

R&P Rules of Planning Assistant

(Authoritative English text of this Department Notification No.IPH (A) (3)-10/94 dated 23.4.96 as required under clause (3) of Article 348 of Constitution of India).

Government of Himachal Pradesh
Irrig.& Public Health Department

No.IPH-A(3)10 /94

Dated :- 23.4.96.

NOTIFICATION

The Governor, Himachal Pradesh in exercise of the powers conferred by proviso to Article 309 of the Constitution of India, and in consultation with the Himachal Pradesh Public Service Commission is pleased to make the Recruitment and Promotion Rules for the post of Planning Assistant, Class-II (Gazetted) in Irrigation and Public Health Department as per Annexure-‘1’ appended to this notification, namely:

-

SHORT TITLE AND 1. (1) These rules may be called Himachal Pradesh
Department
COMMENCEMENT: of Irrigation and Public Health Planning Assistant
Class-II (Gazetted) Recruitment and Promotion
Rules, 1996

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

REPEAL AND (1) Recruitment and Promotion Rules for the post of
SAVINGS: Planning Assistant in the Public Works Department,
notified vide this Government Notification
No.PWE-125-1/68-EST-1-94664-99 dated 25.1.69
and adopted by Irrigation & Public Health
Department Notification No. PBW-2B(13)20/84-
dated 27..4.94, are hereby repealed to the extent
these are applicable to Irrig. & Public Health
Depart.

(2) Notwithstanding such repeal, any appointment made or any thing done or action taken under the relevant Rules so repealed under Sub-Rule- (1) supra shall be deemed to have been validly made or done or taken under these Rules.

By order,

(C.P.Sujaya)

Financial Commissioner-cum-Secretary (IPH) to the
Government of Himachal Pradesh.

No. IPH-A (3)10 / 94

Dated Shimla-17102, 23.4.96.

Copy forwarded to:-

1. All Secretaries /Special Secretaries/ Additional Secretaries/Joint Secretaries/
Deputy Secretaries /Under Secretaries to the Govt. of Himachal Pradesh.
2. All the Heads of Department in Himachal Pradesh.
3. The Engineer-in-Chief, I&PH Department Shimla-171001with 20 spare
copies.
4. The Chief Engineer (North) IPH Department, Dharmshala.
5. The Controller, P&S, H. P. Govt. Press, Shimla-3. He is requested to publish
these R&P Rules in Rajpatra.
 1. All the Superintending Engineers / Executive Engineers in Irrigation and
Public Health Deptt, in Himachal Pradesh..
 2. The Secretary, H. P. Public Service Commission, Shimla-2 with reference to
.his letter No.1-4/95-PSC, dated 31.10.95 with three spare copies.
8. The Guard file..

Sd./-

Additional Secretary (IPH) to the
Government of Himachal Pradesh.

RECRUITMENT AND PROMOTION RULES FOR THE POST OF PLANNING ASSISTANT (GAZETTED) CLASS-II IN THE DEPARTMENT OF IRRIGATION & PUBLIC HEALTH HIMACHAL PRADESH.

-
1. Name of the post: Planning Assistant.
 2. Number of posts: 5 (Five).
 3. Classification: Class-II (Gazetted).
Technical Services.
 4. Scale of pay: Rs.2200-70-2550-75-3000-100-4000.
 5. Whether Selection post or Non- Selection post: Selection.
 6. Age for direct recruitment: Not applicable.
 7. Minimum educational and other qualifications required for direct recruits: Not applicable.
 8. Whether age and Educational qualification prescribed for direct recruits will apply in the case of the promotees : Not applicable.
 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 of recruitment whether by direct recruitment or by promotion, deputation, transfer and the percentage of vacancies to be filled in by various methods. 100% by promotion.
 11. In case of recruitment By promotion from amongst the Circle Head

by promotion, deputation,
transfer grade from which
promotion / deputation /transfer
is to be made:

Draughtsman with 3 years regular service or
regular combined with continuous adhoc
(rendered upto 31.3.91) service if any,

1. In all cases of promotion the adhoc service rendered in the feeder post upto 31.3.1991, 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 :-

- (i) That in all cases where a Junior person becomes eligible for consideration by virtue of his total length of service (including the service rendered on adhoc basis upto 31.3.91) in the feeder post in view of the provisions referred to above, all persons senior to him 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 that all incumbents to be considered for promotion shall possess the minimum qualifying service of at least 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 recruitment's of the proceeding proviso, the person (s) junior to him shall also be deemed to be ineligible for consideration for such promotion.

Explanation: The last proviso shall not render the junior incumbents ineligible for consideration for promotion if the senior ineligible persons happened to be Ex-servicemen recruited under the provisions of rule-3 of Demobilized Armed Forces Personal (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 Ex-serviceman (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, adhoc service rendered on the feeder post upto 31.3.1991, if any, prior to the regular appointment against such post shall be taken into account towards the length of service;

Provided that inter-se-seniority as a result of confirmation after taking into account, adhoc service rendered upto 31.3.1991 shall remain unchanged.

- | | |
|---|---|
| 12. If Departmental Promotion Committee Exists, what is its composition: | To be presided by the Chairman, H.P.P.S.C. or a Member thereto, to be nominated by him. |
| 13. Circumstances under which the HP.PSC. 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 / Backward Classes / Other Categories of persons issued by the Himachal Pradesh Government from time to time. |
| 17. Departmental Examination: | (1) Every member of the service shall pass a Departmental Examination as prescribed in the Departmental Examination Rules, 1976as amended from time to time failing which he shall not be eligible to:-

(i) Cross the Efficiency Bar next due,
(ii) Confirmation in the service even after completion of probationary period, and

(iii) Promotion to the next higher post. |

Provided that an officer who has qualified the Departmental Examination in whole or in part prescribed under any Rules before the notification of these Rules shall not be required to qualify the whole or in part, of the examination as the case may be;

Provided further that an officer for whom no Departmental Examination was prescribed prior to the Notification of these Rules, and who has attained the age of 45 years on the 1st March, 1976 shall not be required to qualify the Departmental Examination prescribed under these Rules.

