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(Authoritative English text of this Department Notification No. EDN (TE) A (3) 1/2009 dated: 25-10-2011 as required under Article 348 (3) of the constitution of India)

Government of Himachal Pradesh
Technical Education, Vocational &
Industrial Training Department

No. EDN(TE)A(3)1/2009

Dated, Shimla-171002,

25-10-2011.

"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 and Promotion Rules for the post of Lecturer Engineering (Polytechnic) Class-1, (Gazetted) in the Department of Technical Education, Vocational & Industrial Training, Himachal Pradesh as per Annexure-'A' attached to this notification, namely :-

1.Short Title and
Commencement.

(1) These Rules may be called the Himachal Pradesh Technical Education, Vocational & Industrial Training Department, Lecturer Engineering (Polytechnic), Class-1 (Gazetted), Recruitment and Promotion Rules, 2011.

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

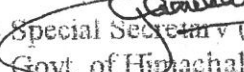
BY ORDER

Pr. Secretary (Technical Education) to the
Government of Himachal Pradesh.

Endst. No. EDN(TE)A(3)1/2009 Dated, Shimla-171002, 25-10-2011.

Copy forwarded to :-

1. All Administrative Secretaries to the Govt. of Himachal Pradesh, Shimla-02.
2. The Secretary, H.P. Public Service Commission, Shimla-02 along with 02 copies.
3. The Director, Technical Education, Vocational & Industrial Training, H.P. Sundernagar, Distt. Mandi-174401.
4. The Controller Printing & Stationary, H.P. Shimla-171005 for publication in Rajpatra (Extra-Ordinary).
5. The JLR-cum-Joint Secretary (Law) to the Govt. of Himachal Pradesh, Shimla-02.
6. The Senior Law Officer (H) Law Deptt. H.P. Sectt. Shimla-171002.


Special Secretary (TE) to the
Govt. of Himachal Pradesh

ANNEXURE-'A'

RECRUITMENT AND PROMOTION RULES FOR THE POST OF LECTURER ENGINEERING (POLYTECHNIC), CLASS-1 (GAZETTED) IN THE DEPARTMENT OF TECHNICAL EDUCATION, VOCATIONAL & INDUSTRIAL TRAINING HIMACHAL PRADESH.

1. Name of the Post :

Lecturer Engineering (Polytechnic)

2. Number of posts :

112 (One hundred twelve)

3. Classification :

1. Civil Engineering = 22
2. Mechanical Engineering = 27
3. Electrical Engineering = 23
4. Automobile Engineering = 09
5. Electronics & Communication Engg. = 25
6. Instrumentation Engineering = 06

4. Scale of Pay :

Class-1 (Gazetted)

- i) Pay Scale for regular incumbents:
₹ 15600-39100 + 5400 Grade Pay
- ii) Emoluments for Contract Employees:
₹ 21,000/- per month as per details given in Column no. 15-A.

5. Whether Selection Post or Non-Selection post :

Not Applicable.

6. Age for direct recruitment :

45 years and below.

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 ad-hoc or on contract basis;

Provided further that if a candidate appointed on ad-hoc/contract basis had become overage 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 ad-hoc or contract appointment;

Provided further that upper age limit is relax able 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 Government Servant before absorption in Public Sector Corporations/Autonomous Bodies at the time of initial constitution 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 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,

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

7.	Minimum Educational and other qualification required for direct recruits.	<p>ESSENTIAL</p> <p>Ist Class Bachelor's Degree in appropriate branch of Engineering /Technology or equivalent.</p> <p><u>Desirable Qualification:</u></p> <p>Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in Pradesh.</p>
8.	Whether age and educational qualifications prescribed for direct recruits will apply in the case of the promotees.	<p>Age: Not Applicable</p> <p>Educational Qualification: Not Applicable</p>
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 posts 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. The contract employees will get emoluments as given in Col.No. 15-A and will be governed by service conditions as specified in the said column.
11.	In case by recruitment by promotion, deputation, transfer, grade from which promotion/ deputation/ transfer is to be made.	Not applicable
12.	If a Departmental Promotion Committee exists, what is its composition?	Not applicable
13.	Circumstances under which the Himachal Pradesh Public Service Commission 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 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 H. P. Public Service Commission or other recruiting authority as the case may be, so considers necessary or expedient or 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:-

(I) CONCEPT:-

(a) Under this policy the Lecturer Engineering (Polytechnic) in Department of Technical Education, Vocational & Industrial Training, Himachal Pradesh will be engaged on contract basis initially for one year, which may be extendable on year to year basis.

