

SUPDT. Gr.-11

(Authoritative English text of this Department Notification No.IPH (A) (3)-1/94 dated 23.12.95 as required under Article 348 (3) of Constitution of India.

Government of Himachal Pradesh
Irrigation & Public Health Department

No.IPH.A(3)-1/94

Dated: 23.12.95.

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 Supdt.Gr.II (Class-111) Non-Gazetted in Irrigation and Public Health Department as per ANNEXURE –1 appended to this notification namely: -

SHORT TITLE AND COMMENCEMENT: (1) These rules may be called Himachal Pradesh, Department of Irrigation and Public Health Supdt. Gr.11(Class-111) Non-Gazetted Recruitment and Promotion Rules, 1995.

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

REPEAL & SAVINGS:2. (1) The R&P Rules for the post of Supdt. Gr.II in the PW Deptt., Irrigation and P.H. Deptt., notified vide notification No.PW-B-2 (B)-(2)-83/86, dated 19.12.87 and made applicable to the IPH Deptt. vide Notification No.PBW-2(B)(13) 20/84 dated 27.4.94 are hereby repealed to the extent these are applicable to I P H Department.

(2) Notwithstanding such repeal any appointment made or any thing done or any action taken under the relevant rules so repealed under sub rule supra shall be deemed to have been validly made done or taken under these rules.

By order,
(C.P. Sujaya)

Financial Commissioner-cum-Secy. (IPH)
to the Govt.of Himachal Pradesh.

No.IPH..A (3)-1/94-
Copy forwarded to:-

Dated: Shimla-171001, the 23.12.1995.

1. All the Secretaries/Special Secretaries /Additional Secretaries /Joint Secretaries/Deputy Secretaries/Under Secretaries to the Govt. of H.P.
2. All Heads of Departments in Himachal Pradesh.
3. The Engineer-in-Chief, IPH Department, Shimla-171001 with 20 spare copies.
4. The Chief Engineer (N) IPH Department Dharamshala.
5. The Controller Printing & Stationery, H.P.Govt. Press, Shimla-171005, for publication in the Rajpatra.
6. All the Superintending Engineers /Executive Engineers in Irrigation & Public Health Department in H.P.
7. The Secretary, H.P. Public Service Commission, Shimla-2 with reference to his letter No.1-4/95-PSC, dated: 20.7.95, with three spare copies.
8. The Guard file.

Sd./-
Joint Secretary (IPH) to the
Govt. of Himachal Pradesh..

RECRUITMENT AND PROMOTION RULES FOR THE POST OF
SUPERINTENDENT GRADE-II (NON-GAZETTED) CLASS-111 IN THE
DEPARTMENT OF I&PH, HIMACHAL PRADESH.

1. Name of the post: Superintendent Grade-II.
2. Number of posts. 70 (Seventy)
3. Classification: Class-111 (Non-Gazetted)
Ministerial Services
4. Scale of pay Rs.2000-60-2060-70-2550-75-3000-100-3500.
(be given in expended notation):
5. Whether Selection post or Non-Selection post : Non-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 qualifications 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 100 % by promotion..

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:
:
- “By promotion from amongst the Senior Assistants (Assistants prior to,1.1.86, who have been designated as Senior Assistant are also included who possess 6 years regular service or regular combined with continuous adhoc (rendered upto 31.3.1991) service. if any, in the grade.”

- (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: -

(1) 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 31.3.1991) 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 recruitments 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-serviceman

recruited under the provisions of Rules-3 of Demobilized Armed Forces Personnel (Reservation of vacancies in Himachal State Non-Technical Services) Rules, 1972 and having been given the benefit of seniority there under 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 31.3.91, 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 31.3.1991 shall remain unchanged.

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| 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: | 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. 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 H.P.S.C., relax any of the provisions of these Rules with respect to any class or category of persons or posts.

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AMENDMENT

(Authoritative English text of this Department Notification No.IPH-(A)-3-1/94 dated 19.7.2000 as required under clause (3) of Article 348 of the Constitution of India.

Government of Himachal Pradesh
Irrigation and Public Health Department

No.IPH- (A)-3-1/94 Dated: Shimla-2 the 19.7.2000.

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 following rules further to amend the Himachal Pradesh Irrigation and Public Health Department, Superintendent Grade-11 (Class-111) (Non-Gazetted) Recruitment and Promotion Rules, 1995 notified vide this department Notification No. IPH-(A)-3/1/94 dated 23.12.1995, namely:-

- Short title and Commencement:
1. (i) These rules may be called the Himachal Pradesh, Irrigation and Public Health Deptt., Supdt. Grade-11(Class-111) (Non-Gazetted) Recruitment and Promotion (1st amendment) Rules, 2000.
 - (ii) These rules shall come into force from the date of Publication in Rajpatra, Himachal Pradesh.
 - 2 In Annexure “1” to the Himachal Pradesh Irrigation and Public Health Department Superintendent Grade-11(Non-Gazetted) C1ss-111 Recruitment and Promotion Rules ,1995:-
 - (a) For the existing provisions against column No.2 the following shall be substituted, namely:-
“73” (Seventy Three).
 - (b) For the existing provisions against column No.4 the following shall be substituted, namely:-

“Rs.6400-200-7000-220-8100-275-10300-340-10640.”

- © For the existing provisions against column No.11 the following shall be substituted, namely:-

“By promotion from amongst the Senior Assistants (Assistants prior to 1.1.86, who have been designated as Senior assistant are also included) who possess 6 years regular service or regular combined with continuous adhoc (rended upto 31.3.1998) service, if any, in the grade.

- (1) In all cases of promotion, the adhoc service rendered in the feeder post upto 31.3.1998. 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 31.3.1998) in the feeder post in view of the provisions referred in 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 requirements 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-serviceman recruited under the provisions of Rules-3 of Demobilized Armed Forces Personnel (Reservation of vacancies in Himachal Pradesh State Non-Technical Services) Rules, 1972 and having been given the benefit of seniority there under 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 31.3.98, 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 31.3.1998 shall remain unchanged.

By order,

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

Endst.No.

Dated: Shimla-2, the

Copy forwarded to:-

1. All the Administrative Secretaries to the Govt. of H.P.Shimla-2.
1. All the Heads of Deptt., in H.P.
3. The Engineer-in-Chief, IPH Department, U.S.Club, Shimla-1.
4. The Secy. H.P. Public Service Commission, Shimla-2.
5. The Controller, Printing & Stationery, H.P. Shimla-5, for publication in the Rajpatra, Himachal Pradesh.
6. Assistant Legislative Draftsman (English) Opinion Cell , Law Deptt., HP Secretariat Shimla-2.
7. The Guard file.

Sd./-

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