

[प्रथम बार राजस्थान राज-पत्र, विसेषोंक, भाग ४ (ग), वप-वर्ष-१, दिनांक २६ मे १९८०
में प्रकाशित हुआ]

DEPARTMENT OF PERSONNEL AND ADMINISTRATIVE REFORMS

(Department of Personnel-A-Gr.II)

NOTIFICATION

Jaipur, May 24, 1980.

G.S.R.287.—In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Rajasthan hereby makes the following Rules regulating the recruitment to posts in, and the conditions of Service of persons appointed to the Rajasthan Librarians and Physical Training Instructors Service (Collegiate Branch), namely:

THE RAJASTHAN LIBRARIANS AND PHYSICAL TRAINING INSTRUCTORS SERVICE (COLLEGIATE BRANCH) RULES, 1980

PART—I

GENERAL

1. *Short title and commencement.*—(1) These Rules may be called the Rajasthan Librarians and Physical Training Instructors Service (Collegiate Branch) Rules, 1980.

(2) They shall come into force from the date of publication in the Rajasthan Rajpatra.

2. *Definitions.*—In these Rules, unless the context otherwise requires:—

- (a) "Appointing Authority" means the Government of Rajasthan;
- (b) "Commission" means the Rajasthan Public Service Commission;
- (c) "Committee" means the Committee referred to in rule 9;
- (d) "Commissioner" means the Education Commissioner, and Secretary to the Government in the Education Department, Rajasthan.

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- (c) "Director" means the Director of College Education, Rajasthan;
 - (f) "Government" and "State" mean respectively, the Government of Rajasthan and the State of Rajasthan;
 - (g) "Member of the Service" means a person appointed in a substantive capacity to a post in the Service under the provisions of these rules or the rules or orders repealed by rule 22 and includes a probationer;
 - (h) "Schedule" means the Schedule appended to these Rules;
 - (i) "Service" means the Rajasthan Librarians and Physical Training Instructors Service (Collegiate Branch);
 - (j) "Service" or "Experience" wherever prescribed in these Rules as a condition for promotion to senior posts in the case of persons holding such posts in substantive capacity shall include the period for which the person has continuously worked on such posts after regular recruitment in accordance with the Rules promulgated under the proviso to Article 309 of the Constitution of India and shall also include the experience gained by officiating, temporary or *ad hoc* appointment, if such appointment is in the regular line of promotion and was not of stop-gap or fortuitous nature or invalid under any law and does not involve supersession of any senior officials except when such supersession was either due to want of prescribed academic and other qualifications, unfitness or non-selection by merit or the default of the senior official concerned or when such *ad hoc* or urgent temporary appointment was in accordance with seniority-cum-merit.

Note:— Absence during service e.g. training and deputation etc. which are treated as 'duty' under the Rajasthan Service Rules, 1951 shall also be counted as service for computing minimum experience or service required for promotion.

- (k) "Substantive Appointment" means an appointment made under the provisions of these rules to a substantive vacancy after due selection by the method of recruitment prescribed under these rules and includes an appointment on probation or as a probationer followed by confirmation on the completion of the probationary period.

Note:—“Due selection by the method of recruitment prescribed under these Rules” will include recruitment either on initial constitution of service or in accordance with the provisions of any Rules promulgated under the proviso to Article 309 of the Constitution of India, except urgent temporary appointment.

3. Interpretation.—Unless the context otherwise requires, the Rajasthan General Clauses Act, 1955 (Rajasthan Act No. VIII of 1955) shall apply for the interpretation of these rules as it applies for the interpretation of a Rajasthan Act.

PART-II

CADRE

- 4. Composition and strength of the Service.**—(1) The nature of posts included in each category of the Service shall be as specified in column 2 of the Schedule.

- (2) The strength of posts in each category of the Service shall be such as may be determined by Government, from time to time:

Provided that the Government may—

- (a) create any post permanent or temporary, from time to time, as may be found necessary, and may abolish any such post in the like manner without thereby entitling any person to any compensation.

- (b) leave unfilled or hold in abeyance or abolish or allow to lapse any post permanent or temporary, from time to time, without thereby entitling any person to any compensation.

