

(AUTHORITATIVE ENGLISH TEXT OF THIS DEPARTMENT NOTIFICATION NO. HEALTH-A-A(3)-13/2010, DATED 16-10-2017 AS REQUIRED UNDER CLAUSE (3) OF ARTICLE 348 OF THE CONSTITUTION OF INDIA).

GOVERNMENT OF HIMACHAL PRADESH  
DEPARTMENT OF HEALTH & FAMILY WELFARE

4986  
27/11/17

No. Health-A-A(3)-13/2010, Dated Shimla-171002, the 16-10-2017

NOTIFICATION

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 Pharmacist, Class-III (Non-Gazetted), in the Department of Health & Family Welfare, Himachal Pradesh as per Annexure-"A" attached to this notification, namely :-

- Short title and commencement :
  1. (1) These rules may be called the Himachal Pradesh, Department of Health and Family Welfare, Pharmacist, Class-III (Non-Gazetted) Recruitment and Promotion Rules, 2017.
  - (2) These rules shall come into force from the date of publication in the Rajpatra (e-Gazette), Himachal Pradesh.
- Repeal & savings:
  1. (1) The Himachal Pradesh, Department of Health & Family Welfare, Pharmacist, Class-III (Non-Gazetted), Recruitment and Promotion Rules, 2011 notified vide this Department Notification No. Health-A(3)-13/2010, dated 21 May, 2011 and as published in the Rajpatra, Himachal Pradesh dated 25.05.2011 vide notification No. Health-A-A(3)-13/2010 dated 21-05-2011 are hereby repealed.
  - (2) Notwithstanding such repeal, any appointment made or anything done or any action taken under the rules, so repealed under sub rule 2 (1) supra shall be deemed to have been validly made or done or taken under these rules.

By Order

Secretary (Health) to the  
Government of Himachal Pradesh.

Endst.No. Health-A-A(3)-13/2010 Dated Shimla-171002, the 16-10-2017

1. The Accountant General (Audit), H.P. Shimla-3.
2. The Secretary, H.P. Public Service Commission, Shimla-2.
3. The Controller, H.P. Printing Stationery Dept., Shimla-5 for publication in the Extra Ordinary Rajpatra.
4. The JLR-cum-Joint Secretary (Law) to the Govt. of H.P. Shimla-2.
5. The Director of Health Services, Shimla-9.

(Parkash Chand)  
Deputy Secretary (Health) to the  
Government of Himachal Pradesh.

*Handwritten notes and signatures at the bottom left, including 'Sd. Parkash Chand' and '27/11/17'.*

# RECRUITMENT AND PROMOTION RULES FOR THE POST OF PHARMACIST, (NON-GAZETTED) CLASS-III, IN THE DEPARTMENT OF HEALTH AND FAMILY WELFARE, HIMACHAL PRADESH.

1. Name of Post : Pharmacist
2. Number of Post : 870 (Eight Hundred and Seventy)
3. Classification : Class-III (Non Gazetted),
4. Scale of Pay : (i) Pay band for regular incumbent(s):  
₹ 5910-20200 + ₹ 3000 Grade Pay.  
(ii) Emoluments for Contract Employee(s):  
₹.8910/- P.M as per details given in  
Column No.15-A.
5. Whether "Selection" post or "Non- Selection" post : Not Applicable
6. Age for direct recruitment: : Between 18 to 45 years:

Provided that the upper age limit for direct recruits will not be applicable to the candidates already in service of the Government including those who have been appointed on adhoc or on contract basis.

