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PLANNING & CO-ORDINATION DEPARTMENT

NOTIFICATION

The 20th August 1996

S.R.O. No. 556/96- In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Orissa is pleased to make the following rules to regulate the method of recruitment and conditions of service of the persons appointed to the Orissa Planning Service, namely:-

CHAPTER I

PRELIMINARY

Short title and
Commencement

1. (1) These rules may be called the Orissa Planning Service (Recruitment and Conditions of Service) Rules, 1996.

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

Definitions.

2. (1) In these rules, unless the context otherwise requires-

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

(b) "Government" means the Government of Orissa;

(c) "Scheduled Castes and Scheduled Tribes" mean such castes and tribes as may be so specified by the President of India under articles 341 and 342 of the Constitution of India, respectively;

- (d) "Service" means the Orissa Planning Service;
- (e) "State" means the State of Orissa;
- (f) "Year" means the Calendar year.

(2) All other words and expressions used herein but not defined shall have the same meaning as respectively assigned to them in the Orissa Service Code.

CHAPTER II

CONSTITUTION OF SERVICE

Composition
of the Cadre.

3. (1) The Orissa Planning Service shall comprise:

- (a) The Orissa Planning Service, Class I, and
- (b) The Orissa Planning Service, Class II,

(2) The Orissa Planning Service, Class I shall include the posts of Joint Director (Level I), Joint Director (Level II), Deputy Director and such other post or posts as the Government may from time to time specify in this behalf.

(3) The Orissa Planning Service, Class II shall include the posts of Assistant Director, District Planning Officer and such other post or posts as the Government may from time to time specify in this behalf.

Appointing
and cadre
authority.

4. The Government in Planning & Co-ordination Department shall be the appointing and cadre controlling authority.

Quota for
promotion
and for
direct
recruitment
to Class I
and Class II
posts.

5. (1) 50% of the sanctioned posts in Class II shall be filled up by direct recruitment and balance 50% shall be filled up by promotion from the Cadre of Sr. Economic Investigators and Cartographers.

(2) All Class I posts shall be filled up by promotion from Class II posts.

CHAPTER III

RECRUITMENT TO THE ORISSA PLANNING SERVICE, CLASS I

Procedure
for
recruitment
to Class I
posts.

6. (1) Recruitment to the posts of Joint Director (Level I) shall be made from amongst the officers holding the posts of Joint Director (Level II) who have rendered at least two years of service as such on the 1st day of January of the year in which the Departmental Promotion Committee meets for considering the cases of eligible officers for promotion.

(2) Recruitment to the post of Joint Director (Level II) shall be made from amongst the officers holding the posts of Deputy Director who have rendered at least two years' service as such on the 1st day of January of the year in which Departmental Promotion Committee meets for considering the cases of eligible officers for promotion.

(3) Recruitment to the post of Deputy Director shall be made from amongst the officers holding the posts of Assistant Director and/or District Planning Officer or other equivalent posts who have completed at least six years of service as such on the 1st day of January of the year in which Departmental Promotion Committee meets for considering the cases of eligible officers for promotion

(4) On a vacancy arising in any post of Joint Director or Deputy Director to be filled up, the names of all eligible officers, shall be arranged in order of their seniority *inter se* and placed before the Departmental Promotion Committee constituted under sub-rule (1) of rule 7 along with their service records for selection of names for filling up the vacancy.

(5) The selection of officer for promotion shall be based on merit and suitability in all respect with due regard to seniority.

(6) The list prepared under sub-rule (5) along with the seniority list and service records placed before the Departmental Promotion Committee for selection shall be forwarded to the Commission for its concurrence.

(7) Any person who is of exceptional merit may be assigned a higher position in the list than officers senior to him in the gradation list.

(8) The final list of selection of officers to be promoted shall be made by Government after considering the recommendations made by the Commission.

(9) The list prepared by the Government in pursuance of sub-rule (8) shall remain in force for one year from the date of its approval by Government.

(10) Appointment to the post in the service shall be made by the Government in the order in which their names appear in the select list prepared under sub-rule (8).

Departmental
promotion
Committee
for Class-I
posts.

7. (1) There shall be constituted a Departmental Promotion Committee for selection of officers for promotion to various Class-I Posts in the Services.

- (2) The Committee shall consist of the following members, namely:-
- (a) Chief Secretary .. Chairman
 - (b) Development Commissioner/Additional Development Commissioner and Secretary to Government, Planning & Co-ordination Department. .. Member
 - (c) Principal Secretary/Special Secretary to Government General Administration Department .. Member
 - (d) The Committee can Co-opt. an expert in the field of Statistics, Economics and Planning as Member.
 - (e) The Deputy Secretary/Joint Secretary to Government, Planning & Co-operation Department, in charge of Planning Service shall act as Member-Secretary to the Committee, but he shall not participate in the deliberations of the Committee.

