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## GENERAL ADMINISTRATION & PUBLIC GRIEVANCE DEPARTMENT

### NOTIFICATION

The 24th June, 2021

No.16105—PT1-GAD-SC-DMC-0128/2014/Gen.—In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Odisha is pleased to make the following rules further to amend the Odisha Government Servants Conduct Rules, 1959; namely:—

1. (1) **Short title and commencement.**— These rules may be called the Odisha Government Servants' Conduct (Amendment) Rules, 2021.

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

2. In the Odisha Government Servants' Conduct Rules, 1959, for rule 21, the following rule substituted, namely:—

“21. (1) No Government servant shall, except with the previous knowledge of the prescribed authority, acquire or dispose of any **immovable property** by lease, mortgage, purchase, sale gift or otherwise either in his own name or in the name of any member of his family:

Provided that for any property bought from a person with whom the employee has/had official dealings in the past or the property is located outside the country, previous sanction of the prescribed authority is required:

Provided further that nothing in this sub-rule shall apply in respect of the lease of a house taken by a Government servant for residential purposes.

*Explanation.* — The prescribed authority for the purposes of this sub-rule shall be the controlling authority, namely:—

(a) in case of all officers the immediate superior authority under whom the officer is serving;

(b) in respect of Government servant on foreign service or on deputation to any other Department or any other Government, the prescribed authority shall be the immediate superior authority to whom he is administratively subordinate.

(2) The Government employee shall intimate any such transaction immediately to the Head of Office besides mentioning such transaction in the annual property return.

(3) Where a Government servant enters into a transaction in respect of **movable property** either in his own name or in the name of any member of his family, he shall forthwith report such transaction to the prescribed authority referred to in sub-rule (1), if the value of such property exceeds two months' basic pay of the Government servant or as may be decided by the Government from time to time by order published to this effect in the *Odisha Gazette*.

(4) Every Government servant, from the level of **Group-A to Group-D** is required to make a true and complete declaration of all his assets, movable and immovable, and the value thereof as on the 1st January every year ONLINE in HRMS Portal on or before the 31st January of that year. The declaration shall contain detailed particulars of the officer's assets and must include and specify the assets which are held by him or in the name of his Wife, Children and other dependants. In case of female Govt. servants, in the declaration there shall be specific mention as to whether the same has been acquired out of her own source or from her husband's source. The return shall be placed in the **public domain** for access of public. A copy of the return shall also be accessible to the Lokayukta for his information. In the event of failure to file property return in time, the concerned Govt. servants shall be liable to disciplinary action. An employee making a declaration found to be materially incomplete, misleading or false shall be liable for disciplinary action in a major penalty proceeding under the provisions of respective disciplinary Rules. **Besides up to date filing of property return will be a prerequisite for promotion.**

Note 1 – Judicial Officers shall submit their property statements to the High Court for preservation. Officers who are on deputation or transferred temporarily to another cadre shall submit their property statements ONLINE on or before the 31st January of the year.

Note-2- Newly appointed Government servants should submit their property return, ONLINE as on the date of appointment within three months from that date. They shall file subsequent returns ONLINE as prescribed notwithstanding the fact that one year has not elapsed since the submission of their first declaration.

Note-3- Suitable provision will be made by the CMGI in HRMS to enable the above requirements of submission of property statement online by the Government servants and accessible to Public and the Lokayukta.

Note-4 -The PAR custodians of the Departments (for Group–B, C and D) shall download and authenticate the property statement in case such statements are required in a DP or in criminal case.

Note-5- For Group-D employees, the officer in charge of the establishment will upload the property statement on obtaining the same from those who cannot upload online in HRMS.

By Order of the Governor  
SANJEEV CHOPRA  
Additional Chief Secretary to Government