in service after completion of 10 years of continuous service in Mormugao Port Trust, such option, should be exercised by the retired employee and/or dependent within two years from the date these Regulations come in to effect or death as the case may be.

3. SCOPE:-

(1) On payment of contribution hereafter specified in these Regulations, medical facilities on the same scale and conditions provided in the Mormugao Port Employees' (Medical Attendance) Regulations, 1969 for the employees in service with Mormugao Port Trust will be available to the members and will be further subject to the conditions specified hereafter in these Regulations.

(2) The beneficiaries will not be entitled to medical attendance of Board's doctors at their residences.

(3)For the purpose of indoor attendance and treatment to the beneficiaries under these regulations certain number of beds would be earmarked and the same would be available to them, subject to the following conditions:

(a) The bed will be allotted to the retired employees and/or their spouses and dependent minor children of employees who die in harness after completion of 10 years of continuous service in Mormugao Port Trust, in preference to the serving employees and their dependents.

(b) In case such beds remain un-occupied, they may be allowed to the serving employees and their spouses and spouses/dependent minor children of eligible deceased employees, if so required.

(c) If the medical circumstances of the beneficiaries of these Regulations seeking admission into the Port Trust Hospital are such that, in the judgement of the CMO, he or she needs medical attention or hospitalization as an emergency may be given admission even in excess of the number of earmarked beds for such beneficiaries but such hospitalization should be limited to the minimum period considered necessary by the Chief Medical Officer.

4. CONTRIBUTION:-

(1)To become member for availing medical benefits under these regulations is purely voluntary. Only those retired employees/spouses/minor dependent children of eligible deceased employees who make payment either by deduction from their retirement dues or in cash, or the one time lumpsum contribution are eligible for availing medical benefits. The amount of one time lumpsum contribution will be determined by the Board from time to time.

NOTE : For the purpose of Regulation 2, the expression 'Class I, Class II and Class III and Class IV' has the same meaning as respectively assigned to it in the Mormugao Port Employees (Classification, Control and Appeal) Regulations, 1964. The actual classification will, however, be determined with reference to the post held by the employee at the time his/her retirement/death/invalidation.

(2)The benefit under these regulations would not admissible until a retired employee or his/her spouse and, in the case of an eligible deceased employee, his/her surviving spouse has paid the prescribed one time lumpsum contribution.

(3)The lumpsum contribution once paid or any part thereof, will not be refunded on any ground whatsoever except as provided in Regulation 5 (4).

(4) Deleted

(5)Full charges will be recovered when the blood is supplied while undergoing treatment as inpatient.

5. REGISTRATION :

(1)The application in the prescribed Proforma Annexure 'A' attached for the medical facilities under these Regulations should be made in duplicate, to the Head of Department from where the employee retired/invalidated or in case of his/her death, by his spouse/dependent children for verification of particulars mentioned therein. While submitting the application, 2 copies of passport size photographs of the retired employees/his spouse and dependent minor children as the case may be should also be sent to Head of Department along with a declaration in the Proforma Annexure 'C' (attached) that he/she is not gainfully employed in any public/private undertaking and covered by any medical benefit scheme of the undertaking and the receipt of having paid the lumpsum amount referred to in preceding para. This declaration should be renewed every year on the 1st of April.

(2) On receipt of the application by the Head of Department contents of the application will be scrutinised with reference to records available in that department and forwarded to the Chief Medical Officer. The Head of Department or an officer appointed by him while forwarding the application to the C.M.O. should record certificate on the application as detailed here under:

"I have personally verified the contents of the application with reference to records available with this department and it is certified that the applicant is eligible for the benefit under the Mormugao Port Trust Employees (Contributory Medical Benefit after Retirement) Regulations, 1989."

(3) In case it is found that the applicant is not eligible for any benefit under these Regulations he should be intimated so in writing by the concerned Head of department.

(4) If the applicant is found not eligible for benefit under these Regulations in terms of Sub-Regulations (2) of this Regulation, the lumpsum payment made by him will be refunded to him on the basis of the advice of respective Head of the Department.

(5) On receipt of the recommendations from the Head of the Department, the Chief Medical Officer of the Mormugao Port Trust will issue to the retired/invalid employee or spouse or eligible dependent children, as the case may be, an identity card in the prescribed Proforma Annexure 'B' (attached) with a copy of photograph duly pasted on it. The second copy of the photograph should be pasted on the application and kept for records.

