

## The Orissa



## Gazette

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## PART III-A

Regulations, Orders, Notifications, Rules, etc., issued by the Governor,  
Heads of Departments and High Court

## GENERAL ADMINISTRATION DEPARTMENT

## NOTIFICATION

The 31st March 1994

No. 6767-2R/1-22/94-Gen.—In exercise of the powers conferred by clause (b) of Article 318 read with the proviso to Article 309 of the Constitution of India, the Governor of Orissa is Pleased to make the following regulations, namely:—

## PART-I

## 1. SHORT TITLE AND COMMENCEMENT—

(1) These regulations may be called the Orissa Public Service Commission (Method of Recruitment and Conditions of Service of Staff) Regulation, 1994.

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

## 2. DEFINITIONS:—

In these regulations, unless the context otherwise requires,—

(a) "Appointing Authority" means—

(i) the Government in respect of the posts of Special Secretary and Secretary;

(ii) Chairman in respect of the posts of Additional Secretary, Under-Secretary, Assistant Controller of Examination-cum-Under-Secretary, Section Officer, Level-I and Level-II, Tabulator and Private Secretary;

(iii) Special Secretary in respect of other Class-III and Class-IV posts in the office of the Commission

## PART—II

## 3. STAFF OF THE COMMISSION.—

The Staff of the Commission shall be as follows :—

- (a) Special Secretary and Secretary
- (b) Additional Secretary, Under-Secretary and Assistant Controller of Examination-cum-Under-Secretary.
- (c) Private Secretary
- (d) Section Officer, Level-I and Section Officer, Level-II and Tabulators and Personal Assistant.
- (e) Senior Assistants
- (f) Head Typist/Superintendent
- (g) Senior Stenographer, Senior Typist, Senior Diarists, Senior Despatchers, Senior Record Suppliers.
- (h) Junior Assistant, Junior Stenographer, Junior Typist, Junior Recorder, Junior Despatcher Junior Diarist.
- (i) Drivers of Motor Vehicles
- (j) Jamadars, Daftaries, Orderly Peons, Night Watchman, Peons, Malis, Chowkidars, Sweepers and such other posts declared to be in the grade of Class-IV.

## 4. AUTHORITY COMPETENT TO MAKE APPOINTMENTS—

- (1) The post of Special Secretary shall be filled up by Government in consultation with the Chairman by an officer belonging to the I. A. S. or O. A. S. in the rank of Additional Secretary/ Joint Secretary on deputation.

- (2) The post of Secretary shall be filled up by Government by deputation of a Member of the Orissa Administrative Service (Senior Class-I).
- (3) Appointment to the post of Additional Secretary, Under-Secretary and Assistant Controller of Examination-cum-Under-Secretary shall be made by the Chairman.
- (4) The Chairman shall be the appointing authority in respect of the posts of Section Officers Level-I, Section Officers Level-II, Tabulators and Private Secretary.
- (5) All other staff in the office of the Commission shall be appointed by the Special Secretary.

#### 5. PAY AND OTHER CONDITIONS OF SERVICE

- (1) Pay and other conditions of service of the Additional Secretary and Under-Secretary of the Commission shall respectively be the same as those of the Deputy Secretary and Under-Secretary to Government belonging to the cadre of the Orissa Secretariat Service.
- (2) Pay and other conditions of service of the Assistant Controller of Examination-cum-Under-Secretary shall be the same as that of the Under-Secretary to Government belonging to the cadre of the Orissa Secretariat Service.
- (3) Pay and other conditions of service of other members of the staff, except those provided under these regulations, shall be the same as those of the personnel serving in the corresponding grade in the Secretariat.

#### 6. CONSTITUTION OF SELECTION BOARD

- (1) There shall be a Selection Board for selection of candidates for appointment through direct Recruitment/Promotion to different posts of the Commission except those specified in sub-regulations (1) & (2) of regulation-4.
- (2) The Selection Board shall consist of the following members, namely:—
- |                          |    |          |
|--------------------------|----|----------|
| (a) Special Secretary    | .. | Chairman |
| (b) Secretary            | .. | Member   |
| (c) Additional Secretary | .. | Member   |
- (3) The Under-Secretary in charge of Establishment shall be the Convenor of the Selection Board.
- (4) The Selection Board shall meet once in a year and shall prepare separate select list for different posts.
- (5) The recommendations of the Selection Board shall be valid and can be acted upon notwithstanding the absence of any one of its Members other than the Chairman provided that the Member so absent, has been duly invited to attend the meeting.