Provided further that if a candidate appointed on adhoc basis or on contract basis had become over-age on the date he/she was appointed as such he /she shall not be eligible for any relaxation in the prescribed age- limit by virtue of his/her such adhoc or contract appointment:

Provided further that upper age limit is relaxable for Scheduled Castes / Scheduled Tribes/Other Backward Classes and Other categories of persons to the extent permissible under the general or special order(s) of the Himachal Pradesh Government:

Provided further that the employees of all the Public Sector Corporations and Autonomous Bodies who happened to be Government Servants before absorption in Public Sector Corporations/Autonomous Bodies at the time of initial constitutions /of such Corporations/ Autonomous Bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not, however, be admissible to such staff of the Public Sector Corporations/ Autonomous Bodies who were/are subsequently appointed by such Corporation/Autonomous Bodies and who are/were finally absorbed in the service of such Corporations/Autonomous Bodies after initial constitution of the Public Sector Corporations/Autonomous Bodies.

Note: Age limit for direct recruitment will be reckoned on the first day of the year in which the Post(s) is/are advertised for inviting applications or notified to the Employment Exchanges, as the case may be.

7 Minimum Educational and other qualifications required for direct recruit(s)

- (a) Essential Qualification(s):
  - (i) 10 plus 2 in Science from a recognized Board of School Education.
  - (ii) Degree or Diploma in Pharmacy from a recognized University or an Institution

duly recognized by the Central/State Government.

- (iii) Must be registered with the Pharmacy Council of the concerned State/ Central Government.

(b) Desirable Qualification(s):

Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.

- (c) Notwithstanding the provision contained in sub-rule a (i) supra the candidates who have done diploma in Pharmacy prior to 12-9-2001 and are matriculates shall not be rendered ineligible.

8 Whether age and educational qualification prescribed for direct recruit(s) will apply in the case of the promotee(s) :

Age : Not applicable  
Educational Qualification : Not applicable

9 Period of probation, if any :

(a) 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.

(b) No probation in case of appointment on contract basis, tenure basis, re-employment after superannuation and absorption.

10 Method(s) of recruitment, whether by direct recruitment or by promotion/secondment/transfer and the percentage of post(s) to be filled in by various methods:

100% by direct recruitment in the following manner:-

(i) 50% by direct recruitment on a regular basis or by recruitment on contract basis, as the case may be, through the concerned recruiting agency.

(ii) 50% recruitment on batch wise basis on a regular basis or on contract basis, as the case may be, at Department level.

11 In case of recruitment by promotion/ secondment/ transfer, grade for which promotion/ secondment/ transfer is to be made :

Not applicable.

If a Departmental Promotion/ Confirmation Committee exists, what is its composition?

(a) Departmental Promotion Committee:  
Not applicable

(b) Departmental Confirmation Committee:  
As may be constituted by the Government from time to time.

13 Circumstances under which the Himachal Pradesh Public Service Commission (H.P.P.S.C.) is to be consulted in making recruitment:

As required under the law.

14 Essential requirement for direct recruitment

A candidate for appointment to any service or post must be a citizen of India.

15 Selection for appointment to post by direct recruitment:

Direct Recruitment :

Selection for appointment to the post in the case of direct recruitment shall be made on the basis of merit of written examination followed by evaluation as specified in Appendix-I appended to these rules, or if the Himachal Pradesh Public Service Commission or other recruiting agency/authority, as the case may be, so considers necessary or expedient on the basis of merit of written examination followed by evaluation as specified in Appendix-I appended to these Rules, preceded by a screening test (objective type) or practical test or skill test or physical test, the standard/syllabus, etc. of which, will be determined by the Himachal Pradesh Public Service Commission/other recruiting agency/ authority, as the case may be.

Batch Wise Recruitment :

Selection for appointment to the post in the case of contract appointment on batch-wise basis will be made by the concerned recruiting authority i.e. Director, Health Services on the basis of batch-wise merit/inter-se-seniority of the candidates of a particular batch which has passed out from recognized University/ Institution duly recognized by the State/Central Government. The date recorded on the original "Detail Marks Certificate" of final professional examination of the candidate by the concerned University/ Institution shall be deemed as the date for reckoning the batch of the candidate. The batch-wise merit of a particular batch shall be determined on the basis of marks obtained in the degree/diploma course in Pharmacy. While preparing batch-wise inter-se-seniority, the candidates possessing professional

ad

degrees shall be placed en-bloc above the diploma holders. In case, the marks obtained in degree/diploma by two or more candidates are same, the inter-se-merit would be decided on the basis of marks obtained in 10+2 level and if there is still a tie, the candidates senior in age would be placed above.

