

Government of Himachal Pradesh
Department of Fisheries

Directorate of Fisheries
984

No. Fish-A (3)-5/2011 Dated: Shimla-2, the 10 December, 2012
29 JAN 2013

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 H.P. Public Service Commission is pleased to make the Recruitment & Promotion Rules for the post of Pump Operator-cum-Helper, Class-IV (Non-Gazetted) in the Department of Fisheries, Himachal Pradesh as per Annexure-A, Attached to the notification, namely

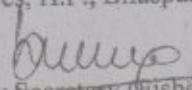
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|------------------------------|---|---|
| Short title and Commencement | 1 | (i) These rules may be called the Himachal Pradesh Department of Fisheries, Pump Operator-cum-Helper, Class-IV (Non-Gazetted), Recruitment & Promotion Rules, 2012 |
| | | (ii) These rules shall come into force from the date of their publication in Rajpatra, Himachal Pradesh. |
| Repeal and Savings | 2 | (i) The Himachal Pradesh Department of Fisheries, Pump Operator-cum-Helper, Class-IV (Non-Gazetted) R&P Rules, 1993 notified vide notification No. Fish-A(3)-4/91 dated 07-09-1993 are hereby repealed. |
| | | (ii) Notwithstanding such repeal any appointment made or anything done or any action taken under the rules so repealed under sub-rule (i) supra shall be deemed to have been validly made, done or taken under these rules. |

By Order,

Additional Chief Secretary (Fisheries) to the
Government of Himachal Pradesh

Endst. No.: As above. Dated Shimla-2, the 10 December, 2012
Copy is forwarded to the following:-

1. All the Administrative Secretaries to the Govt. of HP, Shimla-2
2. The Controller, P&S, Shimla-5 for publication in the Rajpatra.
3. The Assistant Legislative Draftsman (English), HP Sectt. Shimla-2.
4. The Director-cum-Warden of Fisheries, H.P., Bilaspur-174001.


Deputy Secretary (Fisheries) to the
Government of Himachal Pradesh

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"ANNEXURE-A"

RECRUITMENT AND PROMOTION RULES FOR THE POST OF PUMP OPERATOR-CUM-HELPER, (NON-GAZETTED) CLASS-IV, IN THE DEPARTMENT OF FISHERIES, HIMACHAL PRADESH.

- 1 Name of Post: Pump Operator-cum-Helper
- 2 Number of Posts: 01 (One)
- 3 Classification: Class-IV (Non-Gazetted)
- 4 Scale of pay: (I) Pay scale for regular incumbents :
Pay Band ₹ 4900-10680+ ₹ 1400 Grade Pay
(II) Emoluments for contract employees :
₹ 6300/- as per detail given in Col. 15-A.
- 5 Whether selection post or Non-selection post: Not Applicable.
- 6 Age for direct recruitment: Between 18 and 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 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 Schedule Caste/ Schedule Tribe/ 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 Corporation and autonomous bodies who happened to be Govt. servants before absorption in Public Sector Corporations/Autonomous Bodies at the time of initial of such Corporations/Autonomous Bodies shall be allowed age concession in direct recruitment as admissible to the Government servants. This concession will not however, be admissible to such staff of the Public Sector/Corporation/ Autonomous bodies who are/ were finally absorbed in the service of such Corporation/ Autonomous after initial constitution of the Public Sector Corporation/ Autonomous bodies.

(1) Age limit for direct recruitment will be consider on the first day of the year in which the post (s) is / are advertised for inviting application or notified to the Employment Exchanges or as the case may be.

(2) Age and experience in the case of direct recruitment relaxable at the discretion of the Himachal Public Service Commission in case the candidate is otherwise well qualified.

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- 7 Minimum Educational and other qualification required for direct recruits
 - a) Essential Qualification(s):-
 - (i) Matric or its equivalent from a recognized Board of School Education or from an Institution duly recognized by the Himachal Pradesh Government/Central

Government.

(ii) Must possess 04 years' practical experience in handling Pump Sets, Generators and other farm equipments from the Government./semi-government Institution or from an Institution duly recognized by the Himachal Pradesh Government/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.

Age : Not applicable.

