

No. Agr. H(I)(B)5-8/79-Vol-XII

Directorate of Agriculture,
Himachal Pradesh.

From:

Director of Agriculture,
Himachal Pradesh.

To

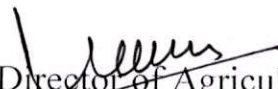
All the Controlling Officers/Heads of Offices
in the Department of Agriculture, H.P.

Dated Shimla-5, the **23 DEC 2022**

Subject:- Notification regarding amendment in R&P Rules of Surveyor.

Memo,

Please find enclosed herewith a copy of letter No.Agr.A-B(2)1/2017, dated 28.11.2022, received from the Secretary (Agri.) to the Government of H.P. on the subject cited above for information, please.


Director of Agriculture,
Himachal Pradesh.

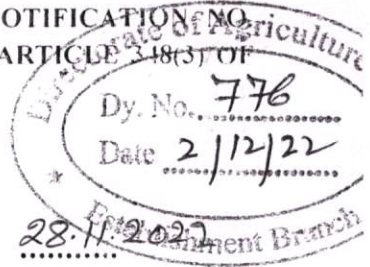
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(AUTHORITATIVE ENGLISH TEXT OF THIS DEPARTMENT NOTIFICATION NO. AGR.A-B(2)1/2017, DATED 28.11.2022 AS REQUIRED UNDER ARTICLE 348(3) OF THE CONSTITUTION OF INDIA)

GOVERNMENT OF HIMACHAL PRADESH
DEPARTMENT OF AGRICULTURE

No. Agr-A-B(2)1/2017

Dated Shimla-2,



NOTIFICATION

In exercise of the powers conferred by proviso to article 309 of the Constitution of India, the Governor, Himachal Pradesh, in consultation with the Himachal Pradesh Public Service Commission, is pleased to make the Recruitment and Promotion Rules for the post of Surveyor, Class-III (Non-Gazetted) in the Department of Agriculture, Himachal Pradesh as per Annexure-"A" attached to this notification, namely:-

- | | | | |
|------------------------------|----|-----|---|
| Short title and commencement | 1. | (1) | These rules may be called the Himachal Pradesh, Agriculture Department, Surveyor, Class-III (Non Gazetted) Recruitment and Promotion Rules. 2022. |
| | | (2) | These Rules shall come into force from the date of publication in the Rajpatra(e-gazette), Himachal Pradesh. |
| Repeal and savings | 2. | (1) | The Himachal Pradesh, Agriculture Department Surveyor, Class-III, (Non-Gazetted) Recruitment and Promotion Rules, 2000 notified vide notification No. Agr.A-3(6)/95, dated 29.01.2000 are hereby repealed. |
| | | (2) | Notwithstanding such repeal, any appointment made or anything done or any action taken under the rules so repealed under sub-rule (1) supra shall be deemed to have been validly made or done or taken under these rules. |

By Order

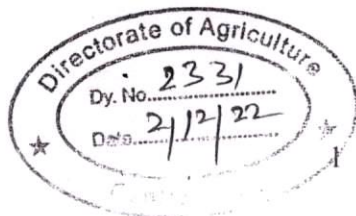
(Rakesh Kanwar)
Secretary (Agr.) to the
Government of Himachal Pradesh

Endst. No. As above.

Dated Shimla-2, 28.11.2022

Copy is forwarded to the following:-

1. The Additional Chief Secretary (Personnel) to the Govt. of H.P. Shimla-2.
2. The Additional Chief Secretary (Finance) to the Govt. of H.P. Shimla-2.
3. The Secretary, H.P. Public Service Commission, Shimla-2 with reference to his letter No.1-6/98-PSC-Part, dated 01.08.2022.
4. The Addl. LR-cum-Additional Secretary (Law) to the Government of H.P. Shimla-2.
5. The Director of Agriculture, H.P. Shimla-5.
6. The Controller, P&S. Shimla-5 for publication in the Rajpatra.