Provided further that an officer for whom no Departmental Examination was prescribed prior to the notification of these Rules and who had not attained the age of 45 years on 1.3.1976 shall not be required to qualify the Departmental Examination prescribed under these Rules after attaining the age of 50 years for the purpose of (i) Crossing of Efficiency Bar next due and (ii) Confirmation in the service after completion of probationary period.

- (2) An officer on promotion to higher post in his direct line of promotion shall not be required to pass the aforesaid examination if he has already passed the same in the lower gazetted post.
- (3) The Government may in consultation with the Himachal Pradesh Public Service Commission, grant in exceptional circumstances and for reasons to be exemption in accordance with the Departmental Examination Rules to any class or category of persons from the Departmental Examination in whole or in part provided that such officer is not likely to be considered for any other higher promotion before the date of his superannuation.

18. Powers 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 HP.PSC, relax any of the provisions of these Rules with respect to any class or category of persons or posts.

.---.

Amendment

(Authoritative English text of this Department Notification No.IPH-A (3)-10/94 dated 14.11.2003 as required under clause (3) of Article 348 of the Constitution of India).

Government of Himachal Pradesh
Irrig.& Public Health Department

No.IPH-A (3)-10 /94

Dated: Shimla-2 the 14.11.2003..

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 following rules to amend the Himachal Pradesh Irrigation and Public Health Department, Planning Assistant Class-II (Gazetted) Recruitment and Promotion Rules, 1996 notified vide this Department Notification of even number dated 23.04.1996, namely: -

- | | | | |
|-------------------------------|----|-----|--|
| Short title and Commencement: | 1. | (1) | These rules may be called Himachal Pradesh, Irrigation and Public Health Department Planning Assistant Class-I (Gazetted) Recruitment and Promotion (First Amendment) Rules, 2003. |
| | | (2) | These rules shall come into force from the date of of publication in the Rajpatra, Himachal Pradesh. |
| Amendment of Short Title: | 2. | | In short title of the Himachal Pradesh Irrigation and Public Health Department Planning Assistant Class-II (Gazetted) Recruitment and Promotion Rules 1996 (hereinafter referred to as the "said rules" for the words, sign and Roman figure (Class-II" the words, sign and Roman figure "Class-I" shall be substituted. |
| Amendment of | 3. | (a) | Col.No.3 for the words, sign & Roman figure, |

Annexure-1:

“Class-II”, the word, sign and Roman figure “Class-I” (Gazetted) shall be substituted.

- (b) For the existing provisions against Col.No.4 the following shall be substituted namely:-

“Rs. 7220-220-8100-275-10300-340-11660.

- (c) For the existing title against Col. No. 10, the following shall be substituted namely:-

“Method of recruitment, whether by direct recruitment or by promotion, deputation, transfer and the percentage of posts to be filled in by various methods.”

- (d) For the existing provisions against Col. No. 11, the following shall be substituted, namely:-

“By promotion from amongst the Circle Head Draughtsman with at least three years regular service or regular combined with continuous adhoc service failing which by promotion from amongst the Circle Head Draughtsman with 6 years regular service or regular combined with continuous adhoc service as Circle Head Draughtsman and Divisional Head Draughtsman combined.”

- (1) In all cases of promotion, the continuous adhoc 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 adhoc appointment / promotion in the feeder category had been made after following proper acceptable process of selection in accordance with the provisions of R&P Rules, provided that: -

- (a) 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 adhoc basis, followed by regular service / appointment in the feeder post in view of the provisions referred to above, all person 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 that all incumbents to be considered for promotion shall possess the minimum qualifying service of at least 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: - The last proviso shall not render the junior incumbent ineligible for consideration for promotion if the senior ineligible persons happened to be Ex-serviceman recruited under the provisions of rule-3 of Demobilized Armed Force Personnel (Reservation of vacancies in Himachal State Non-Technical Service) Rules, 1972 and having been given the benefit of seniority thereunder or recruited under the provision of rule-3 of Ex-serviceman (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 adhoc service rendered on the feeder post if any, prior to the regular appointment / promotion against such post shall be taken into account towards the length of service.

Provided that inter-se-seniority as a result of confirmation after taking into account, adhoc service as referred to above shall remain unchanged.

- (e) For the existing provisions against Col. No. 17, the following shall be substituted; namely :-

“Every member of the service shall pass a Departmental Examination as prescribed in

the HP Departmental Examination Rules
1997 as amended from time to time..”

By order,

Principal Secretary (I&PH) to the
Government of Himachal Pradesh.

No. Endst. No.IPH-A (3) 10/94 Dated: Shimla-2, the 14.11.2003.

Copy forwarded to :-

1. All the Administrative Secretaries to the Govt. of HP.
2. The Secretary, HP Public Service Commission, Shimla-2.
3. All the Heads of Departments in HP.
4. The Engineer-in-Chief, (IPH) Shimla (10 spare copies).
5. The Controller, Printing & Stationery HP Shimla-5. for Publication in the Rajpatra.
6. The Assistant Legislative Draftsman (English) Opinion Cell, Law Department H.P. Secretariat Shimla-2.
7. Guard file.

Sd./-

Deputy Secretary (IPH) to the
Government of Himachal Pradesh.