Educational Qualification: Not Applicable.

8. Whether age and educational qualifications prescribed for direct recruits will apply in the case of the promotees.

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. Method(s) of recruitment, whether by direct recruitment or by promotion, deputation, transfer and the percentage of post(s) to be filled in by various methods.

100 % by direct recruitment on a regular basis or by recruitment on contract basis, as the case may be failing which on secondment basis / transfer. The contract employees will get emoluments as given in Col. 15-A and will be governed by service conditions as specified in the said column.

11. In case of recruitment by promotion, deputation, transfer, grade from which promotion/ deputation/ transfer is to be made.

On secondment basis / by transfer from amongst the incumbents of this post working in the identical pay scales from other Government Departments.

12. If a departmental promotion committee, exists, what is its composition

No applicable

13. Circumstances under which the HP PSC is to be consulted in making recruitments.

As required under the Law

14. Essential requirement for a 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

Selection for appointment to the post in the case of direct recruitment shall be made on the basis of viva-voce test if the Himachal Pradesh Public Service Commission or other recruiting authority, as case may be, so consider necessary or expedient by a written test or practical test, the standard/ syllabus etc. of which will be determined by the Commission/ or other recruiting authority, as the case may be.

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

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

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(I) CONCEPT

(a) Under this policy, the Pump Operator-cum-Helper in the Department of Fisheries, H.P. 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 OUTSIDE THE PURVIEW OF HPSC/HPSSSB:

The Director, Fisheries Himachal Pradesh after obtaining the approval of the Government to fill-up the vacant posts on contract basis will advertise the detail of the vacant post in atleast two leading newspapers and invite application from candidates having the prescribed qualifications and fulfilling the other eligibility conditions as prescribed in these Rules.

(c) The selection will be made in accordance with the eligibility conditions as prescribed in these R&P Rules.

(II) CONTRACTUAL EMOLUMENTS

The Pump Operator-cum-helper appointed on contract basis will be paid consolidated fixed contractual amount @ ₹ 6300/- Per month (which shall be equal to minimum of pay band+Grade pay). An amount of ₹ 189/- (3% of the minimum of pay band + grade pay of the post) as per 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-cum-warden of Fisheries Himachal Pradesh. will be appointing and disciplinary authority.

(IV) SELECTION PROCESS:

Selection for appointment to the post in the case of contract appointment will be made on the basis of viva-voce test or if consider necessary or expedient by a written test or practical test the standard / syllabus etc. of

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which will be determined by the concerned recruiting authority i.e. the Director-cum-warden of Fisheries, Himachal Pradesh.

(V) COMMITTEE FOR SELECTION OF CONTRACTUAL APPOINTMENTS:

As may be constituted by the concerned recruiting authority i.e. the Director of Fisheries, Himachal Pradesh from time to time.

VI) AGREEMENT:

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

(VII) TERMS AND CONDITIONS:

(a) The contract appointee will be paid fixed contractual amount @ ₹ 6300/- per month (which shall be equal to minimum of the pay band + Grade Pay). The Contract Appointee will be entitled for increase in contractual amount @ ₹ 189/- (3% 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. shall 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) Contract appointee will be entitled for one day casual leave after putting one month service. However, the contract employee will also be entitled for 12 weeks Maternity Leave and 10 days Medical Leave. He/She shall not be entitled for Medical Re-imburement and LTC etc. No leave of any other kind above is admissible to the contract appointee.

Provided that the un-availed Casual Leave and Medical Leave can be accumulated upto the Calendar Year and will not be carried forward for the next Calendar Year.

(d) Unauthorized absence from the duty without the approval of the controlling officer shall automatically lead to the termination of the contract. Contract appointee shall not be entitled for

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

(VII) TERMS AND CONDITIONS:

(a) The contract appointee will be paid fixed contractual amount @ ₹ 6300/- per month (which shall be equal to minimum of the pay band + Grade Pay). The Contract Appointee will be entitled for increase in contractual amount @ ₹ 189/- (3% 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. shall 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) Contract-appointee will be entitled for one day casual leave after putting one month service. However, the contract employee will also be entitled for 12 weeks Maternity Leave and 10 days Medical Leave. He/She shall not be entitled for Medical Re-imbursement and LTC etc. No leave of any other kind above is admissible to the contract appointee.