(Jogi Ram Attri)
Under Secretary (Agr.) to the
Government of Himachal Pradesh

Sh. Harinder Chandel Sharma

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

1	Name of post	Surveyor
2	Number of post	49 (Forty Nine)
3	Classification	Class-III (Non-Gazetted)
4	Scale of Pay	<p>(i) <u>Pay Scale for regular incumbent(s)</u>: Pay Matrix Level - 6 (₹25600 - 81200) of the H.P. Civil Services (Revised Pay) Rules, 2022.</p> <p>(ii) <u>Emoluments for contract employee(s)</u>: ₹15360/- P.M. (60% (sixty percent) of the first cell of the Level - 6 of the Pay Matrix).</p>
5	Whether "Selection" post or "Non- Selection" post	Not applicable
6	Age for direct recruitment	Between 18 to 45 years
	<p>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 adhoc or on contract basis:</p> <p>Provided further that if a candidate appointed on adhoc or on contract basis had become over-age on the date he was appointed as such, he shall not be eligible for any relaxation in the prescribed age-limit by virtue of his such adhoc or contract appointment:</p> <p>Provided further that upper age limit is relaxable for Scheduled Castes / Scheduled Tribes/Other Backward Classes and Other categories of persons to the extent permissible under the general or special order(s) of the Himachal Pradesh Government:</p> <p>Provided further that the employees of all the Public Sector Corporations and Autonomous Bodies who happened to be Government Servant before absorption in 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 Corporation / 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.</p> <p><u>Note:</u> 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.</p>	

7	Minimum educational and other qualifications required for direct recruit(s)	<p>(a) <u>Essential Qualification:-</u></p> <p>(i) Should be matriculate from a recognized Board of School Education.</p> <p>Provided that the candidate must have passed Middle and Matriculation from any School / Institution situated within Himachal Pradesh.</p> <p>Provided further that this condition shall not apply to Bonafide Himachalis.</p> <p>(ii) Should possess two year's certificate course of Surveyor trade from an ITI / Institution recognized by State / Central Govt.</p> <p>Note:- The incumbent possessing one year's certificate in the trade of Surveyor acquired during the period between 11th July, 2014 to 10th January, 2019 only shall also be eligible.</p> <p>(b) <u>Desirable Qualification(s):</u></p> <p>Knowledge of customs, manner and dialects of H.P. and suitability for appointment in the peculiar conditions prevailing in the Pradesh.</p>
8	Whether age and educational qualification(s) prescribed for direct recruit(s) will apply in the case of the promotee(s)	<p>Age: Not applicable</p> <p>Educational qualification: Not applicable</p>
9	Period of probation, if any	<p>(a) 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.</p> <p>(b) No probation in case of appointment on contract basis, re-employment after superannuation and absorption.</p>
10	Method(s) of recruitment, whether by direct recruitment or by promotion / secondment / transfer and the percentage of post(s) to be filled in by various methods:	<p>100% by direct recruitment as under:-</p> <p>(a) 50% by direct recruitment on a regular basis or by recruitment on contract basis, as the case may be.</p> <p>(b) 50% by batchwise basis on a regular basis or by recruitment on contract basis as the case may be.</p>
11	In case of recruitment by promotion / secondment / transfer, grade from which promotion / secondment / transfer is to be made:	Not applicable

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12	If a Departmental Promotion Committee / Departmental Confirmation Committee exists, what is its composition?	<p>(a) <u>Departmental Promotion Committee:</u> Not applicable</p> <p>(b) <u>Departmental Confirmation Committee:</u> As may be constituted by the Government from time to time.</p>
13	Circumstances under which the Himachal Pradesh Public Service Commission (H.P.P.S.C.) is to be consulted in making recruitment	As required under the Law.
14	Essential requirement for a direct recruitment	A candidate for appointment to any service or post must be a citizen of India.
15	Selection for appointment to the post by direct recruitment	<p>(a) <u>Direct recruitment through the Himachal Pradesh Staff Selection Commission, Hamirpur-</u> Selection for appointment to the post in the case of direct recruitment shall be made on the basis of merit of written examination and / or practical test or skill test or physical test, the standard/syllabus, etc. of which will be determined by the Himachal Pradesh Public Service Commission / Himachal Pradesh Staff Selection Commission, Hamirpur / other recruiting agency / authority, as the case may be.</p> <p>(b) <u>Direct recruitment on batch-wise basis through the concerned recruiting authority-</u> Selection for appointment to the post in the case of direct recruitment on batch-wise basis shall be made by the Director of Agriculture on the basis of batch-wise merit / inter-se-seniority of the candidates of the particular batch which has passed out from the University / Institution duly recognized by the State / Central Government.</p> <p>The date recorded by the concerned University / Institution on the original "Detail Marks Certificate" of diploma / course of Surveyor shall be the deemed date for reckoning the batch of the candidate.</p> <p>The batch-wise merit / inter-se-seniority of a particular batch shall be determined on the basis of marks obtained in the diploma / course of Surveyor. In case the marks obtained in diploma course by two or more candidates are same, the inter-se-merit would be decided on the basis of marks obtained in Matric level and if there is still a tie, the candidate senior in age would be placed above the junior, in the merit / inter-se-seniority.</p>