#### 7. RECRUITMENT OF JUNIOR DIARIST JUNIOR RECORDER AND JUNIOR DESPATCHER:—

The recruitment to the posts of Junior Diarist, Junior Recorder and Junior Despatcher shall be made on the basis of Seniority subject to elimination of unfit from the cadre of Class-IV staff in accordance with G. A. Department Resolution No. 16858/Gen., dated the 25th September 1986 as revised from time to time.

#### 8. RECRUITMENT OF THE SENIOR DIARIST, SENIOR RECORDER AND SENIOR DESPATCHER:—

(1) The posts of Senior Diarist, Senior Recorder and Senior Despatchers shall be filled up by way of promotion from the post of Junior Diarist, Junior Recorder and Junior Despatcher, respectively having two years of service experience as such.

(2) Promotion to the posts specified under sub-regulation (1) shall be made on the basis of seniority.

#### 9. RECRUITMENT OF JUNIOR ASSISTANTS:—

(1) The posts of Junior Assistants shall be filled up by direct recruitment to be held through written and *viva voce* test to be conducted by the Selection Board.

(2) In order to be eligible for the Post of Junior Assistant a candidate must satisfy the following conditions, namely:—

(a) he/she shall be a citizen of India;

(b) he/she shall be able to speak, read and write Oriya and shall have Oriya as a language subject in the H. S. C. Examination or an equivalent examination or has been declared to have passed a test in Oriya language equivalent to the Middle School standard conducted by the Education Department of the Government of Orissa;

(c) he/she shall be within the age-limit as prescribed under the Orissa Civil Services (Fixation of Upper age-limit) Rules, 1989 as amended from time to time.

(d) he/she shall not have more than one spouse living :

Provided that the appointing authority, if satisfied that there are special reasons for doing so, exempt him/her from the operation of this clause;

(e) he/she must hold a Bachelor's degree in Arts or Science or Commerce from any University incorporated by an Act of Parliament or a State Legislature in India or an Educational Institution established by an Act of Parliament or deemed to be a University under Section 3 of the University Grants Commission Act, 1956 or a foreign University approved by the Central Government;

NOTE—Copies of degree certificates or provisional certificates issued by the University duly attested by a Gazetted Officer as true copies shall be accepted as evidence of educational qualification. The originals shall be produced at the time of viva voce test.

- (3) (a) A list of successful candidates in order of merit shall be prepared by the Selection Board on the basis of marks secured in the written and vivavoce test;
- (b) The list so prepared under clause (a) above shall be placed before the Chairman for his approval and on being so approved the list shall be called the select list;
- (c) The select list so prepared shall remain valid for a period of one year from the date of its approval by the Chairman;
- (d) Appointment of personnel to the posts of Junior Assistants shall be made by the Special Secretary from the select list in the order in which the names appear.

#### 10. SENIOR ASSISTANTS :—

The posts of Senior Assistant shall be filled up by way of promotion from amongst the following categories of employees, namely :—

- (1) (a) Junior Assistants completing three years of service as such in the office of the Commission on the first day of the year in which the Selection Board meets;
- (b) Senior Diarist/Senior Despatcher/Senior Recorder/Senior Typist who have passed Intermediate Examination and have completed ten years of service as such in the Office of the Commission on the first day of the year in which the Selection Board meets :

Provided that their quota shall not exceed ten per cent subject to the maximum of ten in a year of the strength in the grade of Senior Assistants including leave reserve and training reserve posts.

- (2) (a) The Selection Board for promotion to the rank of Senior Assistant shall meet as and when necessary and prepare a list of candidates found suitable for promotion on the basis of merit and suitability with due regard to seniority.

(b) The list so prepared shall be placed before the Chairman for approval and on being approved by the Chairman shall become the select list which shall remain valid for a period of one year from the date of its approval.

(3) Appointment shall be made from the select list in order of merit.

#### 11. APPOINTMENT OF SECTION OFFICER, LEVEL-II/TABULATORS:—

(1) The post of Section Officer, Level-II/Tabulator shall be filled up by promotion from amongst the eligible Senior Assistants working in the office of the Commission.

(2) No Senior Assistant who has not completed nine years of continuous service as such on the first day of January of the year in which the Selection Board meets shall be eligible to be considered for promotion.

(3) Selection for promotion of eligible Senior Assistants shall be made on the basis of merit and suitability with due regard to seniority.