- 5. Constitution of the Service.—**The Service shall consist of:—

- (a) all persons holding substantively the posts specified in the Schedule;
 - (b) all persons recruited to the post included in the Service; and
 - (c) all persons recruited to the Service in accordance with the provisions of these rules except urgent temporary appointments under rule 11.

PART—III

RECRUITMENT

- 6. Method of recruitment.*—(I) Recruitment to the Service after the commencement of these rules shall be made by promotion in accordance with Part IV of these rules.

- (7) Notwithstanding anything contained in these rules, the recruitment, appointment, promotion, seniority and confirmation etc. of a person who joins the Army/Air Force/Navy during an emergency shall be regularised by such orders and instructions as may be issued by the Government from time to time provided that these are regulated *mutatis mutandis* according to the instructions issued on the subject by the Government of India.

- 7. Reservation of vacancies for the Scheduled Castes and the Scheduled Tribes.*—(1) Reservation of vacancies for the Scheduled Castes and the Scheduled Tribes shall be in accordance with the orders of the Government for such reservation in force at the time of recruitment.

- (2) The vacancies so reserved for promotion shall be filled in by ~~the~~ ~~Class Merit alone, and it is~~.

(3) In filling the vacancies so reserved the eligible candidates who are members of the Scheduled Castes and the Scheduled Tribes shall be considered for appointment in the order in which their names appear in the list prepared by the Departmental Promotion Committee irrespective of their relative rank as compared with other candidates.

(4) Appointment shall be made strictly in accordance with the rosters prescribed separately for promotion. In the event of non-availability of the eligible and suitable candidates amongst Scheduled Castes and Scheduled Tribes, as the case may be, in a particular year, the vacancies so reserved for them shall be filled in accordance with the normal procedure, and an equivalent number of additional vacancies shall be reserved in the subsequent year. Such of the vacancies which remain unfilled shall be carried forward to the subsequent three recruitment years in total and thereafter such reservation would lapse:

Provided that there shall be no carry forward of the vacancies in post or class/category/group of posts in any cadre of service to which promotions are made on the basis of merit alone under these rules.

8. *Determination of vacancies.*—(1) Subject to the provisions of these rules, the Appointing Authority shall determine every year the number of existing vacancies and those anticipated during the following twelve months and the number of persons likely to be appointed to the Service. The next determination of vacancies shall be done just before the expiry of twelve months of the last determination of vacancies.

(2) The Appointing Authority shall also determine the corresponding vacancies of earlier year, if any, yearwise which were required to be filled in by promotion, if such vacancies were not determined and filled earlier in the year in which they were required to be filled in accordance with sub-rule (1).

PART-IV

PROCEDURE FOR RECRUITMENT BY PROMOTION

25
 9. *Criteria, Eligibility and procedure for promotion.*— (1) As soon as the Appointing Authority determines the vacancies under rule 8 and decides that a certain number of posts are required to be filled in by promotion it shall, subject to provisions of sub-rule (5), prepare a correct and complete list of the senior-most persons who are eligible and qualified under these rules for promotion on the basis of seniority-cum-merit or on the basis of merit to the class of posts concerned.

(2) The persons enumerated in Column 4 of the Schedule shall be eligible for promotion to posts specified against them in Column 2 thereof, to the extent indicated in Column 3 subject to their possessing minimum qualifications and experience on the first day of the month of April of the year of selection as specified in Column 5.

(3) No person shall be considered for first promotion in the Service unless he is substantively appointed and confirmed on the lowest post in the

Service. After first promotion in the Service for subsequent promotions to higher posts in the Service, a person shall be eligible if he has been appointed to such post from which promotion is to be made after selection in accordance with one of the methods of recruitment under any Service Rules promulgated under the proviso to Article 309 of the Constitution of India:

Provided that for first promotion in the Service if number of persons subsequently appointed and confirmed on the lowest post, equal to the number of vacancies, are not available then persons who have been appointed to the lowest post in the Service after selection in accordance with one of the methods of recruitment prescribed under these rules, shall also be eligible if they fulfill other conditions of eligibility.