(6) If the retired employee or his spouse in case of death of employee is gainfully employed in public/Private undertaking and covered by any medical benefit scheme of the undertaking, he/she should intimate the C.M.O immediately in writing. On receipt of such information CMO should take necessary action to cancel the identity card issued to him/her.

(7) A monthly return in respect of such identity cards issued/cancelled during the month should be sent to Financial Adviser and Chief Accounts Officer on or before 10th of the succeeding month.

6. Charges to be paid by retired employees and/or their spouse/spouses of eligible deceased employees gainfully employed in public/private undertaking :-

NOTE: "Gainful Employment" means re-employment of the retired employee on a salary which is more than the basic pay he was drawing at the time of retirement.

(1) Full medical charges at outsiders rate for investigations, medicines, and other facilities obtained from Board's hospital will be charged, for which a receipt will be issued to enable him to obtain reimbursement from the employer.

(2) An outpatient consultation fee of Rs. 6/- for CMO, Rs. 5/- for MO and Rs.3/- for AMO will be charged.

(3) While a retired employee/spouse /eligible dependent child as the case may be is admitted as an indoor patient in the Board's hospital advance payment must be a fair condition for admission. The said amount should be assessed in such a manner so as to cover the bed charges as well as operation charges etc. for a period of 10 days initially subject to a minimum of Rs.100/-.

(4) If during the course of 10 days it is anticipated that the retired employees/spouses or eligible dependent children, as the case may be, require prolonged treatment the amount required towards the charges etc. for the remaining days should also be collected in advance.

(5) It is the personal responsibility of the Doctor who advises the admission of the case to ensure that the advances payment has been made by the patient before he is admitted to the

ward. If the employee/his spouse or his dependent minor children as the case may be, are discharged from the hospital earlier than anticipated, the balance amount will have to be refunded by the FA & CAO on the strength of the advice received from the CMO duly explaining the case.

(6)The particulars of amounts collected towards the charges referred to in this Sub-Regulation may be entered in a Register maintained by the C.M.O. and the amount so collected should be deposited on the next day with FA & CAO duly quoting the money receipt number etc. in the column provided for the purpose.

(7)A completion report for all the in-patient cases may invariably be sent of the FA & CAO to make necessary final adjustments in respect of the advance money received and kept under suspense account.

(8)The responsibility of internal check and the accountal of the remittances made in this respect rests with the Chief Medical Officer. The FA & CAO during the course of his periodical inspections should also scrutinize the register maintained in terms of the preceding para in regard to the efficient way of maintenance etc.

7. PENALTY:-

(1)The renewal of the declaration referred to in Regulation 5 (1) is the sole responsibility of the retired employee/his spouse/spouse/minor dependent children or eligible deceased employees as the case may be.

(2)If a retired employee/his spouse/spouse/dependent minor child of the eligible deceased employee who have enjoyed benefit under this Regulation under one time lumpsum payment is subsequently found to be gainfully employed in the public/private undertaking during the period in which he/she had availed the treatment, the cost full medical treatment at outsiders rate with 5 per cent penalty charges will be levied, and collected from them and they will forfeit the right to avail further benefit under these Regulations.

8. MISCELLANEOUS:-

(1)A retired employee/spouse/spouse of the eligible deceased employee registered as a member under Regulation 5(1) having been subsequently gainfully employed in a Public/Private undertaking will be eligible to receive medical attendance under Regulation 6. However, he/she reserves the right for availing benefit under these regulations as a member under clause 5(1) on notifying the C.M.O. of conclusion of appointment in public/private undertaking, when he shall be restored the benefit under these Regulations as a member under clause 5(1).

(2)The C.M.O. will ensure that the medical facilities are extended only to the persons enumerated in the identity cards.

(3)The C.M.O. is required to maintain a separate register in the form shown in Annexure 'D' (attached) showing therein the persons to whom the medical facilities are extended under these regulations and this register will be made available for periodical inspection of the FA & CAO.

9. EXPENDITURE ON PROVIDING MEDICAL BENEFITS TO THE RETIRED EMPLOYEES:

The contribution and other charges collected from beneficiaries under these Regulations will be credited to the Mormugao Port Trust General Fund and the expenditure on providing medical benefit will also be met from that Fund.

10. INTERPRETATION :

Where a doubt arises as to the interpretation of these Regulations the matter will be referred to the Chairman, Mormugao Port Trust, whose decision shall be final.

