



सत्यमेव जयते

# The Kolkata Gazette

*Extraordinary*  
Published by Authority

Tuesday, April 30, 2024

## PART II - Advertisements, Notices

### Notice

No legal responsibility is accepted for the publication of advertisements/ public notices in this part of the Kolkata Gazette. Persons notifying the advertisements/ publications will remain solely responsible for the legal consequences and also for any other misrepresentation etc.

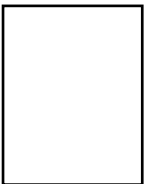
By Order,  
Public Enterprises &  
Industrial Reconstruction Department  
Government of West Bengal

THE KOLKATA GAZETTE, EXTRAORDINARY, April 30, 2024

## Application for Publication of Public Notice

I SUBHRA KAMAL DHAR, son of DIPAK DHAR R/o FLAT 3A,45,DUM DUM PARK,KOLKATA- 700055, have been authorized by the SYAMA PRASAD MOOKERJEE PORT KOLKATA to publish the Rules & Regulations as per the enclosed text matter.

It is certified that, I on behalf of SYAMA PRASAD MOOKERJEE PORT KOLKATA have complied with all other legal requirements in this connection.



The information published in this Gazette Notification has been provided by me, this is true & correct to the best of my knowledge and belief.

If any legal issue arises in this regard at any stage, I shall be personally responsible for any consequences arising therefrom.

श्यामा प्रसाद मुखर्जी पोर्ट, कोलकाता  
Syama Prasad Mookerjee Port, Kolkata  
15, स्ट्रैण्ड रोड/15, Strand Road,  
कोलकाता Kolkata – 700 001

दरभाष/Phone : 2230-3451 फैक्स/Fax : 033-2230-4901  
वेबसाइट-Website: www.smporkolkata.shipping.gov.in  
General Administration Department



No. Admn/Misc./932

Date: 25.04.2024

**To whomsoever it may concern**

The Board of Major Port Authority of Syama Prasad Mookerjee Port, Kolkata (SMPK) [formerly Kolkata Port Trust] in its meeting held on 14.11.2023 resolved to recommend draft Syama Prasad Mookerjee Port, Kolkata (Leave Encashment Fund) Regulations, 2024, subject to the approval of Central Government. The said draft Regulations, pursuant to Section 72(1) and sub-section (i) of Section 72(2) of Major Port Authorities Act, 2021, is being notified hereto for general information of public. If anybody has any observation with regard to the said draft Regulations, the same may be intimated to Secretary, SMPK, 15, Strand Road, Kolkata- 700 001 in writing either by post or through e-mail (id- [secretary@kolkataporttrust.gov.in](mailto:secretary@kolkataporttrust.gov.in)), positively within one month from the date of publication of this notification.

(S.K.Dhar)

Secretary (I/C)

For and on behalf of

The Board of Major Port Authority of SMPK

## **SYAMA PRASAD MOOKERJEE PORT KOLKATA (EMPLOYEES LEAVE ENCASHMENT FUND) REGULATIONS, 2024**

In exercise of the powers conferred by Section 72(2)(i) of the Major Port Authorities Act 2021, the Board of Major Port Authority for Syama Prasad Mookerjee Port, Kolkata, with the approval of the Central Government, hereby makes the following regulations namely:-

### 1. Short title and commencement:

- (1) These Regulations may be called the Syama Prasad Mookerjee Port, Kolkata Leave Encashment Fund Regulations, 2024.
- (2) These shall come into force on the date of publication of the official gazette.

### 2. Definitions:-

In these Regulations :

- (a) "Board", Chairperson" and "Deputy Chairperson" shall have the meanings assigned to them in the Major Port Authorities Act, 2021;
- (b) 'General Account' means the General Account of the Board;
- (c) "Financial Adviser and Chief Accounts Officer" means the Financial Adviser and Chief Accounts Officer of the Board, or such other Officer or Officers of the Finance Department as may be prescribed by the Chairman from time to time for any specified purpose or purposes;

- (d) "Employees" means an employee whether permanent or temporary who hold a post on a time scale borne on the Board's Schedule of Employees;
- (e) "Fund" means Syama Prasad Mookerjee, Kolkata Employees' Leave Encashment Fund.
- (f) "Leave" means Earned Leave or Half Pay Leave as admissible under the Kolkata Port Trust Employees' (Leave) Regulations, 1985, and
- (g) "Year" means Financial Year.

3. Constitution of the Fund :-

There shall be formed a Fund to be called the Syama Prasad Mookerjee Port, Kolkata Leave Encashment Fund Regulations, to which shall be credited:

- a) Such annual contribution from the General Account as the Board may decide, reasonably sufficient for meeting the annual and future liability of payments on account of encashment of Earned Leave by employees while in service and encashment of Earned Leave and Half Pay Leave at the time of retirement or resignation as per the provisions of the Kolkata Port Trust Employees' (Leave) Regulations, 1985 as enumerated in Regulation 5 below which may be based on an actuarial valuation of the Fund to be carried out at least once in 4 years, and necessary contribution required to build the Corpus of this Fund, subject to a minimum contribution to the extent of actual expenditure incurred during the previous year.
- b) Interest and profit on investments belonging to the Fund;

- c) Return of any excess payment of any leave encashment as may be recovered or refunded; and
- d) Any other amount made over to the Fund.

4. Administration of the Fund:-

- (1) The Fund shall be administered by a Committee comprising of
  - (i) the Chairperson, (ii) the Deputy Chairperson, Kolkata Dock System, (iii) Deputy Chairperson, Haldia Dock Complex, (iv) the Secretary to the Board (v) General Manager (M&S) HDC, (viii) General Manager (Finance) HDC, (ix) the Financial Adviser and Chief Accounts officer who shall function as Secretary of the Committee.
- (2) The cost of administering the Fund shall be met from the Board's General Account.

5. Expenditure from the Fund :-

The Fund shall be utilized for:-

- (i) Payment of encashment of admissible Earned Leave while in service as per the provisions of the Kolkata Port Trust Employees' (Leave) Regulations, 1985.
- (ii) Payment Of Terminal Encashment Of any leave eligible for encashment at the time of retirement viz. on superannuation, voluntary retirement. or medic-ai invalidation, death while in service or resignation, etc. as may be admissible under Kolkata Port Trust Employees (Leave) Regulations. 1985,

6. Ceiling on accumulation in the Fund :-

There shall be no ceiling on the accumulation in the Fund.

7. Investment of Fund :-

- i. All moneys not immediately required for the purpose of the Fund shall from time to time, be invested by and held in the name of Board, in Fixed Deposits in the State Bank of India or such other Banks as the Central Government may approve of from time to time and also as per the provisions of Income Tax Rules, 1962 applicable to the Superannuation Funds.
- ii. The Chairman may, from time to time, liquidate such investments as may be required to meet the other payments of the Board other than Leave Encashment from this Fund.

8. Interpretation :

If any question arises as to the interpretation of these Regulations, it shall be referred to the Chairman, whose decision thereon shall be final.

9. Repeal and Savings :

All Regulations and/or any circular/ order/ office memorandum corresponding to these Regulations and in force immediately before the Commencement Of these Regulations are hereby repealed.

\*\*\*\*\*