(3) The Departmental Promotion Committee shall ordinarily meet every year in the month of January to consider the suitability of eligible officers for promotion to the post of Joint Director Level-I, Joint Director Level-II and Deputy Director.

CHAPTER IV

RECRUITMENT TO THE ORISSA PLANNING SERVICE, CLASS-II

Departmental promotion Committee for Class-II posts.

8. (1) There shall be constituted a Departmental Promotion Committee for selection of officers for promotion to Class-II posts under promotion quota.

- (2) The Committee shall consist of the following members namely:-
- (a) Secretary to Government, Planning & Co-ordination .. Chairman
 - (b) Special Secretary/Additional Secretary to Government, Planning & Co-ordination Department. .. Member
 - (c) Co-opt. an expert in the field of Statistics, Economics and Planning. .. Member
 - (d) Deputy Secretary/Joint Secretary to Government in charge of the Planning Service. .. Member-Secretary

Recruitment to the Orissa Planning Service Class-II by promotion.

9. Recruitment to the post of Assistant Director and/ or District Planning Officer to be filled up by promotion shall be made in accordance with rule 10 from among the candidates holding the post of Senior Economic Investigator or Cartographer.

Eligibility for promotion.

10. (1) Senior Economic Investigator or Cartographer who has completed at least seven years of service against the post on the 1st day of January of the year in which the Departmental Promotion Committee meets shall be eligible for consideration for promotion.

(2) The names of all eligible officers shall be arranged in order of their seniority *inter se* and placed before the Departmental Promotion Committee constituted in accordance with rule 8 alongwith their service records.

(3) The criteria for promotion shall be as specified in the Orissa Civil Services (Criteria of Promotion) Rules, 1992.

(4) Orissa Civil Services (Zone of Consideration for Promotion) Rules, 1988 and Orissa Reservation of Vacancies in Posts and Services (for Scheduled Castes and Scheduled Tribes) Act, 1975 and Rules framed thereunder shall be followed while considering the case of eligible officers for promotion.

(5) The provisions of sub-rules (6) to (10) of rule 6 shall *mutatis mutandis* apply to the selection of persons for appointment by promotion to Class-II posts in this cadre.

Direct Recruitment by the Commission.

11. (1) Appointment by direct recruitment shall be made through a competitive examination to be held by the Commission in accordance with the regulations framed under sub-rules (4).

(2) Each year in the month of January, the Planning and Co-ordination Department shall intimate the number of vacancies arising and the vacancies which shall occur during the year to be filled up by way of direct recruitment to the Commission indicating the number of posts to be reserved for the candidates belonging to Scheduled Caste, Schedule Tribes, ex-Servicemen, Women, Socially and Economically Backward Classes, Sportsmen and Physically Handicapped persons.

(3) On receipt of the vacancy position the Commission shall invite applications from the candidates eligible to appear in the competitive examination and shall conduct the said examination during that year.

(4) Recruitment to the service shall, subject to the provisions of these rules and be in accordance with such regulations as the Government may in consultation with the Commission make at the time of each recruitment in this behalf.

(5) Such regulations, in the case of direct recruitment shall *inter alia*, provide for syllabus and regulate the competitive examinations.

CHAPTER V

GENERAL PROCEDURE FOR DIRECT RECRUITMENT

Disqualification for appointment.

12. No person who has more than one spouse living shall be eligible to apply for the post under the service.

Eligibility for direct recruitment.

13. A candidate in order to be eligible to compete at the examination for direct recruitment must satisfy the following conditions, namely :-

- (a) he shall be a citizen of India;
- (b) he shall be able to speak, read and write Oriya and has passed-

at least an examination in Oriya equivalent to the Middle English School standard conducted by the Board of Secondary Education; or

the matriculation or its equivalent examination with Oriya as medium of examination in non-language subject or as a language subject in the final examination of Class-VII or above; or at least a test in Oriya equivalent to M.E School standard conducted by the Education Department;

- (c) he shall not be under 21 and above 32 years of age:

Provided that the upper age limit shall be relaxed up to 5 years in case of candidates belonging to Scheduled Caste and Scheduled Tribes and up to such number of years in respect of candidates belonging to category of ex-servicemen, physically handicapped persons, women candidates and Backward Classes candidates as may be prescribed by Government from time to time:

Provided further that the maximum age limit of departmental candidate shall be relaxed up to 45 years:

- (d) the departmental candidates shall be allowed three chances in the direct recruitment Examination conducted by Orissa Public Service Commission within the maximum age limit of 45 years

NOTE: - (i) A Government servant, whether temporary or permanent or working on probation shall be eligible to appear at the competitive examination for recruitment to the service, if he or she is within the prescribed age limit of 45 years and is otherwise eligible to compete.