I took this job on.....and my term of appointment is for a period from.....to.....I understand that I am not entitled to free consultation, free medicines, free investigation from

the Board's hospital for duration of this appointment as per the Mormugao Port Trust Employees' (Contributory Medical Benefit after Retirement) Regulation, 1989.

Signature.....

Identity Card No.....

Issued by.....

ANNEXURE 'A'

MORMUGAO PORT TRUST

APPLICATION FORM FOR JOINING THE MORMUGAO PORT EMPLOYEES'
(CONTRIBUTORY MEDICAL BENEFIT AFTER RETIREMENT) REGULATIONS, 1989.

1. Name of the retired employee :
(In block letters)
- 2.(a) Designation :
(b) Staff No. :
(c) Department :
3. Date (i) Appointment :
(ii) Retirement :
4. Last Pay Drawn :
5. Names of surviving wife/husband with date of birth (to be supported by attested copies of birth certificates).

Sl.No.	Name	Relation	Date of Birth	Present Age
(i)				
(ii)				
(iii)				
(iv)				
(v)				

6. Name of the applicant :
7. Permanent address. :

(Signature of applicant)

NOTE: Passport size photographs of the members joining this Scheme must accompany

ANNEXURE 'B'

MORMUGAO PORT TRUST

MORMUGAO PORT TRUST EMPLOYEES'
(CONTRIBUTORY MEDICAL BENEFIT AFTER RETIREMENT) REGULATIONS, 1989.

Identity Card No. _____

1. Name of the retired employee : Shri/Smt.
2. Name of surviving wife/husband:
3. Names of dependent children :
(only in case employee died after 10 years service in Mormugao Port Trust)

Sl.No.	Name	Date of birth	Present Age
(i)			
(ii)			
(iii)			
(iv)			
(v)			

4. Designation on the date of retirement
With name of Department & Staff No.:
5. Date of Retirement. :
6. Last of Pay drawn :
7. Rate of Contribution : Rs. _____
8. Marks of Identification :
(i)
(ii)
(iii)
(iv)
(v)
9. Particulars of Payment :
(i)
(ii)
(iii)
10. Signature of Retired Employee/applicant. _____
11. Signature of Head of Dept., with rubber stamp _____

ANNEXURE 'C'

MORMUGAO PORT TRUST

DECLARATION TO BE FILLED BY RETIRED EMPLOYEES' AT THE TIME OF JOINING THE MORMUGAO PORT TRUST EMPLOYEES' (CONTRIBUTORY MEDICAL BENEFIT AFTER RETIREMENT) REGULATIONS, 1989 AND THEREAFTER ON 1ST OF APRIL EVERY YEAR.

1. I, the undersigned _____ Staff No. _____
Designation _____ of _____ Dept. retired from the service of the Board with effect from _____ do hereby declare that I am/ I am not employed in any public or private Sector undertaking and am/am not covered by any medical benefit scheme by such employer.

2. (In case of those who are employed gainfully in public or private sector job).

I took up this job on _____ and my term of appointment is for a period from _____ to _____. I understand that I am not entitled to free consultation, free medicines, free investigation from the Board's hospital for duration of this appointment as per the Mormugao Port Trust Employees' (Contributory Medical Benefit after Retirement) Regulations, 1987.

Signature _____

Identity Card No. _____

Issued by _____

ANNEXURE 'D'

MORMUGAO PORT TRUST

**FORM OF REGISTER TO BE MAINTAINED UNDER THE MORMUGAO PORT EMPLOYEES'
(CONTRIBUTORY MEDICAL BENEFIT AFTER RETIREMENT REGULATIONS, 1989**

Name of the Retired employee	No. of Family members including the retired employee	Designation, staff no. and Name of Dept.	Contribution deposited with FA & CAO/CMO					Remarks
			For the period From - to -	Amount Rs.	Date of payment	Cash Receipt No.	Signature of the officer collecting the contribution	
1.	2.	3.	4.	5.	6.	7.	8.	9.

FOOT NOTE :

The principal Regulations were published in the Notification No. GSR 901 (E), dated 16-10-1989.

Subsequent amendments:

1. Amended vide G.S.R. No. 645 (E) dated 24/10/1991
2. Amended vide G.S.R. No. 620 (E) dated 23/9/1993
3. Amended vide G.S.R. No. 133(E) dated 6/3/1997
4. Amended vide G.S.R. No. 544(E) dated 2/6/2017