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Authoritative English Text of the Government Notification No. Per(Trg.) B(12)-40/95-I, dated the 28th November, 1998, as required under clause (3) of Article 348 of the Constitution of India.

Government of Himachal Pradesh
Department of Personnel
(*Training and Foreign Assignments)*

No. Per(Training)B(12)-40/95-I, Dated Shimla-2, the 28th November, 98.

NOTIFICATION

In exercise of the powers conferred by the 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 following rules further to amend the H.P. Departmental Examination Rules, 1997, notified vide this Department's Notification No. Per (Training)B(12)-40/95, dated the 13th March, 1997, namely:-

- 1. (i) These Rules shall be called the Himachal Pradesh Departmental Examination (Second Amendment) Rule, 1998.
- (ii) These Rules shall come into force from the date of publication in Himachal Pradesh Rajpatra.
- 2. After clause (iv) before clause (v) of sub-rule (2) of Rule 2, of the H.P. Departmental Examination Rules, 1997 (hereinafter referred the said rules) following clause (v) shall be inserted namely:-
 "(v) All Superintendents Grade-II and Senior Assistants Class-III (Non-Gazetted) working under the Himachal Pradesh Government". Thereafter the existing clause (v) shall be re-numbered as (vi).
- 3. After the existing sub-rule (7) of Rule 7, of the said rules the following new sub rule (8) shall be added namely:-

Amendment of Rule 2.

Amendment of Rule 7.

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"(8) All the Superintendent Grade-II and Senuor Assistant, Class-III (Non Gazetted) appointed to the non-gazetted services of the State of Himachal Pradesh by promotion or by direct reoruitment or by any other method of reoruitment shall be eligible to appear in the Departmental examination under these rules, irrespective of the fact whether departmental examination has been prescribed in their respective recruitment and promotion Rules or not".

Amendment of Rule 19

4. After Rule 19 of the said rules, following Rule 19-A shall be inserted, namely:-

" 19-A. The Departmental Examination under these rules to the categories of employees as specified in clause (v) of sub rule (2) of rule 2 shall be treated as Optional Examination but every such member shall be entitled for the grant of T.A./Leave etc. and the period spent for appearing in departmental examination will be treated as duty as per provisions of Rule 19".

Amendment of Rule 21.

5. After the existing provisio below Rule 21 of the said rules, the following second and third provisos shall be added as under, namely:-

" Provided further that the provisions of this Rule shall not be applicable to the category of employees as specified in clause (v) of sub-rule (2) of Rule 2 until they are promoted/appointed against st the Gazetted posts".

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Provided further that any employee falling under the category as specified in clause (v) of sub-rule(2) of Rule 2 who passes the departmental examination under these rules shall not be required to pass the departmental examination under these Rules on his appointment/promotion to the Gazetted post as specified in clause (iv) of sub-rule (2) of rule-2".

Amendment of Rule 23 (2).

6. The existing sub-rule (2) of Rule 23 of the said rules, shall be substituted as under, namely:-

"A gazetted officer on the attainment of 50 years of age shall not be required to appear in the departmental examination prescribed under these n rules, as amended from time to time for the purpose of crossing the Efficiency Bar/Proficiency Step-up/Higher Scale next due and confirmation in the service. However, the Gazetted Officers who have crossed the age of 55 years shall not be required to pass the departmental Examination prescribed under these rules for the purpose of further promotion".

Amendment of Rule 24(3)

7.

In the first and fourth lines of sub-rule(3) of rule 24, of the said rules, after the word "Officers", the following sign and word shall be inserted; namely:-
" / officials (Non-Gazetted)".

By Order

(Arvind Kaul)
F.C.-cum-Secretary(Training) to the
Government of Himachal Pradesh


Endst. No. Per(Trg.) B(12)-40/95-I, Dated Shimla-2, the 22nd Nov., 1998.

Copy forwarded to:-

1. All the Secretaries/Special Secretaries/Additional Secretaries/
Joint Secretaries/Deputy Secretaries/Under Secretaries to the
Govt. of H.P.

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2. The Secretary, Himachal Pradesh Public Service Commission Shimla-2 with 3 spare copies for information and necessary action.
3. All Divisional Commissioners in Himachal Pradesh.
4. All Heads of Departments in Himachal Pradesh.
5. The Director, H.P. Institute of Public Administration, Fairlawns, Shimla-12.
6. All the Deputy Commissioners in Himachal Pradesh.
7. The Secretary, Himachal Pradesh Board of Departmental Examination, Fairlawns, Shimla-12 for information and necessary action.
8. The Controller, Printing and Stationery, H.P. for publication in the Extra-Ordinary Rajpatra. He is requested to supply 40 copies of the Rajpatra to this Department immediately.
9. The Guard File.


25/11/98
Under Secretary (Trg.) to the
Government of Himachal Pradesh.