### 15-A Selection for appointment to the post by contract appointment :

Notwithstanding anything contained in these rules, contract appointment to the post will be made subject to the terms and conditions given below:-

#### ( I ) CONCEPT:-

(a) Under this policy, the Pharmacist in the Health & Family Welfare Department will be engaged on contract basis initially for one year, which may be extendable on year to year basis.

Provided that for extension/ renewal of contract period on year to year basis the concerned HOD shall issue a certificate that the service and conduct of the contract appointee is satisfactory during the year and only then his period of contract is to be renewed/ extended.

#### (b) POST FALLS WITHIN THE PURVIEW OF HPSSC:

The Director, Health & Family Welfare H.P. after obtaining the approval of the Government to fill up the vacant post(s) on contract basis will place the requisition with the concerned recruiting agency i.e. Himachal Pradesh Staff Selection Commission, Hamirpur.

#### (c) POST FALLS OUT OF THE PURVIEW OF HPSSC:

The Director of Health Services after obtaining the approval of the Government to fill up the vacant posts on contract basis will advertise the details of vacant posts in at least two leading newspapers and invite applications from the candidates having the prescribed qualifications and fulfilling the other eligibility condition as prescribed in these rules.

(d) The Selection will be made in accordance with the eligibility conditions prescribed in these R&P Rules.

### II CONTRACTUAL EMOLUMENTS :

The Pharmacist appointed on contract basis will be paid consolidated fixed contractual amount @ ₹ 8910/- P.M. (which shall be equal to minimum of the pay band +grade pay). An amount of ₹ 267 /- (3% of the minimum of pay band+grade pay of the post) as annual increase in contractual emoluments for the subsequent year(s) will be allowed if contract is extended beyond one year.

### III. APPOINTING /DISCIPLINARY AUTHORITY

Director of Health Services H.P. will be the appointing and disciplinary authority.

#### IV SELECTION PROCESS:

##### (a) FOR POST (S) FALLING WITHIN THE PURVIEW OF HPSSC:

Selection for appointment to the post in the case of Contract Appointment shall be made on the basis of merit of written examination followed by evaluation as specified in Appendix-I appended to these rules, or if considered necessary or expedient on the basis of merit of written examination followed by evaluation as specified in Appendix-I appended to these rules, preceded by a screening test (objective type) or practical test or skill test or physical test, the standard/syllabus, etc. of which, will be determined by the concerned recruiting agency i.e. Himachal Pradesh Staff Selection Commission, Hamirpur.

##### (b) FOR POST (S) FALLING OUT OF THE PURVIEW OF HPSSC:

Selection for appointment to the post in the case of contract appointment on batch-wise basis will be made by the concerned recruiting authority i.e. Director Health Services on the basis of batch-wise merit/inter-se-seniority of the candidates of a particular batch which has passed out from recognized University/ Institution duly recognized by the State/Central Government. The date recorded on the original "Detail Marks Certificate" of final professional examination of the candidate by the concerned University / Institution shall be deemed as the date for reckoning the batch of the candidate. The batch-wise merit of a particular batch shall be determined on the basis of marks obtained in the degree/diploma course in Pharmacy. While preparing batch-wise inter-se-seniority, the candidates possessing professional degree shall be placed en-bloc above the diploma holders. In case, the marks obtained in degree/diploma by two or more candidates are same, the inter-se-merit would be decided on the basis of marks obtained in 10+2 level and if there is still a tie, the candidates senior in age would be placed above.

#### V COMMITTEE FOR SELECTION OF CONTRACTUAL APPOINTMENTS:

##### (a) FOR POST(S) FALLING WITHIN THE PURVIEW OF HPSSC

As may be constituted by the concerned recruiting agency i.e. Himachal Pradesh Staff Selection Commission, Hamirpur from time to time.

