

जहाँ राज्य सरकार की यह सव हो कि ऐसा करना आवश्यक या समीचीन है, वहाँ यह कार्यों को प्रमि-
नित करने और हिमाचल प्रदेश लोक सेवा आयोग
के परामर्श से आदेश द्वारा, इन नियमों के किन्हीं
उपबन्धों को किसी वर्ग या व्यक्तियों के प्रवर्ग या पदों
को बाधित प्रिण्ट कर सकेगी।

[Authoritative English text of Government notification No. Agr. A-3(32) 95, dated the 24th December, 1997 as required under clause (3) of Article 348 of the Constitution of India].
AGRICULTURE DEPARTMENT

NOTIFICATION

Sl. No. 171 002, the 24th December, 1997

No. Agr. A-3(32) 95.—The Governor of Himachal Pradesh, in exercise of the powers conferred by proviso to Article 309 of the Constitution of India, and in consultation with the Himachal Pradesh Public Service Commission, is pleased to make the Recruitment and Promotion Rules for the post of Junior Draftsman Class-III (Non-Gazetted) in the Department of Agriculture, Himachal Pradesh as per Annexure 'A' attached to this notification, namely:—

1. *Short title and commencement.*—(1) These rules may be called the Himachal Pradesh Agriculture Department, Junior Draftsman, Class-III (Non-Gazetted) Recruitment and Promotion Rules, 1997.

(2) These rules shall come into force from the date of publication in the Rajpatra Himachal Pradesh.

2. *Repeal and savings.*—(1) The Himachal Pradesh Agricultural Class III (Executive Section) Service: (Recruitment, Promotion and Certain Conditions of Service) Rules, 1973 (Part-II) notified vide this Department notification No. 16-10/73-Agr. Secit., dated 20-11-1973 are hereby repealed to the extent these pertain to the post of Tracer.

(2) Notwithstanding such repeal, any appointment made or anything done or any action taken under sub-Rule (1) *supra* shall be deemed to have been validly made or done or taken under these rules.

By order,

HARSH GUPTA,

Financial Commissioner cum-Secretary.

ANNEXURE 'A'

RECRUITMENT AND PROMOTION RULES FOR THE POST OF JUNIOR DRAFTSMAN
CLASS-III (NON-GAZETTED) IN THE DEPARTMENT OF AGRICULTURE,
HIMACHAL PRADESH

1. Name of the post
2. Number of posts
3. Classification

Junior Draftsman

27 (Twenty seven)

Class-III (Non-Gazetted)

1-278
7-1-1998
40

- | | |
|---|---|
| 4. Scale of pay
(Be given in expanded notation). | Rs. 1200-40-1320-45-1500-50-2000-60-2060-70-2130. |
| 5. Whether selection post or non-selection post? | Not applicable. |
| 6. Age for direct recruitment | Between 18 years and 35 years : |

Provided that the upper age limit for direct recruits will not be applicable to the candidates already in service of the Government including those who have been appointed on *ad hoc* or on contract basis :

Provided further that if a candidate appointed on *ad hoc* basis had become overage on the date when he was appointed as such he shall not be eligible for any relaxation in the prescribed age limit by virtue of his such *ad hoc* or contract appointment :

Provided further that upper age limit is relaxable for Scheduled Castes/Scheduled Tribes/Other Categories of persons to the extent permissible under the general or special order(s) of the Himachal Pradesh Government :

Provided further that the employees of all the Public Sector Corporations and Autonomous Bodies who happened to be Government servants before absorption in the Public Sector Corporations/Autonomous Bodies at the time of initial constitution of such Corporations/Autonomous Bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not, however, be admissible to such staff of the Public Sector Corporations/Autonomous Bodies who were/are subsequently appointed by such Corporations/Autonomous Bodies and who are/were finally absorbed in the service of such Corporations/Autonomous Bodies after initial constitution of the Public Sector Corporations/Autonomous Bodies.

Note.—(1) Age limit for direct recruitment will be reckoned on the first day of the year in which the post(s) is/are advertised for inviting applications or notified to the Employment Exchanges or as the case may be

(2) Age and experience in the case of direct recruits, relaxable at the discretion of the Himachal Pradesh Public Service Commission in case the candidate is otherwise well qualified.

