



**TIME BOUND**  
**PARLIAMENT QUESTION**

**Sub:** Lok Sabha Unstarred Que. No. 3964 (Diary No. 11655) for 24.03.2023 regarding "Study leave to Nursing employees" - reg.

Point-wise inputs w.r.t. Sree Chitra Tirunal Institute for Medical Sciences and Technology, Trivandrum (SCTIMST) are:

a) Whether the Government grants Study Leave with salary (pay & allowances) to a permanent nursing employees under Central Government Institutions who have put at least five years of continuous service and if so, the details thereof;	Study leave is granted to all permanent employees of the Institute including Academic staff without pay and allowances under provisions contained in Personnel & Conduct Rules [SPCR] of the Institute. Nursing employees of the Institute are granted study leave to pursue only M.Sc Nursing Course without pay and allowances as per SPCR Chapter IV- Leave Rule 31 (2) (i) "who has satisfactorily completed period of probation and has rendered not less than five years regular continuous service including period of probation under the Institute" and (iv) , "Study leave may be granted to a non-academic employees who desires to take up higher studies on their own expenses without seeking any financial assistance from the Institute including leave salary during the period of study leave etc".
b) Whether such rule is being adhered to in various Autonomous Bodies likes AIIMS DELHI, NIMHANS, PGIMER, JIPMER and SCTIMST, Trivandrum;	
c) If so, the details thereof and if not the reasons therefore:	SCTIMST is an Institution of National Importance under the Ministry of Science & Technology, statutorily established by an Act of Parliament (SCTIMST, Trivandrum, Act 52 of 1980). SCTIMST has its own rules and regulations made under the provision of SCTIMST, Trivandrum, Act 52 of 1980. As per provisions contained in the Act "subject to such rules as may be made in this behalf, the Director and other officers and employees of the Institute shall be entitled to such salary and allowances and shall be governed by such conditions of service in respect of leave, pension, gratuity, provident fund and other matters as may be prescribed by regulations made in this behalf. Therefore Govt of India Rules are not applicable to the employees of SCTIMST as such, until the same are adopted by the Governing Body of the Institute. CCS Leave Rules 1972 is not adopted by the Institute. Moreover, the Hon'ble High Court in its judgment in W.P(C) Nos. 8891/2009 and 17370/2010 held that the Institute has their own powers to adopt the prescription made by the Central Government with riders in its discretion. Therefore sanctioning of salary (Pay and Allowance) during study leave as per CCS Leave Rules 1972 is no longer applicable to the employees of SCTIMST.
d) Whether the Government proposes to take necessary steps to issue order to ensure study leave with pay and allowances are granted to nurses in all Institutes which are not allowing it until now?	Not applicable

Date: 21.03.2023



  
**DIRECTOR**  
21/3/23