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		<p>In case the candidates have same score, the candidate senior in age would be placed above the junior, in the merit.</p> <p><u>Note:-</u> First posting to the candidates shall be offered in remote and difficult areas of the State, where they shall have to serve atleast for 5 years.</p>
15-A	Selection for appointment to the post by contract appointment	<p>Notwithstanding anything contained in these Rules, contract appointment(s) to the post will be made subject to the terms and conditions given below:-</p> <p>(I) <u>CONCEPT:</u></p> <p>(a) Under this policy the Surveyor, in the Department of Agriculture, Himachal Pradesh, will be engaged on contract basis initially for one year; which may be extendable on year to year basis.</p> <p>Provided that for further extension / renewal of contract period on year to year basis the concerned HOD shall issue a certificate that the service and conduct of the contract appointee is satisfactory during the year and only then the period of contract is to be renewed / extended.</p> <p>(b) <u>50% POST FALLS WITHIN THE PURVIEW OF HPSSC:</u></p> <p>The Director of Agriculture, Himachal Pradesh after obtaining the approval of the Government to fill up the vacant post(s) on contract basis will place the requisition with the concerned recruiting agency i.e. Himachal Pradesh Staff Selection Commission, Hamirpur.</p> <p>(c) <u>50% POST FALLS OUTSIDE THE PURVIEW OF HPSSC:</u></p> <p>The Director of Agriculture, Himachal Pradesh after obtaining the approval of the Government to fill up the vacant post(s) of Surveyor on batch wise basis on contract basis will advertise the details of the vacant post(s) to the employment exchanges and also in atleast two leading newspapers and invite applications from candidates having the prescribed qualifications and fulfilling the others eligibility conditions as prescribed in these rules.</p> <p>(d) The selection will be made in accordance with the eligibility conditions prescribed in these Rules.</p> <p>(II) <u>CONTRACTUAL EMOLUMENTS:</u></p> <p>The Surveyor appointed on contract basis will be paid consolidated fixed contractual amount @₹15360/- P.M. (60% (sixty percent) of the first cell of the Level – 6 of the Pay Matrix).</p> <p>(III) <u>APPOINTING / DISCIPLINARY AUTHORITY:</u></p>

Handwritten signature

The Director of Agriculture, Himachal Pradesh will be the appointing and disciplinary authority.

(IV) SELECTION PROCESS:

- (a) Direct recruitment through the Himachal Pradesh Staff Selection Commission, Hamirpur-

Selection for appointment to the post in the case of contract appointment shall be made on the basis of merit of written examination and / or practical test or skill test or physical test, the standard/syllabus, etc. of which will be determined by the Himachal Pradesh Public Service Commission / Himachal Pradesh Staff Selection Commission, Hamirpur / other recruiting agency / authority, as the case may be.

- (b) Direct recruitment on batch-wise basis through the concerned recruiting authority-

Selection for appointment to the post in the case of direct recruitment on batch-wise basis shall be made by the Director of Agriculture on the basis of batch-wise merit / inter-se-seniority of the candidates of the particular batch which has passed out from the University / Institution duly recognized by the State / Central Government.