Provided that the un-availed Casual Leave and Medical Leave can be accumulated upto the Calendar Year and will not be carried forward for the next Calendar Year.

(d) Unauthorized absence from the duty without the approval of the controlling officer shall automatically lead to the termination of the contract. Contract appointee shall not be entitled for

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contractual amount for the period of absence from duty.

(e) An official appointed on contract basis, who have completed five 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 should be re-examined for the 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 counterpart officials at the minimum of pay scale.

(h) Provisions of service rules like FR SR, Leave Rules, GPF Rules, Pension Rules & Conduct Rules etc. as are applicable in case of regular employees will not be applicable in case of contract appointees. They will be entitled for emoluments etc. as detailed in this Column

16. Reservation

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

17. Departmental examination

Not Applicable

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 Service commission relax any of the provision(s) of these Rules with respect to any Class or Category of person(s) or post(s).

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Annexure-B

Form of contract/agreement to be executed between the Pump Operator-cum-Helper & the Government of Himachal Pradesh through Director-cum-Warden of Fisheries, Fisheries Department.

This agreement is made on this-----day of -----in the year.....Between Sh./Smt./Km.....S/o/D/o.....Shri.....

R/o.....contract appointee (hereinafter called the FIRST PARTY), And The Governor, Himachal Pradesh through Director, Fisheries, Himachal Pradesh(here-in-after called the SECOND PARTY) The Second Party has engaged the aforesaid FIRST PARTY and the FIRST PARTY has agreed to serve as a **Pump Operator-cum-Helper** on contract basis on the following terms & conditions:-

1. That the FIRST PARTY shall remain in the service of the SECOND PARTY as a Pump Operator-cum-Helper for a period of 1 year commencing on day of.....and ending on the day of..... It is specifically mentioned and agreed upon by both the parties that the contract of the FIRST PARTY with SECOND PARTY shall ipso-facto stand terminated on the last working day i.e. on..... And information notice shall not be necessary.

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.

2. The contract amount of the FIRST PARTY will be ₹ 6300/- P.M.
3. The service of FIRST PARTY 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 good or if a regular incumbent is appointed /posted against the vacancy for which the first party was engaged on contract.
4. The Contractual Pump Operator-cum-Helper will be entitled for one day casual leave after putting one month service. However, the contract employee will also be entitled for 12 weeks maternity leave and 10 days medical leave. He/She shall not be entitled for medical reimbursement and LTC etc. No leave of any other kind except above is admissible to the contractual Pump Operator-cum-Helper.

Provided that the un-availed Casual Leave and Mediacal Leave can be accumulated upto the Calendar Year and will not be carried forward for the next Calendar Year.

5. Un-authorized absence from the duty without the approval of the controlling officer shall automatically lead to the termination of the contract. A contractual Pump Operator-cum-Helper will not be entitled for contractual amount for the period of absence from duty.
6. Transfer of a Pump Operator-cum-Helper appointed on contract basis who have completed five years tenure at one place of posting will be eligible for transfer on need based basis wherever required on administrative grounds.

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- 7. Selected candidate will have to submit a certificate of his/her fitness from a Government/Registered Medical Practitioner. In case of women candidates pregnancy beyond twelve weeks will render her temporarily unfit till the confinement is over. The women candidate should be re-examined for fitness from an authorized Medical Officer/Practitioner.
- 8. Contract Pump Operator-cum-Helper shall 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 Pump Operator-cum-Helper
- 9. The Employees Group Insurance Scheme as well as EPF/GPF will not be applicable to the contractual appointee(s).

IN WITNESS the FIRST PARTY AND SECOND PARTY have herein to set their hands the day, month and year first avout written.

IN THE PRESENCE OF WITNESSES:

1.

(Name and Full Address)
 In the presence of witness

(Signature of the First party)

2.

IN THE PRESENCE OF WITNESSES

(Name and Full Address)
 1.

(Name and Full Address)

(Signature of the Second Party)

2.

(Name and Full Address)

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