##### (b) FOR POST(S) FALLING OUT SIDE THE PURVIEW OF HPSSC

As may be constituted by the concerned recruiting authority i.e. Director, Health Services from time to time.

#### VI AGREEMENT:

After selection of a candidate, he/she shall sign an agreement as per Appedix-"II" appended to these Rules.

#### VII TERMS AND CONDITIONS:

- ad*
- (a) The contractual appointee will be paid fixed contractual amount @ ₹ 8910/- P.M (which shall be equal to minimum of the pay band + grade pay). The contract appointee will be entitled for increase in contractual amount @ ₹ 267/- (3% of minimum of the pay band + grade pay of the post) for further extended years and

no other allied benefits such as senior/ selection scales etc. will be given.

(b) The service of the Contract Appointee will be purely on temporary basis. The appointment is liable to be terminated in case the performance/conduct of the contract appointee is not found satisfactory

(c) The contract appointee will be entitled for one day's casual leave after putting one month service, 10 days' Medical Leave and 5 days' Special Leave, in a calendar year. A female contract appointee with less than two surviving children may be granted maternity leave 135 days'. A female contract appointee shall also be entitled for maternity leave not exceeding 15 days' (irrespective of the number of surviving children) during the entire service, in case of miscarriage including abortion, on production of medical certificate issued by the authorized Government Medical Officer. A contract employee shall not be entitled for medical reimbursement and LTC etc. No leave of any other kind except above is admissible to the contract appointee:

Un-availed Casual Leave, Medical Leave and Special Leave can be accumulated upto the calendar year and will not be carried forward for the next calendar year.

(d) Unauthorized absence from duty without the approval of the controlling officer shall automatically lead to the termination of the contract. However, in exceptional cases where the circumstances for un-authorized absence from duty were beyond his/her control on medical grounds, such period shall not be excluded while considering his/her case for regularization but the incumbent shall have to intimate the controlling authority in this regard well in time. However, the contract appointee shall not be entitled for contractual amount for this period of absence from duty:

Provided that he/she shall submit the certificate of illness/fitness issued by the Medical Officer, as per prevailing instructions of the Government.

(e) An official appointed on contract basis who has completed three years tenure at one place of posting will be eligible for transfer on need based basis wherever required on administrative grounds.

(f) Selected candidate will have to submit a certificate of his/her fitness from a Government/Registered Medical Practitioner. Women candidate pregnant beyond 12 weeks will stand temporarily unfit till the confinement is over. The women candidate will be re-examined for fitness from an authorized Medical Officer/Practitioner.

(g) Contract appointee will be entitled to TA/DA if required to go on tour in connection with his/her official duties at the same rate as applicable to regular counter part officials at the minimum of pay scale.

(h) Provisions of service rules like FRSR, Leave Rules, GPF Rules, Pension Rules and Conduct rules etc. as are applicable in case of regular employees will not be applicable in case of contract appointees. The Employees Group Insurance Scheme as well as EPF/GPF will also not be applicable to contract appointee(s).

122  
issued by the Himachal Pradesh Government  
from time to time.

Not Applicable.

7. Departmental Examination

8. Power to Relax

Where the State Government is of the opinion  
that it is necessary or expedient to do so, it may,  
and in consultation with the Himachal Pradesh  
Public Service Commission, relax any of the  
provision(s) of these rules with respect to any  
class or category of person(s) or post(s).