(4) The Selection Board shall meet as and when necessary and prepare the list of Senior Assistants found suitable in consideration of their C. C. R. and place the list before the Chairman for his approval.

(5) On approval of the list by the Chairman the same shall become the select list which shall remain valid for one year from its date of approval by the Chairman.

(6) Appointment shall be made from the select list in order of merit.

#### 12. APPOINTMENT OF SECTION OFFICER, LEVEL-1:—

(1) The post of Section Officer Level-I shall be filled up by promotion from amongst the Section Officers, Level-II and Tabulators working in the office of the Commission.

(2) The Selection Board shall consider the cases of all eligible officers for promotion who have completed seven years of service as Section Officer Level-II or Tabulator or both taken together on the first day of January of the year in which the board meets.

(3) Selection for promotion to the post of Section Officer, Level-I shall be based on merit and suitability with due regard to seniority.

(4) The Selection Board shall prepare a list of officers found suitable for promotion and submit the list of such officers for approval of the Chairman.

(5) On being approved by the Chairman the list shall become the select list which shall remain valid for one year from the date of its approval.

(6) Appointment shall be made from the select list in the order in which the names appear therein.

## PART-III

## 13. DIRECT RECRUITMENT OF JUNIOR STENOGRAPHERS:—

- (1) The post of Junior Stenographers shall be filled up directly from open market whenever such vacancies arise after observing the procedure embodied in the Employment Exchange (Compulsory Notification of Vacancies) Act, 1959.
- (2) There shall be Shorthand and Typewriting Test as provided in regulation 15.
- (3) In order to assess merit and suitability, the Selection Board may take such technical assistance from Instructors of the Typewriting and Stenographic Institutions under the Government as they deem necessary for the purpose.

## 14. (1) CONDITIONS OF ELIGIBILITY:—

In order to be eligible for appointment to the posts of Junior Stenographers, a candidate must fulfil the following conditions, namely:—

- (a) he must be a citizen of India;
- (b) he must be below thirty-two years and over eighteen years of age on the first day of January of the year in which recruitment is made:
 

Provided that the maximum age-limit shall be relaxed by five years in case of candidate belonging to Scheduled Castes and Scheduled Tribes, ten years in case of Physically Handicapped persons and to such extent in case of such other categories as Government may by general or special order specify from time to time;
- (c) he must hold a Bachelor's Degree in Arts or Science or Commerce from any University;
- (d) he must have attained a speed of minimum of 80 words in Stenography per minute and minimum of 40 words in typewriting per minute;
- (e) he must have completed a course of Stenography in any of the Industrial Training institutes or other Government run Institutes or Government recognised institutions;

(f) he must be of good character;

(g) he must be of sound health and active habits and free from any mental infirmity and shall be required to produce a certificate of fitness from a Chief District Medical Officer or a Medical Officer of such rank as may be directed by the Committee;

(h) he or she must not have more than one spouse living:

Provided that Government may, if satisfied that there are special reasons for doing so, exempt a candidate from the operation of this clause;

(i) he must have passed the Middle English School Examination with Oriya as a language subject;

or

Passed Matriculation or its equivalent examination with Oriya as medium of examination in non-language subject; or

Passed a test in Oriya in M. E. Standard conducted by the Education Department of the Government.

(2) The candidate shall furnish the following certificates in original for verification at the time of appearing before the Board, failing which he shall be liable to be disqualified, namely:—

- (i) Certificate of High School Certificate Examination or an equivalent examination;
- (ii) Mark-sheet of High School Certificate or equivalent examination;
- (iii) Certificate and mark-sheets of Higher Examination, if any;
- (iv) Certificate of good character from Head of the Institution in which the candidate last studied;
- (v) Caste Certificate granted by a competent Revenue Authority (in case of a candidate belonging to Scheduled Caste or Scheduled Tribe);
- (vi) Certificate indicating successful completion of a Course in Stenography;
- (vii) Physically Handicapped Identity Card for physically handicapped persons issued by the competent authority, and
- (viii) Sportsman Identity Card for Sportsman issued by the competent authority.

