

POLITICAL & SERVICES DEPARTMENT

NOTIFICATION

The 5th June, 1978

The Orissa Administrative Service, Class II (Recruitment) Rules, 1978

No. 12360-Gen.—In pursuance of the Proviso to Article 309 of the Constitution of India, the Governor of Orissa hereby makes the following rules for the regulation of recruitment to the Orissa Administrative Service, Class II, namely :—

1. *Short title and commencement*—(1) These rules may be called the Orissa Administrative Service Class II (Recruitment) Rules, 1978.

(2) They shall come into force on the date of their publication in the *Orissa Gazette*.

2. *Definition*—In these rules, unless the context otherwise requires :—

(a) "Commission" means the Orissa Public Service Commission.

(b) "Service" means the Orissa Administrative Service, Class II.

Method of Recruitment—Recruitment to the service shall be made by the following methods, namely :—
recruitment by competitive examination.

Selection from among Gazetted Officers of the rank of Assistant Settlement Officer/Assistant Consolidation Officer/Block Development Officer and such other Gazetted Officers who are on the following scale of pay Rs. 500—15—550—E.B.—20—710—E.B.—25—760—30—790—35—825 or such other scale of pay as may be notified by the Government from time to time.

Selection of non-gazetted officers.

Regulation of Recruitment by Competitive Examinations—(1) Every Competitive Examination for direct recruitment to the service under sub-section (a) of rule 3 shall be held at such intervals as the State Government may, in consultation with the Commission, from time to time determine.

Such examination shall be conducted by the Commission in accordance with such regulation as the State Government may make in consultation with the Commission.

Regulations—(1) Recruitment to the Service, shall, subject to the provisions of these rules, be in accordance with such regulations as the State Government may after consultation with the Commission, from time to time make in its own behalf.

Such regulations in the case of direct recruitment *inter alia*, shall provide for the following matters, namely :—

(a) Syllabus and rules for competitive examination, and

(b) Reservation of seats for Scheduled Castes and Scheduled Tribes.

6. *Filling of vacancies*—The State Government may decide the number of vacancies in the service to be required to be filled up in any particular year :

Provided that no recruitment to the service shall be made without the prior consultation with the Commission.

7. *Disqualification for appointment*—(1) No person who has more than one wife living shall be eligible for appointment to the service :

Provided that the State Government may, if satisfied that there are special reasons for doing so exempt any person from the operation of this sub-rule if such exemption is permissible under law.

(2) No woman candidate who has married a person, who has already one or more than one wife living at the time of such marriage will be eligible for appointment to the service:

Provided that the State Government may if satisfied that there are special reasons for doing so, exempt any woman candidate from the operation of this sub-rule, if such exemption is permissible under law.

(3) No person shall be eligible for direct appointment to the service unless—

(a) he is able to speak, read and write Oriya and

(b) he has passed a test in Oriya equivalent to the M. E. Standard

8. *Percentage of recruitment*—(1) The number of persons to be directly recruited under clause (a) of rule 3 shall be as nearly as possible but not less than fifty per cent.

(2) The number of persons that shall be recruited by way of promotion under clause (b) of rule 3 in any year shall be as nearly as possible but not more than thirty per cent.

(3) The number of persons that shall be recruited by way of selection under clause (c) of rule 3 in any year shall be as nearly as possible but not more than twenty per cent.

(4) If adequate number of candidates are not available for recruitment by promotion or selection resulting vacancies shall be filled up by direct recruitment.

(5) For recruitment to the service by promotion and selection under these rules the State Government shall consult the Commission before appointment.

9. *Seniority*—The seniority of officers appointed to the service under clauses (a), (b) and (c) of rule 3 in any year shall be in the following order :—

(a) Officers appointed to the service by promotion under clause (b) of rule 3 shall rank *inter se* in the order in which their names are arranged by the Commission and shall enblock be senior to officers appointed under clause (c) or (a) of rule 3.

(b) The Officers appointed to the service by selection under clause (c) of rule 3 shall rank *inter se* in the order in which their names are arranged by the Commission and shall enblock be senior to officers appointed under clause (a) of rule 3.

(c) Officers appointed to the service on the result of a competitive examination under clause (a) of rule 3, shall rank *inter se* in the order in which their names are arranged by the Commission.

10. *Probation and confirmation*—(1) Every person recruited to the service under rule 3 shall be on probation.

(2) Every Probationer shall be on probation for a period of two years from the date he enters the post :

Provided that the State Government may, if they so think fit, in any case or class of cases reduce the period of probation :

Provided further that State Government may after consulting the Commission reduce the period of probation in the case of persons recruited to the service under clauses (b) and (c) of rule 3.

(3) After successful completion of probation a person shall be confirmed in his post if a post is available :

Provided that before such confirmation the person shall be required to show that he can swim

11. *Emergency Recruitment*—Notwithstanding anything contained in these rules in order to meet a special situation, the State Government may after consultation with the Commission, recruit to the service such number of persons as may be required and in accordance with such regulations as may be made for the purpose.

12. *Repeal and saving*—Any rules corresponding to these rules and in force immediately before the commencement of these rules are hereby repealed:

Provided that save as otherwise provided in these rules any order made or action taken under the rules so repealed shall be deemed to have been made or taken under the corresponding provision of these rules.

13. *Interpretation*—If any question arises relating to the interpretation of these rules and the regulations, made thereunder, it shall be referred to State Government in the Political & Services Department for decision.

14. The State Government may issue such instructions not inconsistent with the provisions of these rules as they consider necessary to regulate matters not specifically covered by the provisions of these rules.

By order of the Governor

R. K. NAYAK

Additional Secretary to Government