(a) *Essential Qualifications :*

(i) Should be Matriculate or its equivalent from a recognised Board of School Education/Institution duly recognised by the Central/State Government;

(ii) Should possess 2 years certificate course in Draftsmen Trade from an Institution duly recognised by the Central/State Government.

(b) *Desirable Qualifications :*

Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.

Not applicable

Two years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and reasons to be recorded in writing.

100 % by direct recruitment.

Not applicable

Not applicable

As required under the law

A candidate for appointment to any service or post must be :—

(a) a citizen of India, or

(b) a subject of Nepal, or

7. Minimum educational and other qualifications required for direct recruits.

8. Whether age and educational qualifications prescribed for direct recruits will apply in the case of the promotees ?

9. Period of probation, if any

10. Method of recruitment—whether by direct recruitment or by promotion, deputation, transfer and the percentage of vacancies to be filled in by various methods.

11. In case of recruitment by promotion, deputation, transfer, grade from which promotion/deputation/transfer is to be made.

12. If a Departmental Promotion Committee exists, what is its composition ?

13. Circumstances under which the H. P. P. S. C. is to be consulted in making recruitment.

14. Essential requirement for a direct recruitment.

- (c) a subject of Bhutan, or
 (d) a Tibetan refugee who came over to India before the 1st January, 1962 with the intention of permanently settling in India, or
 (e) a person of Indian origin who has migrated from Pakistan, Burma, Sri Lanka, East African Countries of Kenya, Uganda, the United Republic of Tanzania (Formerly Tanganyika and Zanzibar), Zambia, Malawi, Zaire and Ethiopia with the intention of permanently settling in India :

Provided that a candidate belonging to categories (b), (c), (d) and (e) shall be a person in whose favour a certificate of eligibility has been issued by the Government of India.

A candidate in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Himachal Pradesh Public Service Commission or other recruiting authority, but the offer of appointment may be given only after the necessary eligibility certificate has been issued to him by the Government of India.

15. Selection for appointment to the post by direct recruitment.

Selection for appointment to the post in the case of direct recruitment shall be made on the basis of *viva voce* test and if the Himachal Pradesh Public Service Commission or Other Recruiting Authority as the case may be, so consider necessary or expedient by a written test or practical test, the standard/syllabus etc. of which will be determined by the Commission/ Other Recruiting Authority as the case may be.

16. Reservation

The appointment to the service shall be subject to orders regarding reservation in the service for Scheduled Castes/Scheduled Tribes/ Backward Classes/Other Categories of persons issued by the Himachal Pradesh Government from time to time.

17. Powers to relax

Where the State Government is of the opinion that it is necessary or expedient to do so, it may, by order for reasons to be recorded in writing and in consultation with the H. P. S. C. relax any of the provisions of these rules with respect to any class or category of persons or posts.

Authoritative English Text of this Department Notification No. Agr.A(3)-32/95 dated 4/3/2011. As required under Article 348(3) of the constitution of India).

Government of Himachal Pradesh
Department of Agriculture.

No. Agr.A(3)-32/95 dated 4/3/2011

Dated Shri 2, 4/3/011

NOTIFICATION

In exercise of the Powers conferred by proviso to A 309 of the Constitution of India, the Governor Himachal Pradesh in consultation with Himachal Pradesh Public Service Commission is pleased to make the following Rules further to amend the Himachal Pradesh Agriculture Department Junior Draughtsman, Class-III (Non-Gazetted) Recruitment and Promotion Rules, 1997 notified vide this Department Notification No. Agr.A(3)-32/95, dated 24th December, 1997 namely:-