## 15. SHORTHAND AND TYPEWRITING TESTS:—

The Shorthand and Typewriting tests in English and Oriya will be conducted in the following manner, namely:—

(i) Typing test in English and Oriya for 100 marks. The test will be held for ten minutes at an average speed of 40 words per minute for English and 20 words per minute for Oriya from a printed matter (400/200 words approximately). The apportionment of marks for the evaluation of the answer scripts will be as follows:—

(a) Accuracy of reproduction (75 marks)—

While assessing the accuracy of reproduction 5 marks will be deducted for each mistake

in the type script. A candidate whose type script reveals more than six mistakes will be eliminated as disqualified. In other words, marks for type scripts containing six or less mistakes will be awarded in the following manner :—

Number of mistakes	Marks to be awarded
(1)	(2)
Six	45
Five	50
Four	55
Three	60
Two	65
One	70
Nil	75

- (b) Neatness in execution and presentation (25 marks)—Marks out of 25 will be awarded in consideration of the neatness in execution of the type scripts and the presentation thereof.

(2) Shorthand Test in English and Oriya for 100 marks. The Test will comprise dictation from a printed matter (240/120 words approximately) for three minutes at the rate of 80/40 words per minute for English and Oriya, respectively. Time allowed for transcription will be 15 minutes. The apportionment of marks for the evaluation of the answer scripts will be as follows—

- (a) Dictation in Shorthand scripts 25 marks—While assessing the ability to take down dictation in Shorthand script, one mark will be deducted for every two mistakes and accordingly, marks out of 25 will be awarded proportionately.
- (b) Transcription 50 marks—While assessing the ability to transcribe one mark will be deducted for each mistake. A candidate whose transcription reveals more than 24 mistakes will be eliminated as disqualified. In other words, the minimum qualifying marks for transcription will be 26 out of 50.
- (c) Neatness in execution and presentation (25 marks)—Marks out of 25 will be awarded in consideration of the neatness in execution of the transcription and the presentation thereof.

(3) *Viva voce* Test (25 marks)—The general demeanour and alertness of mind of the candidate will be assessed during *Viva voce* Test and marks out of 25 will be awarded.

#### 16. SELECT LIST OF JUNIOR STENOGRAPHERS

(1) The Board after verification of the certificates and testimonials and after conducting such tests of Stenography and Typewriting shall prepare a select list of successful candidates in order of merit up to a number which shall be equal to the number of vacancies:

Provided that no candidate who does not have the minimum ability of typing out forty words per minute and transcribing shorthand at the rate of eighty words per minute, shall be eligible for inclusion in the select list.

(2) Appointment to the posts of Junior Stenographer shall be made by the competent authority in the order in which the names appear in the select list.

(3) The select list shall remain valid for a period of one year or till the publication of the result of the next recruitment examination, whichever is earlier from the date of its publication.

(4) Inclusion in the select list confers no right to appointment, which shall depend on the actual availability of vacancies.

#### PART IV

#### 17. RECRUITMENT TO THE POSTS OF SENIOR STENOGRAPHER:

The posts of Senior Stenographers shall be filled up by promotion on the basis of merit and suitability in all respects with due regard to seniority from among the Junior Stenographers of the office of the Commission who have completed 3 years of service in Junior Grade by the 1st day of January of the year in which the selection board meets:

Provided that the eligibility for promotion may be subject to passing of such Departmental Examinations and/or tests as may be prescribed from time to time.

#### 18. RECRUITMENT TO THE POST OF PERSONAL ASSISTANT:

Recruitment to the posts of Personal Assistants service shall be made on the basis of merit and suitability in all respects with due regard to seniority from among the Senior Stenographers of the office of the Commission who have completed nine years of continuous service as Senior Stenographer by the 1st day of January of the year in which the selection board meets.

#### 19. FILLING OF POST OF PRIVATE SECRETARY:

- (1) The posts of Private Secretary shall be filled up by promotion of permanent/officiating Personal Assistants and shall be made on the basis of merit and suitability with due regard to seniority.
- (2) No Personal Assistant, who has not completed five years of continuous service as Personal Assistant on or before the 1st day January of the year in which the Board meets shall be eligible for promotion to the service.

## PART-V

## 20. CADRE OF TYPIST:

- (1) The Typists of the office of the Commission shall constitute a separate cadre.
- (2) The cadre shall consist of the following categories of posts, each category constituting a separate grade, namely:—
  - (a) Junior Typists
  - (b) Senior Typists
  - (c) Head Typists
  - (d) Superintendent

21. The posts of Junior Typists, of the cadre shall be filled up by direct recruitment from open market. The procedure embodied in the Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959 and the rules framed thereunder shall be followed for such direct recruitment.