The date recorded by the concerned University / Institution on the original "Detail Marks Certificate" of diploma / course of Surveyor shall be the deemed date for reckoning the batch of the candidate.

The batch-wise merit / inter-se-seniority of a particular batch shall be determined on the basis of marks obtained in the diploma / course of Surveyor. In case the marks obtained in diploma course by two or more candidates are same, the inter-se-merit would be decided on the basis of marks obtained in Matric level and if there is still a tie, the candidate senior in age would be placed above the junior, in the merit / inter-se-seniority.

(In case the candidates have same score, the candidate senior in age would be placed above the junior, in the merit.)

(V) COMMITTEE FOR SELECTION OF CONTRACTUAL APPOINTMENTS:

As may be constituted by the concerned recruiting agency i.e. Himachal Pradesh Staff Selection Commission, Hamirpur, from time to time.

(VI) AGREEMENT:

After selection of a candidate, he / she shall sign an agreement as per Annexure-"B" appended to these Rules.

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(VII) TERMS AND CONDITIONS:

- (a) The contractual appointee will be paid consolidated fixed contractual amount ₹15360.- P.M. (60% (sixty percent) of the first cell of the Level - 6 of the Pay Matrix).
- (b) The services of the contract appointee will be purely on temporary basis. The appointment is liable to be terminated in case the performance / conduct of the contract appointee is not found satisfactory. In case the contract appointee is not satisfied with termination orders issued by the Appointing Authority, he / she may prefer an appeal before the Appellate Authority who shall be higher in rank to the Appointing Authority, within a period of 45 days, from the date on which a copy of termination orders is delivered to him/her.
- (c) The contract appointee will be entitled for one-day's casual leave after putting one-month's service, 10 days' medical leave and 5 days' special leave, in a calendar year. A female contract appointee with less than two surviving children may be granted maternity leave for 180 days. A female contract appointee shall also be entitled for maternity leave not exceeding 45 days (irrespective of the number of surviving children) during the entire service, in case of miscarriage including abortion, on production of medical certificate issued by the authorized Government Medical Officer. A contract employee shall not be entitled for Medical Re-imbursement and LTC etc. No leave of any other kind except above is admissible to the contract appointee.
- Un-availed Casual Leave, Medical Leave and Special Leave can be accumulated upto the Calendar Year and will not be carried forward for the next Calendar Year.
- (d) Unauthorized absence from the duty without the approval of the controlling officer shall automatically lead to the termination of the contract. However, in exceptional cases where the circumstances for un-authorized absence from duty were beyond his / her control on medical grounds, such period shall not be excluded while considering his / her case for regularization but the incumbent shall have to intimate the controlling authority in this regard well in time. However, the contract appointee shall not be entitled for contractual amount for this period of absence from duty.

Provided that he / she shall submit the certificate of illness / fitness issued by the Medical Officer, as per prevailing instructions of the Government.

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		<p>(e) An official appointed on contract basis who has completed three years tenure at one place of posting will be eligible for transfer on need based basis wherever required on administrative grounds.</p> <p>(f) Selected candidate will have to submit a certificate of his / her fitness issued by a Medical Board in the case of a Gazetted Government servant and by Government Medical Officer in the case of a Non-Gazetted Government Servant. In case of women candidates who are to be appointed against posts carrying hazardous nature of duties, and in case they have to complete a period of training as a condition of service, such woman candidate, who as a result of tests is found to be pregnant of twelve weeks' standing or more shall be declared temporarily unfit and her appointment shall be held in abeyance until the confinement is over. Such woman candidate be re-examined for medical fitness six weeks after the date of confinement, and if she is found fit on production of medical fitness certificate from the authority as specified above, she may be appointed to the post kept reserved for her.</p> <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 regular counterpart official at the minimum of pay scale.</p> <p>(h) Provisions of service rules like FR/SR, Leave Rules, GPF Rules, Pension Rules & Conduct Rules etc. as are applicable in case of regular employees will not be applicable in case of contract appointees. The Employees Group Insurance Scheme as well as EPF / GPF will also not be applicable to contract appointee(s).</p>
16	Reservation	The appointment to the service shall be subject to orders regarding reservation in the service for Scheduled Castes / Scheduled Tribes / Other Backward Classes / other categories of persons issued by the Himachal Pradesh Government from time to time.
17	Departmental Examination	Not applicable
18	Power 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 Himachal Pradesh Public Service Commission relax any of the provision(s) of these Rules with respect to any class or category of person(s) or post(s).