Short title and commencement	<p>1. (i) These rules may be called the Himachal Pradesh Agriculture Department, Junior Draughtsman, Class-III (Non Gazetted) Recruitment and Promotion (2nd Amendment) Rules, 2011.</p> <p>(ii) These rules shall come into force from the date of publication in the Rajpatra, Himachal Pradesh.</p>
Amendment of Annexure-	<p>2. In Annexure-A- to the Himachal Pradesh Agriculture Department Junior Draughtsman, Class III, (Non Gazetted) Recruitment and promotion Rules, 1997:-</p> <p>(a) For the existing provisions against C 4, the following shall be substituted, namely:- "Rs. 5910-20200+2400 Grade Pay"</p> <p>(b) For the existing provisions against Col.No.15, the following shall be substituted, namely:-</p> <p>Notwithstanding anything contained in these rules, contract appointments to the post will be made subject to the terms and conditions given below:-</p> <p>I. CONCEPT:-</p> <p>(a) Under this policy, the Junior Draughtsman in Agriculture Department Himachal Pradesh will be engaged on contract basis initially for one year which may be extendable for more two years on year to year basis.</p> <p>Provided that for extension/renewal of contract period one year to year basis the concerned HOD shall issue a certificate to the</p>

and conduct of the contract appointee is satisfactory during the year and only then his period of contract is to be renewed/extended.

(b) POST FALLS WITHIN THE PURVIEW OF HPSSSB:-

The Director of Agriculture, H.P. after obtaining the approval of the Government to fill up the vacant posts on contract basis will place the requisition with the concerned recruiting agency i.e. H.P. subordinate Service Selection Board, Hamirpur.

(c) The selection will be made in accordance with the eligibility conditions prescribed in these Rules.

II. CONTRACTUAL EMOLUMENTS:-

The Junior Draughtsman appointed on contract basis will be paid consolidated fixed contractual amount @ Rs. 8310/-PM (which will be equal to initial of the Pay Band Grade pay). An amount of Rs. 250/- (3% of the minimum of Pay Band +Grade Pay of the post) as annual increase in contractual emoluments for the subsequent year(s) will be allowed if contract is extended beyond one year.

III. APPOINTING/DISCIPLINARY AUTHORITY:-

The Director of Agriculture, H.P. will be the appointing and disciplinary authority.

IV. SELECTION PROCESS:-

Selection for appointment to the post in the case of Contractual appointment will be decided on the basis of viva-voce test or if considered necessary or expedient by a written test or a practical test, the standard/syllabus etc. of which will be determined by the concerned recruiting agency i.e. HPSSSB Hamirpur.

V. COMMITTEE FOR SELECTION OF CONTRACTUAL APPOINTMENTS:-

As may be constituted by the concerned recruiting agency i.e. HPSSSB, Hamirpur.

VI. AGREEMENT:-

After selection of a candidate, he/she has shall

sign an agreement as per Annexure-B appended to these rules.

VII. TERMS AND CONDITIONS:-

- (a) The contract appointee will be paid fixed contractual amount @ Rs. 8310/- per month (which shall be equal to initial of the Pay Band + Grade Pay). An amount of Rs. 250/- (3% of the minimum of Pay Band + Grade Pay of the post) as annual increase in contractual emoluments for the subsequent year(s) will be payable if contract is extended beyond one year.
- (b) The service of the contract appointee will be purely on temporarily basis. The appointment is liable to be terminated in case the performance/conduct of the contract appointee is not found satisfactory.
- (c) Contractual appointee will be entitled for one day casual leave after putting one month service. This leave can be accumulated upto one year. No leave of any other kind is admissible to the contractual appointee. He/She shall not be entitled for Medical Reimbursement and LTC etc. Only maternity leave will be given as per rules.
- (d) Unauthorized absence from the service without the approval for the controlling Officer shall automatically lead to the termination of the contract. Contract appointee shall not be entitled for any contractual amount for the period of absence from duty.
- (e) An official appointed on contract basis who have completed five years tenure at one place of posting will be eligible for transfer on need based basis whenever required on administrative grounds.
- (f) Selected candidate will have to submit a certificate of his/her fitness from a Government/Registered Medical Practitioner. A pregnant woman candidate, pregnant beyond twelve weeks will stand temporarily unfit till the confinement is over. The women candidate will be re-examined for the fitness from an authorized medical officer/practitioner.