ad



APPENDIX-I

<u>WRITTEN TEST</u>		85 marks
1.	{Percentage of marks obtained in written examination to be calculated out of 85 marks. For example, a candidate getting 50% marks in written examination will be given 42.5 marks}.	
2.	<p>Evaluation of candidate to be made in the following manner:-</p> <p>i) Weightage for the minimum educational qualification, prescribed in the Recruitment &amp; Promotion Rules. =2.5 Marks</p> <p>{Percentage of marks obtained in the educational qualification would be multiplied by 0.025. For example, an individual has secured 50% marks in the required educational qualification, he/she will be allowed 1.25 marks (50x0.025=1.25)}</p> <p>ii) Belonging to notified Backward Area or Panchayat, as the case may be. =01 Mark</p> <p>iii) Land less family/family having land less than 1 Hectare to be certified by the concerned Revenue Authority. =01 Mark</p> <p>iv) Non-employment Certificate to the effect that none of the family members is in Government/Semi-Government service. =01 Mark</p> <p>v) Differently abled persons with more than 40% impairment/disability/infirmity. =01 Mark</p> <p>vi) NSS (atleast one year)/certificate holders in NCC/ The Bharat Scout and Guide/Medal winner in National Level sports competitions. =01 Mark</p> <p>vii) BPL family having annual income (from all sources) below ₹40,000/-or as prescribed by the Govt. from time to time. =02 Marks</p> <p>viii) Widow/divorced/destitute/single woman. =01 Mark</p> <p>ix) Single daughter/Orphan =01 Mark</p> <p>x) Training of atleast 6 months duration related to the post applied for from a recognized University/ Institution. =01 Mark</p> <p>xi) Experience upto a maximum of 5 years in Govt./Semi-Govt. Organization relating to the post applied for (0.5 marks only for each completed year) =2.5 Marks</p>	15 marks

20 Copies

Personal Attention

Seen  
 Chairman.....  
 Member-I.....  
 Member-II.....  
 Member-III.....  
 Member-IV.....  
 Secretary..... From  
 Deputy Secretary.....  
 Under Secretary.....  
 Law Officer..... To

No. PER (AP)C-C(17) -2/2018-  
 Government of Himachal Pradesh  
 Department of Personnel (AP-III)

\*\*\*\*\*

The Addl. Chief Secretary (Personnel) to the  
 Government of Himachal Pradesh

1. The Director,  
 Department of Empowerment of SCs/OBCs and Minority  
 Affairs and Specially Abled, Shimla-9
2. The Director,  
 Youth Services and Sports, Shimla-2.
3. The Secretary,  
 H.P. Public Service Commission,  
 Shimla-171002.
4. The Secretary,  
 H.P. Staff Selection Commission,  
 Hamirpur-177001.
5. The Chairman-cum-Managing Director,  
 H.P. Ex-Servicemen Corporation, Hamirpur-177001.

Dated: Shimla-171002, the 23<sup>rd</sup> October, 2020

Subject: - Eligibility for Appointment to Class-III and Class-IV Posts.

Sir,

I am directed to invite your attention to the Himachal Pradesh Eligibility for Appointment to Class-III and Class-IV Posts, Rules, 2019 framed vide this department notification of even number dated 19-11-2019. As per the provisions of the Rule 4 of Rules ibid:

"A candidate shall be eligible for appointment to Class-III post(s), if he/she has passed Matriculation and 10+2 and to Class-IV post(s), if he/she has passed Middle or Matriculation from any School/Institution situated in Himachal Pradesh:

Provided this condition shall not apply to Bonafide Himachalis."

Further, it has been provided explicitly under Rule 2(2) that:

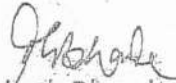
SE (EAT) / J.P. H. (Reg)  
 29/10/20

*[Handwritten Signature]*

"These rules may be read with Clause 7 of the Recruitment and Promotion Rules framed under article 309 of Constitution of India in any Government Department for Class-III and Class-IV posts."

Accordingly wherever requisition is received for filling up Class-I and /or Class-IV posts from any department under the State Government, it may be ensured that copies of the R&P Rules for the relevant post and Himachal Pradesh Eligibility for Appointment to Class-III and Class-IV Posts, Rules, 2019 are invariably annexed with such requisition and the eligibility of the applicants is determined accordingly.

Yours faithfully,

  
(Om Prakash Bhandari)  
Joint Secretary (Personnel) to  
Government of Himachal Pradesh  
Telephone No. 0177-26260