

18. शिथिल करने की शक्ति

जहां राज्य सरकार की यह राय हो कि ऐसा करना आवश्यक या समीचीन है, वहां यह, कारणों को अभिलिखित करके, और हिमाचल प्रदेश लोक सेवा आयोग के परामर्श से, आदेश द्वारा, इन नियमों के किन्हीं उपबन्धों को, किसी वर्ग या व्यक्ति (व्यक्तियों) के प्रवर्ग या पद(पदों) की बाबत, शिथिल कर सकेगी।

[Authoritative English text of this Department Notification No. Per. (Trg.)A(3)-1/85-Vol.-I, dated the 18-11-2006 as required under clause (3) of Article 348 of the Constitution of India].

TRAINING AND FOREIGN ASSIGNMENT DEPARTMENT

NOTIFICATION

Shimla-2, the 18th November, 2006

No. Per(Trg)A(3)-1/85-Vol. I.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor, Himachal Pradesh in consultation with the Himachal Pradesh Public Service Commission is pleased to make the Recruitment and Promotion Rules for the post of the Superintendent, Grade-I (Class-I, Gazetted) (Ministerial Services) in the Himachal Pradesh Institute of Public Administration, as per Annexure-I attached to this Notification, namely :—

1. *Short title and commencement.*—(i) These rules shall be called the Himachal Pradesh Institute of Public Administration, Superintendent, Grade-I (Class-I, Gazetted) (Ministerial Services) Recruitment and Promotion Rules, 2006.

(ii) These rules shall come into force from the date of publication in the Rajpatra, Himachal Pradesh.

2. *Repeal and savings.*—(i) The Himachal Pradesh Institute of Public Administration, Superintendent Grade-I, Class-II (Gazetted) (Ministerial Services) Recruitment and Promotion Rules, 1997 notified vide this Department Notification No. Per. (Trg.)A(3)-1/85-Vol. I, dated the 24th July, 1997, are hereby repealed.

(ii) Notwithstanding such repeal, any appointment made, anything done or any action taken under the rules, so repealed under rule 2 (i) *supra* shall be deemed to have been validly made, done or taken under these rules.

By order,

RAJWANT SANDHU,
Principal Secretary.

R & P of Suptd. Grade-I

ANNEXURE-I

RECRUITMENT AND PROMOTION RULES FOR THE POST OF SUPERINTENDENT GRADE-I, CLASS-I (GAZETTED) IN THE DEPARTMENT OF TRAINING AND FOREIGN ASSIGNMENT (HIPA) HIMACHAL PRADESH

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|---------------------|-------------------------|
| 1. Name of the post | Superintendent, Grade-I |
| 2. Number of posts | 1 (One) |

- | | |
|---|--|
| 3. Classification | Class-I (Gazetted) (Ministerial Services) |
| 4. Scale of pay | Rs. 7220-220-8100-275-10300-340-11660 |
| 5. Whether selection post or Non-Selection post. | Non Selection |
| 6. Age for direct recruitment | No |
| 7. Minimum educational and other qualifications required for direct recruits. | No |
| 8. Whether age and educational qualifications prescribed for direct recruits will apply in the case of the promotees. | Age : No
Educational Qualification : No |
| 9. Period of probation, if any | Two years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and reasons to be recorded in writing. |
| 10. Methods of recruitment, whether by direct recruitment or by promotion, deputation, transfer and the percentage of posts to be filled in by various methods. | 100% by promotion. |
| 11. In case of recruitment by promotion, deputation, transfer, grades from which promotion/deputation/transfer is to be made. | By promotion from amongst the following with 3 years regular service or regular combined with continuous <i>ad hoc</i> service rendered, if any, in the grade.
(i) Superintendent, Grade-II 75%
(ii) Personal Assistant 25%

For the purpose of promotion the following 4 point roster shall be followed :—
(i) 1st post Superintendent Grade-II
(ii) II nd post Superintendent Grade-II
(iii) III rd post Personal Assistant
(iv) IV th post Superintendent Grade-II

thereafter the roster will be rotated accordingly.

(1) In all cases of promotion, the continuous <i>ad hoc</i> service rendered in the feeder post, if any, prior to regular appointment to the post shall be taken into account towards the length of service as prescribed in these Rules for promotion subject to the condition that the <i>ad hoc</i> |

appointment/promotion in the feeder category had been made after following proper acceptable process of selection in accordance with the provisions of Recruitment and Promotion Rules:

Provided that in all cases where a junior person becomes eligible for consideration by virtue of his/her total length of service (including the service rendered on *ad hoc* basis, followed by regular service/appointment) in the feeder post in view of the provisions referred to above, all persons senior to him/her in the respective category/post/cadre shall be deemed to be eligible for consideration and placed above the junior person in the field of consideration :

Provided further that all incumbents to be considered for promotion shall possess the minimum qualifying service of atleast three years or that prescribed in the Recruitment and Promotion Rules for the post, whichever is less :

Provided further that where a person becomes ineligible to be considered for promotion on account of the requirements of the preceding proviso, the person(s) junior to him/her shall also be deemed to be ineligible for consideration for such promotion.

Explanation.—(1) The last proviso shall not render the junior incumbents ineligible for the consideration for promotion if the senior ineligible persons happened to be Ex-servicemen recruited under the provisions of Rule-3 of Demobilized Armed Forces Personnel (Reservation of vacancies in Himachal State Non-Technical Services) Rules, 1972 and having been given the benefit of seniority thereunder or recruited under the provisions of Rule-3 of the Ex-servicemen (Reservation of vacancies in the Himachal Pradesh Technical Services) Rules, 1985, and having been given the benefit of seniority there under.

(2) Similarly, in all cases of confirmation, continuous *ad hoc* service rendered in the feeder post, if any, prior to the regular appointment/promotion against such post shall be taken into account towards the length of service, if the *ad hoc* appointment/promotion had been made after proper selection and in accordance with the provisions of the Recruitment and Promotion Rules :

Provided that *inter-se* seniority as result of confirmation after taking into account, *ad hoc* services rendered as referred to above shall remain unchanged.

12. If a Departmental Promotion Committee exists, what is its composition.

As may be constituted by the Government from time to time.

13. Circumstances under which the H.P.P.S.C is to be consulted in making recruitment.

As required under the law

14. Essential requirement for a direct recruitment.

Not applicable

15. Selection for appointment to post by direct recruitment.

Not applicable

16. Reservation

The appointment to the service shall be subject to orders regarding reservation in the service for Scheduled Castes/Scheduled Tribes/Other Backward Classes/other Categories of persons issued by the Himachal Pradesh Government from time to time.

17. Departmental Examination

Every member of the service shall pass a Departmental Examination as prescribed in the Himachal Pradesh Departmental Examination Rules, 1997, as amended from time to time.

18. Power to relax

Where the State Government is of the opinion that it is necessary or expedient to do so, it may, by order for reasons to be recorded in writing and in consultation with the Himachal Pradesh Public Service Commission relax any of the provisions of these Rules with respect to any class or category of person(s) or post(s).