

(115)

(Authoritative English text of this Department Notification No. EDN (TE) A (3) 21/2015 dated: 26.05.2016) (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) 21/2015

Dated, Shimla-171002 26.05.2016.

"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 Assistant Director (Administrative & Accounts), Class-I, (Gazetted) in the Department of Technical Education, Vocational & Industrial Training, 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 Technical Education, Vocational & Industrial Training Department, Assistant Director (Administrative & Accounts), Class - I (Gazetted) Recruitment and Promotion Rules, 2016.

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

Repeal & Savings:

2. (1) The Himachal Pradesh Technical Education, Vocational & Industrial Training Department, Assistant Director Class-II, (Gazetted) Recruitment & Promotion Rules, 1997 notified

116

vide this Department notification No. EDN (TE)B (2) 1/1995 dated 21-07-1997 are hereby repealed.

- (2) Notwithstanding such repeal, any appointment made or anything done or any action taken under these rules so repealed under sub-rule 2 (1) supra shall be deemed to have been validly made, done or taken under these rules.

BY ORDER

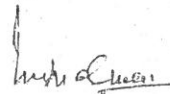
Sanjay Gupta
Principal Secretary (T.E.) to the
Government of Himachal Pradesh.

Endst. No. EDN (TE) A (3)21/2015

Dated, Shimla-171002, 26.05.2016

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-1714401.
4. The ALR-cum- Under Secretary (Law) to the Govt. of Himachal Pradesh, Shimla-02.
5. The Senior Law Officer, (official Language Wing) Law Deptt. H.P. Sectt. Shimla - 171002.
6. Guard file.



(Madan Lal Sharma)
Under Secretary (TE) to the
Govt. of Himachal Pradesh

M. D. ...
9E
18983
1-6-76
E6

(107)

ANNEXURE-"A"

RECRUITMENT AND PROMOTION RULES FOR THE POST OF ASSISTANT DIRECTOR (ADMINISTRATION AND ACCOUNTS), (GAZETTED) CLASS-I IN THE DEPARTMENT OF TECHNICAL EDUCATION, VOCATIONAL & INDUSTRIAL TRAINING, HIMACHAL PRADESH

1.	Name of the Post	Assistant Director (Administrative & Accounts),
2.	Number of Posts	1 (One)
3.	Classification	Class-I (Gazetted)
4.	Scale of Pay	Pay Band ₹ 15600-39100+5400 GP
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 recruit (s).	(a) <u>ESSENTIAL QUALIFICATION</u> Not applicable (b) <u>Desirable Qualification(s)</u> ; Not applicable
8	Whether age and educational qualification(s) prescribed for direct recruit(s) will apply in the case of the promotee (s)	Age: Not Applicable Education Qualification: 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(s) of recruitment, whether by direct recruitment or by promotion, secondment, transfer and the	100% by promotion failing which on secondment basis.

	percentage of post(s) to be filled in by various methods:	
11	In case of recruitment by promotion, secondment, transfer, grade for which promotion/ secondment/transfer is to be made:	By promotion from amongst Superintendent Grade-II (Ministerial) with 03 years regular service or regular combined with continuous ad-hoc services rendered, if any, in the Grade failing which on secondment basis from amongst the incumbents of this post working in the identical pay scales from other H.P. Government Departments:

Provided that for the purpose of promotion every employee shall have to serve at least one term in the Tribal/Difficult areas subject to adequate number if post(s) available in such areas:

Provided further that the proviso (I) supra shall not be applicable in the case of those employees who have five years or less service, left for superannuation:

Provided further that Officers/Officials who have not served at least one tenure in Tribal/Difficult area shall be transferred to such area strictly in accordance with his /her seniority in the respective cadre.

Explanation-I: - For the purpose of proviso (I) supra the "term" in Tribal/Difficult areas" shall mean normally three years or less period of posting in such areas keeping in view the administrative requirements and performance of the employee.

Explanation-II: For the purpose of proviso (I) supra the Tribal/Difficult Areas shall be as under:-

1. District Lahaul & Spiti.
2. Pangi and Bharmour Sub Division of Chamba District.
3. Dodra Kwar Area of Rohru Sub-Division.
4. Pandrah Bis Pargana, Munish Darkali and Gram Panchayat Kashapat, Gram Panchayats of Rampur Teshil of District Shimla.
5. Pandrah Bis Pargana of Kullu District.
6. Bara Bhangal Areas of Baijnath Sub Division of Kangra District.
7. District Kinnaur.
8. Kathwar and Korga Patwar Circles of Kamrau Sub Tehsil, Bhaladh

Handwritten signature

Bhalona and Sangan Patwar Circles of Renukaji Tehsil and Kota Pab Patwar Circle of Shillai Tehsil, in Sirmaur District.

- 9. Khanyol-Bagra Patwar Circle of Karsog Tehsil, Gada-Gussaini, Mathyani Ghanyar, Thachi, Baggi, Somgad and Kholanal of Bali-Chowki Sub Tehsil, Jharwar, Kutgarh, Graman, Devgarh, Trailla, Ropa, Kathog, Silh-Badhwani, Hastpur, Ghamrehar and Bhatehar Patwar Circle of Padhar Tehsil, Chiuni, Kalipar, Mangarh, Thach-Bagra, North Magru and South Magru Patwar Circles of Thunag Tehsil and Batwara Patwar Circle of Sundernagar Tehsil in Mandi District.

(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 the Recruitment & Promotion Rules subject 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 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 provision referred to above, all persons 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 R & P 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(s) ineligible for consideration for promotion if the senior ineligible person(s) happened to be Ex-Servicemen recruited under the provisions of Rule-3 of the Demobilized Armed Forces Personnel (Reservation of vacancies in Himachal State Non-Technical Service)

Handwritten signature/initials

Rules, 1972 and having been given the benefit of seniority there-
under or recruited under the provisions of Rule-3 of the 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, if the adhoc appointment/promotion had been made after
proper selection and in accordance with the provision of the R&P
Rules:

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

12	If a Departmental Promotion Committee exists, what is its composition?	Department Promotional Committee to be presided over by the Chairman, Himachal Pradesh Public Service Commission or a member thereof to be nominated by him.
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	Not applicable.
15	Selection for appointment to post by direct recruitment	Not applicable.

handwritten signature

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 H.P. 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 Himachal Pradesh Public Service Commission relax any of the provision(s) of these Rules with respect to any Class or Category of person(s) or post(s).

Handwritten signature