## 22. CONDITIONS OF ELIGIBILITY:—

- (1) In order to be eligible for appearing in the test for recruitment to the post of Junior Typists, the candidate must fulfil the following conditions, namely:—
  - (a) he must be a citizen of India;
  - (b) he must be below thirty-two years and above eighteen years of age on the first day of January of the year in which his case was sponsored by the Employment Exchange;

Provided that the maximum age-limit shall be relaxed by five years in case of candidates belonging to Scheduled Castes and Scheduled Tribes and to such extent in the case of candidates of such other categories as Government may, by general or special order, specify from time to time;

- (c) he must have passed the High School Certificate Examination conducted by the Board of Secondary Education, Orissa or an equivalent Examination;
- (d) he must be of good character;
- (e) he must be of sound health and active habits and free from any mental infirmity and shall be required to produce a certificate of fitness from the Chief District Medical Officer or a Medical Officer of equivalent rank;
- (f) he or she must not be having more than one spouse living;

Provided that Government may, if satisfied that there are special reasons for doing so, exempt a candidate from the operation of this clause;

- (g) he must have acquired a speed of typing out 40 words per minute in a test of typing for ten minutes;

- (2) In order to assess the technical skill of a candidate, the Selection Board may require assistance of experts of the type Training Government managed institutes.

## 23. FURNISHING OF CERTIFICATES:—

The candidate shall furnish the following certificates in original on the date of his appearance before the Selection Board, namely:—

- (a) Certificate of High School Certificates Examination or an equivalent examination;
- (b) Mark-sheet of High School Certificate Examination or an equivalent examination;
- (c) Certificate of good character from Head of the Institution in which candidates last studied;
- (d) Caste certificate granted by a competent authority in case of Scheduled Castes or Scheduled Tribe candidates;
- (e) Certificate indicating successful completion of a course in Typewriting in any Industrial Training Institute or Government-run-Institutions or Government recognised Institutions;
- (f) Physically Handicapped Identity Card for Physically Handicapped persons issued by the competent authority;
- (g) Sportsman Identity Card for Sportsman issued by the competent authority.

## 24. SELECT LIST OF JUNIOR TYPISTS:—

(1) The Selection Board after verification of the certificates and testimonials and after conducting test on Typewriting and *Viva Voce* shall prepare a merit list of successful candidates in order of merit.

(2) No candidate who has not acquired the speed of typing out 40 words per minute in a test for ten minutes shall be selected for the purpose of enlistment in the merit list.

(3) appointment orders shall be issued strictly on the basis of position secured in the merit list prepared by the Selection Board.

(4) The merit list so drawn up shall remain valid for one year from the date of its publication or till the publication of the result of the next recruitment test which ever is earlier.

(5) Inclusion of a name in the merit list confers no right to appoint.

25. Filling of post of Senior Typist—Promotion to the post of Senior Typist shall be made, on the basis of merit and suitability in all respect with due regard to seniority from amongst the Junior Typists of the Cadre who have completed atleast three years of service as such on the first day of January of the year in which the selection board meets :

Provided that the eligibility for promotion may be subject to passing of such Departmental Examination and/or tests as may be prescribed from time to time.

### 26. FILLING OF POST OF HEAD TYPIST AND SUPERINTENDENT:—

(1) Promotion to the post of Head Typists shall be made on the basis of merit and suitability in all respects with due regard to seniority from amongst the Senior Typists of the cadre who have completed at least nine years of service as such on the first day of January of the year in which the Selection Board meets.

(2) Promotion to the post of Superintendent shall be made on the basis of merit and suitability in all respects with due regard to seniority from among the Head Typist of the cadre who have completed at least seven years of service as such on the first day of January of the year in which the Selection Board meets:

Provided that the eligibility for promotion may be subject to passing of such departmental examination and/or tests as may be prescribed from time to time.

### 27. APPOINTMENT TO THE POST OF UNDER SECRETARY AND ASSISTANT CONTROLLER OF EXAMINATION-CUM-UNDER-SECRETARY—

(1) Appointment to the posts of Under-Secretary/Assistant Controller of Examination-cum-Under-Secretary shall be made from the rank of Section Officer, Level-I, working in the office of the Commission.

(2) The Selection Board shall consider the cases of eligible Section Officer of Level-I who have completed ten years of service as Section Officer, Level-I and Level-II or Tabulator all taken together by the 1st day of January of the year in which the Selection Board meets and prepare a list of officers suitable for promotion.

(3) The selection shall be based on merit and suitability with due regard to seniority.

(4) The list so prepared shall be placed before the Chairman for approval.

### 28. APPOINTMENT OF ADDITIONAL SECRETARY:—

(1) Appointment to the rank of Additional Secretary shall be made from the rank of Under-Secretary/Assistant Controller of Examination-cum-Under-Secretary.

