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(Authorised English Text of this Department Notification
No. Udyan-Ka(3)1/88, dated the 26th April, 1990, as required
under clause 3 of Article 34 of the Constitution of India).

GOVERNMENT OF HIMACHAL PRADESH
HORTICULTURE DEPARTMENT

No. Udyan-Ka(3)1/88 **** Dated Shimla-2, the 26th April, 1990

* 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 Administrative Officer (Class-II Gazetted) in the pay scale of Rs. 2400-65-2700-75-3000-100-3700 in the Department of Horticulture, Himachal Pradesh, as per Annexure-I attached to this Notification, namely:-

Short title &
commencement:-

1) These rules may be called the Himachal Pradesh Horticulture Department Administrative Officer, Class-II (Gazetted) Recruitment & Promotion Rules, 1990.

2) These rules shall come into force with immediate effect.



(S.M. Kanwar) /

Agriculture Production Commissioner-cu
Secretary (Hort.) to the Govt. of
Himachal Pradesh.

No. Udyan-Ka(3)1/88- Dated Shimla-2, the 26th April, 1990

Copy forwarded to:-

1. All the Secretaries/Jt. Secretaries/Dy. Secretaries/Under Secretaries, to the Govt. of Himachal Pradesh, Shimla-2.
2. The Secretary, H.P. Public Service Commission, Shimla-2.
3. All the Heads of Departments in Himachal Pradesh.
4. The Accountant General, Himachal Pradesh, Shimla-3.
5. The Director of Horticulture, Himachal Pradesh, Shimla-2.
6. The Controller of Printing & Stationery, Himachal Pradesh Government Press, Shimla-5, for publication in the extra-ordinary Gazette of H.P. Rajpatra, immediately. He is requested to make available 100 copies of these rules to this Department.

26/4/90
Deputy Secretary (Hort) to the
Government of Himachal Pradesh, Shimla-2

ANNEXURE-I

Appointment & Promotion Rules for the post of Administrative Officer
Department of Horticulture, Himachal Pradesh.

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1. Name of the post: Administrative Officer.
2. Number of posts: 1 (One).
3. Classification: Class-II.
4. Scale of pay: Rs.2400-60-2700-75-3000-100-3700.
5. Regular selection post or non-selection post: Selection.
6. Age for direct recruitment: Not applicable.
7. Minimum educational and other qualifications required for direct recruitment: N.A.
8. Age and educational qualification prescribed for direct recruits will apply in the case of the promotees. N.A.
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 failing which by deputation.
11. In case of recruitment by promotion, deputation/transfer, grades from which promotion/deputation/transfer is to be made. " By promotion from amongst the Supdt. Grade-I (2000-3500) having 3 years of regular or regular combined with continuous adhoc service rendered upto 31-12-83, if any, in the grade failing which by deputation of incumbents working as Admn. Officer in any other Departments of the Government/Institution under H.P."

Note: In all cases of promotion adhoc service rendered in the feeder post upto 31-12-1983, if any prior to the 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:-

(a) that in all cases where a junior person becomes eligible for consideration by virtue of his total length of service

(including adhoc service rendered up to 31-12-1983) 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 considerations.

Provided that all incumbents to be considered for promotion shall possess the minimum qualification 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 become ineligible to be considered for promotion 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.

(b) Similarly, in all cases of confirmation adhoc service rendered in the post up to 31-12-83, if any, prior to the regular appointment against such post shall be taken into account towards, the length of service.

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

(c) Adhoc service rendered after 31-12-83 shall not be taken into account for confirmation/ promotion purposes.

Note:2:- Provisions of Col. 10 and 11 are to be revised by the Government in consultation with the Commission as and when the number of posts under Col. 2 are increased.

12. If a Departmental Promotion Committee exists, what is its composition.

As may be constituted by the Govt. 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.

N.A.

15. Selection for appointment to post by direct recruitment.

N.A.

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:

(I) Every member of the service shall pass a departmental Examination Rules, 1976 as 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 probation period.

(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 1-3-76 shall not be required to qualify the departmental examination prescribed under these rules after attaining the age of 50 years for the purposes of, (i) Crossing of efficiency bar next due and (ii) confirmation in the service after confirmation 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.

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3. The Government may in consultation with the H.P. Public Service Commission, grant in exceptional circumstances and for reasons to be reduced to writing, 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. Power to relax:

Where the State Government is of the opinion that it is necessary or expedient so to do, it may, by order for reasons to be recorded in writing and in consultation with the H.P.P.S.C. relax any of the provisions of these Rules with respect to any class or category of person or posts.

Sh. Mehta -