- (ii) application from candidates, who are in employment under the State Government, must be submitted through the authorities, who happened to be their appointing authorities for the time being.

- (e) he must be of sound health, good physique and active habits and free from any organic defect or bodily infirmity;

- (f) he must be of good character in support of which he or she submit must to the Commission along with his or her application a certificate of character from the Principal, Proctor, Dean or Professor in-charge of Department of teaching of the College or University in which he or she last studied;
- (g) he must have possessed any one of the following qualifications from a recognized University or from any Institution in India or abroad or any equivalent qualification, namely:-

Bachelor's degree with honours and Post-Graduate degree in Economics/ Applied Economics/ Agricultural Economics/ Commerce/ Mathematics/ Sociology with Statistics as one of the papers/ Anthropology/ Demography/Geography with Cartography or Regional Planning as one of the papers/Statistics/Econometrics/Regional Planning.

Forwarding the list by the Commission.

14. (1) The Commission, on the basis of the result of the examination shall prepare a list of successful candidates arranged in order of merit and forward the same to Government.

(2) The Commission shall prepare the aforesaid list of successful candidates equal to the number of vacancies notified by the Government and such select list shall remain valid for a period of one year from the date of approval by Government.

Right to appointment.

15. The inclusion of a candidate's name in the list shall confer no right to appointment in the service unless Government are satisfied after such enquiry, as may be considered necessary and the appointment shall be subject to actual availability of vacancies.

Filling up of vacancies.

16. Subject to the provision of rule 15, appointment to the post shall be made by the Government in the order in which the names appear in the select list.

Reservation of vacancies.

17. Notwithstanding anything contained in these rules vacancies shall be reserved-

- (a) for candidates belonging to 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 rules made thereunder; and
- (b) for physically handicapped persons/ ex-servicemen/ backward classes candidates/ women candidates and sportsmen as may be prescribed by Government time to time.

CHAPTER VI

PROBATION, CONFIRMATION, DEPARTMENTAL EXAMINATION AND SENIORITY

Probation and probationers.

18. (1) Persons recruited to the service shall be appointed on probation.

(2) Every officer appointed by promotion shall be on probation for a period of one year and every officer appointed by direct recruitment shall be on probation for a period of two years and in both cases the period of probation shall count from the date he joins the post to which he is appointed:

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

Provided further that such period of probation shall not include-

- (a) extraordinary leave;
- (b) period of unauthorized absence; or
- (c) any other period held to be not being on actual duty.

(3) A probationer shall undergo such training as Government may from time to time determine.

(4) If the Government are satisfied during the period of probation of an Officer that his or her continuance in the service would not be in public interest, they may order the termination of the services of the probationer whereupon the person concerned shall, if recruited through a competitive examination, be deemed to have been removed from Government service and if recruited by way of promotion he or she shall be reverted to the post from which he or she was promoted.

Confirmation.

19. No officer appointed to the service shall be considered for confirmation unless he or she has completed the probation satisfactorily, has passed the departmental examination as may be fixed by the Government and is considered by Government to be fit for confirmation.

Seniority.

20. The *inter se* seniority of officers appointed in any cadre of the service in any year shall be regulated in the following manner, namely:-

- (a) Officers appointed to the service by promotion shall be ranked *inter se* in the order in which their names are arranged in the final select list drawn up by Government under sub-rule (8) of rule 6.
- (b) Officers appointed to the service by direct recruitment shall be ranked *inter se* in the order in which their names are arranged by the Commission.

- (c) In case officers are appointed by promotion and by direct recruitment in a particular year, the promoted officers shall enblock be senior to the officers directly recruited to the service.

CHAPTER VII

MISCELLANEOUS

Relaxation

21. If the State Government are of opinion that it is necessary or expedient to do so in the public interest they may, by order, and in consultation with the Commission, relax any of the provisions of the rules in respect of any class or category employees in the interest of public service.

Repeal and Savings.

22. All rules, corresponding to these rules and in force, immediately before the commencement of these rules, hereby repealed:

Provided that any order made or action taken under the rules, so repealed shall be deemed to have been made or taken under the corresponding provisions of these rules.

Issue of Instructions.

23. The 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.

Interpretation.

24. If any question arises relating to the interpretation of these rules, it shall be referred to Government in Planning and Co-ordination Department for decision.

[No.18573-Estt.-PM-9/96-P.]

By order of the Governor

S.M. PATTNAIK

Secretary to Government