

ASSEMBLY QUESTION/TOP PRIORITY

GOVERNMENT OF ODISHA
General Administration & Public Grievance Department

No.GAD-SER1-OLA-0003-2020-9881/AIS.I., Bhubaneswar, dated the 21st March, 2020

From:

Shri Prakash Chandra Kuanr,
Under Secretary to Government,

To

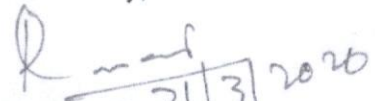
The Under Secretary to Government,
GA & PG (SC) Department.

Sub: UDAQ No. 2358 put by Shri Ganesh Ram Singh, Hon'ble MLA regarding transfer of officers.

Sir,

Inviting a reference to the subject noted above, I am directed to say that the guidelines regarding transfer of IAS officers is placed at Annexure-A. Further, no IAS officer is continuing in the same post for last 10 years.

Yours faithfully,


Under Secretary to Government

Shri Prakash Chandra Kuanr

21/3/20

MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS
(Department of Personnel and Training)

NOTIFICATION

New Delhi, the 28th January, 2014

G.S.R. 67(E).—In exercise of the powers conferred by sub-section (1) of section 3 of the All India Services Act, 1951 (61 of 1951), the Central Government, in consultation with the Governments of States concerned, hereby makes the following rules further to amend the Indian Administrative Service (Cadre) Rules, 1954, namely:—

1. (1) These rules may be called the Indian Administrative Service (Cadre) Amendment Rules, 2014.

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

2. In the Indian Administrative Service (Cadre) Rules, 1954,—

(a) for rule 7, the following shall be substituted, namely:—

“7. Postings.—(1) All appointments of cadre officers shall be made on the recommendation of the Civil Services Board as specified in the Schedule annexed to these rules.

(2) All appointments to cadre posts referred to in sub-rule (1) shall be made—

(a) in the case of a State Cadre, by the State Government; and

(b) in the case of a Joint Cadre, by the State Government concerned:

(3) A cadre officer, appointed to any cadre post shall hold the office for at least two years unless in the meantime he or she has been promoted, retired or sent on deputation outside the State or training exceeding two months.

(4) A cadre officer, appointed to any ex-cadre post shall hold office for such period as may be specified by the State Government for that post, unless in the meantime he or she has been promoted, retired or sent on deputation outside the State or training exceeding two months.

(5) The Central Government or the State Government as the case may be, may transfer a cadre officer before the minimum specified period on the recommendation of the Civil Services Board as specified in the Schedule annexed to these rules:

Provided that the Competent Authority may reject the recommendation of the Civil Services Board by recording the reasons therefor.

(b) 7A. Overriding effect.— These rules shall have effect notwithstanding anything contrary contained in any other notifications for the time being in force.”

(c) for the Schedule, the following Schedule shall be substituted, namely:—

Schedule

[See rule 7(1) and (5)]

1. Composition of the Civil Services Board:

Every State Government shall constitute a Civil Services Board which shall consist of—

- | | | |
|-------|--|------------------|
| (i) | Chief Secretary | Chairman |
| (ii) | Senior most Additional Chief Secretary or Chairman, Board of Revenue or Financial Commissioner or an officer of equivalent rank and status | Member |
| (iii) | Principal Secretary or Secretary, Department of Personnel in the State Government | Member Secretary |

2. Functions.— (a) The Civil Services Board shall make recommendation for all appointments of cadre officers.

(b) The Civil Services Board shall examine the cases of officers who are proposed to be transferred before completion of minimum period of service as specified under sub-rules (3) and (4) of rule 7 of the Indian Administrative Service (Cadre) Rules, 1954.

(c) The Civil Services Board may consider for transfer before the tenure fixed under sub-rules (3) and (4) of rule 7 of the Indian Administrative Service (Cadre) Rules, 1954 based on such circumstances as it thinks fit.

(d) The Civil Services Board may recommend the Competent Authority the names of officers for transfer before completion of minimum tenure with reasons to be recorded in writing.

3. Procedure.— (a) The Civil Services Board shall seek detailed justification from the Administrative Department of the concerned State Government for the transfer of an officer before the specified tenure.

(b) The Civil Services Board shall—

- (i) consider the report of the Administrative Department along with any other inputs it may have from other reliable sources;
- (ii) obtain the comments or views of the officer proposed to be transferred based on the circumstances presented to it in justification of the proposal;
- (iii) not make recommendation for premature transfer of Cadre Officers unless it has been satisfied itself of the reasons for such premature transfer.

(c) The Civil Services Board shall submit a quarterly report in such Form as it thinks fit to the Central Government clearly stating the details of officers recommended to be transferred before the minimum specified tenure and the reasons therefor:

Provided that the Competent Authority may reject the recommendation of the Civil Services Board for the reasons to be recorded in writing.

[F.No.11033/1(A)/2014-AIS-II]

MANOJ KUMAR DWIVEDI, Director (Services)

Note.—The principal rules were published in the Gazette of India, Part II, Section 3, Sub-section (i) vide number G.S.R. 152, dated the 8th September, 1954 and subsequently amended by—

Sl.No.	G.S.R. No.	Date
1.	115	28th February, 1958
2.	1717	05th December, 1964
3.	1718	05th December, 1964
4.	279	22nd March, 1973
5.	524	01st May, 1974
6.	56	18th January, 1975
7.	899	26th July, 1975
8.	1464	16th October, 1975
9.	213E	14th March 1984
10.	909E	11th November, 1987
11.	128E	10th March 1995
12.	289	05th August, 2000
13.	502E	24th August, 2006