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Annexure-"B"

FORM OF CONTRACT/AGREEMENT TO BE EXECUTED BETWEEN SURVEYOR AND THE GOVERNMENT OF H.P. THROUGH THE DIRECTOR OF AGRICULTURE, H.P.

This agreement is made on this.....day of in the year.....Between Shri/Smt.....S/o, D/o Shri.R/o.....

..... Contract Appointee (hereinafter called the FIRST PARTY), AND the Governor, Himachal Pradesh through Director of Agriculture, Himachal Pradesh (here-in-after referred to as the SECOND PARTY).

Whereas, the SECOND PARTY has engaged the aforesaid FIRST PARTY and the FIRST PARTY has agreed to serve as a Surveyor on contract basis on the following terms & conditions: -

1. That the FIRST PARTY shall remain in the service of the SECOND PARTY as a Surveyor for a period of one year commencing on the 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 ipso-facto stand terminated on the last working day i.e. on.....and information notice shall not be necessary.

Provided that for further extension/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 FIRST PARTY will be Rs. 15360/- per month.
- 3 The services of the FIRST PARTY will be purely on temporary basis. The appointment is liable to be terminated in case the performance/conduct of the contract appointee is not found satisfactory. In case, the contract appointee is not satisfied with the termination orders issued by the Appointing Authority, he/she may prefer an appeal before the Appellate Authority, who shall be higher in rank to the Appointing Authority, within a period of 45 days, from the date on which a copy of termination orders is delivered to him/her.
- 4 Contractual Surveyor will be entitled for one day's casual leave after putting one month's service, 10 days' medical leave and 5 days' special leave, in a calendar year. A female contract appointee with less than two surviving children may be granted maternity leave for 180 days'. A female contract appointee shall also be entitled for maternity leave not exceeding 45 days (irrespective of the number of surviving children) during the entire service, in case of miscarriage including abortion, on production of medical certificate issued by the authorized Government Medical Officer. A contract employee shall not be entitled for medical re-imbursement and LTC etc. No leave of any other kind except above is admissible to the contract appointee.

Un-availed casual leave, medical leave and special leave can be accumulated upto the calendar year and will not be carried forward for the next calendar year.

- 5 Unauthorized absence from the duty without the approval of the Controlling Officer shall automatically lead to the termination of the contract. However, in exceptional cases where the circumstances for unauthorized absence from duty were beyond his / her control on medical ground such period shall not be excluded while considering his/her case for

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regularization, but the incumbent shall have to intimate the controlling authority in this regard well in time. However, Contract appointee shall not be entitled for any contractual amount for this period of absence from duty:

Provided that he/she shall submit the certificate of illness/fitness issued by the Medical Officer as prevailing instructions of the Government.

6. An official appointed on contract basis who has completed three years tenure at one place of posting will be eligible for transfer on need based basis wherever required on administrative grounds.
7. Selected candidate will have to submit a certificate of his/her fitness issued by a Medical Board in the case of a Gazetted Government servant and by Government Medical Officer in the case of a Non-Gazetted Government servant. In case of women candidates who are to be appointed against posts carrying hazardous nature of duties, and in case they have to complete a period of training as a condition of service, such woman candidate, who as a result of tests is found to be pregnant of twelve weeks' standing or more shall be declared temporarily unfit and her appointment shall be held in abeyance until the confinement is over. Such woman candidate be re-examined for medical fitness six weeks after the date of confinement, and if she is found fit on production of medical fitness certificate from the authority as specified above, she may be appointed to the post kept reserved for her.
8. Contract appointee shall 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 counterpart official at the minimum of 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).

(Signature of the FIRST PARTY)

(2) _____

(Name and full Address

IN THE PRESENCE OF WITNESSES

(1) _____

(Name and full Address).

(Signature of the SECOND PARTY)

(2) _____

(Name and full Address).

