

ADH
1998

(Authoritative English text of this department Notification No. HPC-E (4)7/96 dated 23.3.98 as required under clause (3) of Article 348 of the Constitution of India).

Government of Himachal Pradesh
Department of Horticulture.

No. HPC-E (4)7/96.

Dated: Shimla-2, 23/3/98

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 Additional Director of Horticulture, Class-I (Gazetted) in the Department of Horticulture, 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 Horticulture Department Additional Director of Horticulture, Class-I (Gazetted) Recruitment & Promotion Rules, 1998.

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

Repeal and Saving.

2. (1) The Himachal Pradesh Horticulture Department Class-I (Gazetted) Services R&P Rules, 1998 notified vide this department Notification No. Udyan-Ka (3)4/81-II, dated 6th Feb., 1998, the authoritative English text of which was published vide Notification of even No. dated 15.3.88 are hereby repealed.

Conc...2/-

- (2) Notwithstanding such repeal, any appointment made or any thing done or any action taken under the rules so repealed under sub-rule 2(1) supra shall be deemed to have been validity made or done or taken under these rules.

By order

(ARVIND KAUL)
Financial Commissioner-cum-Secretary (Hort.)
to the Government of Himachal Pradesh.

Endt. No. HTC-B(4)7/96 Dated Shimla-2, the March, 1998.

Copy forwarded to:-

- (1) All Secretaries in Himachal Pradesh.
(2) Secretary, H.P. Public Service Commission,
Shimla-171002.
(3) All Heads of Departments in Himachal Pradesh.
Director of Horticulture, H.P. Shimla-171002.
(4) Controller, Printing & Stationery Department
Himachal Pradesh, Shimla-171005 for publication
in H.P. Rajpatra. He is requested to send 10
copies of the publication to the undersigned.
(5) A.L.D. (Hindi/English) Law Department, H.P.
Secretariat, Shimla-171002.
(6) 100 extra copies.

L. K. Kaul
Under Secretary (Hort) to the
Government of Himachal Pradesh.

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Annexure "A"

RECRUITMENT AND PROMOTION RULES FOR THE POST OF ADDITIONAL DIRECTOR (HORTICULTURE) CLASS-I (GAZETTED) IN THE DEPARTMENT OF HORTICULTURE HIMACHAL PRADESH

1. Name of the Post	Additional Director of Horticulture.
2. Number of Posts	1 (One)
3. Classification	Class-I (Gazetted) Non-Ministerial Services
4. Scale of Pay	Rs. 4500-125-5000-150-5900-200-6100.
5. Whether Selection Post or Non-Selection Post.	Selection.
6. Age for direct Recruitment.	Below 45 years.

Provided that the upper age limit for direct recruits will not be applicable to the candidates already in service of the Govt. 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 when he was appointed as such he shall not be eligible for any relaxation in the prescribed age limit by virtue of his such adhoc or contract appointment:

Provided further that upper age limit is relaxable for Scheduled Castes/Scheduled Tribes/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 Govt. 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 Govt. 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 Corporations/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 (1) 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 or as the case may be.

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

7. Minimum educational and other qualifications required for direct recruits.

ESSENTIAL QUALIFICATION:-

- i) Master's degree in Horticulture/Agriculture from a recognised University.
- ii) At least ten years experience of Horticulture Development in hilly area including five years experience on a responsible administrative post.

DESIRABLE QUALIFICATIONS:-

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

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8. Whether age and Educational Qualifications prescribed for direct recruits will apply in the case of the promotees.
9. Period of probation, if any.
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.
11. In case of recruitment by promotion, deputation, transfer, grade from which promotion/deputation/transfer is to be made
- i) Age: No.
ii) Educational Qualifications:
Yes.
- 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.
- By promotion failing which by direct recruitment.
- By promotion from amongst the Joint Director (Horticulture) / Project Director (Co-ordinator) having atleast three years regular or regular combined with continuous adhoc (rendered upto 31.3.91) service in the grade, failing which by promotion from amongst the Joint Director (Hort.) / Project Director (Co-ordinator) with five years regular or regular combined with continuous adhoc (rendered upto 31.3.91) service as Joint Director (Hort.) / Project Director (Co-ordinator) / Deputy Director (Hort.) or equivalent post combined.

Note (1) In all cases of promotion, the adhoc service rendered in the feeder post upto 31.3.91, 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 in all cases where a junior person become eligible for consideration by virtue of his total length of (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 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 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 Demobilised 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 Ex-servicemen (Reservation of Vacancies in the Himachal Pradesh Technical Services) Rules, 1985 and having been given the benefit of seniority thereunder.

Note (2) Similarly, in all cases of confirmation, adhoc service rendered on the feeder post upto 31-3-91, 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 31-3-91 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. A candidate for appointment to any service or post must be:-
 - (a) a citizen of India, or
 - (b) a subject of Nepal, or

- (c) a subject of Bhutan, or
- (d) a Tibetan refugee who came over to India before the 1st January, 1962 with the intention of permanently settling in India.
- (e) a person of Indian origin who has migrated from Pakistan, Burma, Srilanka, East African Countries of Kenya, Uganda, the United Republic of Tanzania (formerly Tanganyika and Zanzibar), Zambia, Malwa, Zaire and Ethiopia with the intention of permanently settling in India.

Provided that a candidate belonging to categories (b), (c), (d), and (e) shall be a person in whose favour a certificate of eligibility has been issued by the Govt. of India.

A candidate in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Himachal Pradesh Public Service Commission or other recruiting authority, but the offer of appointment may be given only after the necessary eligibility certificate has been issued to him by the Govt. of India.

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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 the case may be, so consider necessary or expedient by a written test of practical test, the standard/ syllabus, etc. of which will be determined by the Commission/ other recruiting authority as the case may be.

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 Govt. from time to time.

17. Departmental Examination.

Every member of the service shall pass a departmental examination as prescribed in the Departmental Examination Rules, 1997.

18. Power to relax.

Where the State Govt. is of the opinion that it is necessary or expedient to do so, it may be ordered for reasons to be recorded in writing and in

consultation with the H.P.,
Public Service Commission to
relax any of the provision
of these rules with respect to
any class or category of persons
or posts.