(b) POST FALLS WITHIN THE PURVIEW OF HPPSC:-

The Principal Secretary / Secretary (Technical Education) to the Govt. of Himachal Pradesh after obtaining the approval of the Government to fill up the vacant posts on contract basis will place the requisition with the concerned agency i.e. **H.P. Public Service Commission.**

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

(II) CONTRACTUAL EMOLUMENTS:-

The Lecturer Engineering (Polytechnic) appointed on contract basis will be paid consolidated fixed contractual amount @ **₹ 21,000/- P.M.** (which shall be equal to minimum of the Pay Band + GP). An amount of **₹ 630/-** (3% of the minimum of Pay Band + GP 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:-

The Principal Secretary / Secretary (Technical Education) to the Govt. of 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 considered necessary or expedient by a written test or practical test the standard/syllabus etc. of which will be determined by the concerned recruiting agency i.e. **H.P. Public Service Commission.**

(V) COMMITTEE FOR SELECTION OF CONTRACTUAL APPOINTEES:-

As may be constituted by the concerned recruiting agency i.e. **H.P. Public Service Commission.**

(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 contractual appointee will be paid fixed contractual amount @ ₹ 21,000/- P.M. (which shall be equal to minimum of the Pay Band + Academic Grade Pay) P.M. An amount of ₹ 630/- (3% of the minimum of Pay Band + Academic Grade Pay of the post) for further extended years and not 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) Contract Appointee will be entitled for one day casual leave after putting one month's service. This leave can be accumulated up to one year. No leave of any other kind is admissible to the contract appointee. He/she shall not be entitled for Medical Re-imbursement and LTC etc. only maternity leave will be given as per rules.
- (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 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 bases 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 the fitness from an authorized Medical Officer/ Practitioner.
- (g) Contract appointee will be entitled to TADA if required to go on tour in connection with his/her official duties at the same rate as applicable to regular appointee at the minimum of the pay scale.
- (h) Provisions of service rules like FRSR, 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 Castes/Scheduled Tribes/ other Backward Classes /other categories of persons issued by the Himachal Pradesh Government 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 as amended from time to time.

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

ANNEXURE-"B"

Form of contract/ agreement to be executed between the Lecturer Engineering (Polytechnic)& the Government of Himachal Pradesh through

This agreement is made on this..... day of..... in the year..... Between Sh/ Smt..... S/o/ D/o Shri..... R/o....., contract appointee (hereinafter called the FIRST PARTY), AND The Governor, Himachal Pradesh through....., Himachal Pradesh (hereinafter called the SECOND PARTY).

Whereas, the SECOND PARTY has engaged the aforesaid FIRST PARTY and the FIRST PARTY has agreed to serve as Lecturer Engineering (Polytechnic) on contract basis on the following terms and conditions:-

1. That the FIRST PARTY shall remain in the service of the SECOND PARTY as Lecturer Engineering (Polytechnic) for a period of one 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. onand information notice shall not be necessary.
2. The FIRST PARTY will be paid a consolidated contractual amount i.e. ₹. per month.
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 FIRST PARTY is not found good.
4. Contractual Lecturer Engineering (Polytechnic) will be entitled for one day's casual leave after putting one month's service. This leave can be accumulated upto one year. No leave of any kind is admissible to the contractual Lecturer Engineering (Polytechnic). He/She will not be entitled to Medical Reimbursement and LTC etc. Only maternity leave will be given as per Rules.
5. An official appointed on contract basis who has completed five years tenure at one place of posting will be eligible for transfer on need based basis wherever required on administrative ground.
6. Unauthorized absence from the duty without the approval of the Controlling Officer shall automatically lead to the termination of the contract. The FIRST PARTY will not be entitled to salary for the period of absence from duty.
7. Selected candidate will have to submit a certificate of his/her fitness from a Government/ Registered Medical Practitioner. Women candidates pregnant beyond twelve weeks will be rendered temporarily unfit till the confinement is over. The women candidates would be got re-examined for fitness from an authorized Medical Officer/ practitioner.
8. Contractual Lecturer Engineering (Polytechnic) shall be entitled to TADA if required to go on tour in connection with his/ her official duties at the same rate as is applicable to regular counter-part Assistant Professor, Computer Engineering.
9. The Employees Group Insurance Scheme, PPF and GPF will not be applicable to the contractual appointee(s).