	<p>(g) Contract appointee will be entitled to TA/DA if required to go on tour in connection with his/her official duties at the same rate as applicable to the regular counter part official at the minimum of pay scale.</p> <p>(h) Provision of service rules like FR,SR, Leave Rules, CPF Rules, Pension Rules and Conduct Rules etc. as are applicable in case of regular employees will not be applicable in case of contract appointees. They will be entitled for emoluments etc. as detailed in this Column.</p>
--	--

By Order,

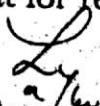
Secretary (Agr.) to the
Government of Himachal Pradesh.

Dated Shimla-2,

Endst. No. As above.

Copy is forwarded to the following for information:-

1. The Principal Secretary (Finance) to the Govt. of H.P. Shimla-2.
2. The Principal Secretary (Pers.) to the Govt. of H.P. Shimla-2.
3. The Special Secretary (GAD-C) to the Govt. of H.P. Shimla-2.
4. The Sr. Law Officer-II, Law Department, H.P. Sectt. Shimla-2.
5. The Director of Agriculture, H.P. Shimla-5.
6. The Controller, Printing & Stationary, Shimla-5 for publication in the Rajpatra, (Extra ordinary) copy of the Rajpatra may kindly be supplied to the Department for record.


Deputy Secretary (Agr.) to the
Government of Himachal Pradesh.

Form of contract to be executed between the Junior Draughtsman and the Government of Himachal Pradesh through Director of Agriculture.

This agreement is made on this _____ day of _____ in the year _____. Between Sh./Smt. _____ S/O/ D/O Shri _____ R/O _____ Contract appointee (hereinafter called the FIRST PARTY), AND the Governor of Himachal Pradesh (here-in-after the SECOND PARTY). Whereas, the SECOND PARTY has engaged the aforesaid FIRST PARTY and the FIRST PARTY has agreed to serve as a Junior Draughtsman on contract basis on the following terms & conditions.

1. That the FIRST PARTY shall remain in the service of the SECOND PARTY as a Junior Draughtsman for a period of one year commencing on day of _____ and ending on the day of _____. It is specifically mentioned and agreed upon by both the parties that the contract of the FIRST PARTY with SECOND PARTY shall *iso-facto* stand terminated on the last working day i.e. on _____ and information notice shall not be necessary.

Provided that for-further extended/renewal of contract period the HOD shall issue a certificate that the service and conduct of the contract appointee was satisfactory during the year and only then the period of contract is to be renewed/extended.

2. The Contractual amount of the FIRST PARTY will be Rs. 8310/- per month.
3. The service of FIRST PARTY will be purely on temporarily basis. The appointment is liable to be terminated in case the performance/conduct of the contract appointee is not found good or if a regular incumbent is appointed/posted against the vacancy for which the first party was engaged on contract.
4. Contractual Junior Draughtsman will be entitled for one day casual leave after putting in one month service. This leave can be accumulated upto one year. No leave of any kind is admissible to the contractual Junior Draughtsman. He will not be entitled for Medical Reimbursement and LTC etc. Only maternity leave will be given as per Rules.
5. Unauthorized absence from the duty without the approval of the controlling Officer shall automatically lead to the termination of the contract. A contractual Junior Draughtsman will not be entitled for contractual amount for the period of absence from duty.
6. An official appointed on contract basis who have completed five years tenure at one place of posting will be eligible for transfer on need based basis whenever required on administrative grounds.

7. Selected candidate will have to submit a certificate of his/her fitness from a Government/Registered Medical Practitioner. In case of women candidates pregnant beyond twelve weeks will render her temporarily unfit for fitness from an authorized Medical Officer/Practitioner.
8. Contract appointee shall be entitled to TA/DA if required to go on tour in connection with his official duties at the same rate as applicable to regular counter-part official, at the minimum of the pay scale.
9. The Employees Group Insurance Scheme as well as EPF/GPF will not be applicable to contractual appointee(s).

IN WITNESS the FIRST PARTY AND SECOND PARTY have herein to set their hands the day, month and year first, above written.

IN THE PRESENCE OF WITNESSES

(1) _____

(Name and full Address).

(2) _____

(Name and full Address).

(Signature of FIRST PARTY)

IN THE PRESENCE OF WITNESSES

(1) _____

(Name and full Address).

(2) _____

(Name and full Address).

(Signature of SECOND PARTY)