(2) The Selection Board shall consider the cases of all eligible officers who have completed two years of service as Under-Secretary/Assistant Controller of Examination-cum-Under-Secretary by the 1st day of January of the year in which the Selection Board meets and prepare a list of officers suitable for promotion.

(3) The selection shall be based on merit and suitability with due regard to seniority.

(4) The list shall be placed before the Chairman or approval.

### PART VI

#### MISCELLANEOUS

29. Notwithstanding anything contained in these regulations, where direct appointment is made vacancies in such posts shall be filled up in accordance with the provisions of the Orissa Civil Service (Rehabilitation Assistance) Rules, 1990 as amended from time to time.

30. CONSEQUENCE OF FAILURE TO JOIN THE ASSIGNMENT:—Failure of candidate to join the assignment by the specified date, in the absence of any extension of the said date by the appointing authority shall amount to forfeiture of his claim for such appointment.

31. The zone of consideration for promotions under these rules shall be such as specified in the Orissa Civil Services (Zone of Consideration for Promotion) Rules, 1988 and the Orissa Reservation of Vacancies in the Posts and Services for (Scheduled Castes and Scheduled Tribes) Act, 1975 and the rules framed thereunder.

32. PROBATION—(1) Persons appointed to different posts under these Regulations shall be on probation for a period of two years from the date he/she actually joins the post:

Provided that the period of Probation may be extended for a further period of six months and if he/she is found unsuitable during probation, in case he/she recruits his/her services shall be terminated after giving one month's notice and in case of promotees he/she shall be reverted to his/her former post which he/she was promoted.

(2) A person appointed on probation will ordinarily be confirmed on successful completion of the probation subject to availability of permanent vacancy.

33. SENIORITY—The seniority of the employees/officers appointed under these regulations to a particular grade in a particular year shall be determined with reference to his/her position in the selection list or merit list, as the case may be.

### 34. RESERVATION OF VACANCIES—

Notwithstanding anything contained in these regulations, vacancies shall be reserved for candidates belonging to the Scheduled Castes and Scheduled Tribes in accordance with the provisions contained in the Orissa Reservation of Vacancies in Posts and Services (For Scheduled Castes and Scheduled Tribes) Act, 1975 and the rules made thereunder and for candidates belonging to physically handicapped/ex-serviceman/women/sportsmen to the extent notified by Government from time to time.

### 35. RELAXATION—

Whenever it is considered necessary or expedient in the public interest to relax any of the provisions of these rules, except in the matter of recruitment, the same may be done by

order, for reasons to be recorded in writing, by the following authorities, namely:—

- (i) by Government in respect of the posts of Special Secretary and Secretary;
- (ii) by Chairman in respect of other posts subject to the concurrence of State Government.

### 36. TRAINING DEPARTMENTAL EXAMINATION—

Person appointed under these regulations shall be required to undergo such training and/or to pass such tests, departmental examination as may be determined by Government from time to time.

### 37. DISCIPLINARY AUTHORITY AND APPELLATE AUTHORITY—

(1) The Special Secretary shall be the disciplinary authority for the purpose of imposing penalties on the employees appointed by him and the Chairman shall be the appellate authority against the punishment so imposed by the Special Secretary.

(2) The Chairman shall be the disciplinary authority for the purpose of imposing penalties on the officers appointed by him and Governor shall be the appellate authority against the punishment imposed by the Chairman.

(3) The Government shall be the disciplinary authority and the Governor shall be the appellate authority for the purpose of imposing penalties on the officers appointed under these regulations other than those mentioned in sub-regulations (1) and (2) above.

(4) Subject to the provisions contained in these regulations, the provisions contained in rules 12 to 32 of the Orissa Civil Services (Classification, Control and Appeal) Rules, 1962 shall mutatis mutandis apply to all the Staff of the Commission in respect of disciplinary matters except a member of I. A. S.

### 38. INTERPRETATION—

If any question arises relating to interpretation of these rules, it shall be referred to the Government in the General Administration Department for a decision.

### 39. REPEAL AND SAVINGS—

(1) 15 to 22 contained in Part-IV of the Orissa Regulations Public Service Commission (Conditions of Service) Regulations, 1952 are hereby repealed.

(2) Notwithstanding such repeal any order made or action taken under the provisions of Part-IV of the regulations so repealed shall be deemed to have been made or taken under these regulations.

By order of the Governor

PRITIMAN SARKAR  
Special Secretary to Government