(4) Selection for promotion in the regular line of promotion from the post mentioned in Column 4 of the Schedule shall be made strictly on the basis of merit and on the basis of seniority-cum-merit in the proportion of 50:50;

Provided that if the Committee is satisfied that suitable persons are not available for selection by promotion strictly on the basis of merit in a particular year, selection by promotion on the basis of seniority-cum-merit may be made in the same manner as specified in these rules.

(5) The zone of consideration of persons eligible for promotion shall be as under:

- (i) Number of vacancies Number of eligible persons to be considered.
 (a) 1 to 5 vacancies 4 times of the number of vacancies.
 (b) 6 to 10 vacancies 3 times but atleast 20 eligible persons to be considered.
 (c) Above 10 vacancies 2 times but atleast 30 eligible persons to be considered.

(6) A Committee consisting of the Chairman of the Commission of a Member therof nominated by him as Chairman, the Secretary to the Government in the Education Department, the Special Secretary to the Government in the Department of Personnel and Administrative Reforms or his representative not below the rank of the Deputy Secretary to the Government as Members and the Director, as Member-Secretary, shall consider the cases of all the senior-most persons who are eligible and qualified for promotion to the class of posts concerned under these rules, interviewing such of them as they may deem necessary, and shall prepare a list containing names of the suitable persons equal to the number of existing vacancies and the vacancies anticipated to occur during the next twelve months after the determination of vacancies. The Committee shall also prepare a separate list containing the names of persons equal to 50% of the persons selected in the aforesaid list of select one more person if the number of vacancies is one only, who may be considered eligible to fill temporary or permanent vacancies, which may occur till the next meeting of the Committee, on a temporary or officiating basis and the list so prepared will be reviewed and revised every year and shall remain in force until it is so reviewed and revised. The list so prepared on the basis of merit will be reviewed and revised on the basis of seniority.

cum-merit shall be arranged in the order of seniority on the category of post from which selection is to be made. Such lists shall be sent to the concerned Appointing Authority together-with the Annual Confidential Rolls and Personal Files of all the candidates included in them as also those not selected, if any :

Provided that in case any Member or Member-Secretary, as the case may be, constituting the Committee has not been appointed to the post concerned, the officer holding charge of the post for the time being shall be the Member or Member-Secretary, as the case may be, of the Committee.

Explanation:—For purpose of selection for promotion on the basis of merit, officers with 'Outstanding' or consistently "Very Good" record shall only be selected and their names arranged in the order of seniority.

(7) If in any subsequent year, after promulgation of these rules, vacancies relating to any earlier year are determined under sub-rule (2) of rule 8 which are required to be filled by promotion, the Departmental Promotion Committee shall consider the case of all such persons who would have been eligible in the year to which the vacancies relate irrespective of the Departmental Promotion Committee is held and such promotions shall be governed by the rules in force at the time, the meeting of the Departmental Promotion Committee is held. The person who has been so promoted shall not be entitled to claim any arrears of pay or re-fixation of his pay or to count his service/experience for promotion to higher post for any period during which he has not actually performed the duties of the post to which he has been promoted.

(8) Where consultation with the Commission is necessary, the lists prepared by the Committee shall be forwarded to the Commission by the Appointing Authority alongwith the Personal files and Annual Confidential Rolls of all the persons whose names have been considered by the Committee.

(9) The Commission shall consider the lists prepared by the Committee alongwith other relevant documents received from the Appointing Authority, and, unless any change is considered necessary, shall approve the lists. In case the Commission consider it necessary to make any change in the lists received from the Appointing Authority, it shall inform the Appointing Authority of the changes proposed by it. After taking into account the comments of the Commission, if any, the Appointing Authority may approve the lists finally with such modifications, as may in its opinion, be just and proper and when the Appointing Authority is an authority subordinate to the Government, the lists approved by the Commission shall be disturbed only with the approval of the Government.

(10) Appointments shall be made by the Appointing Authority taking persons out of the lists finally approved under the preceding sub-rule (9) in the order in which they have been placed in the lists, till such lists are exhausted or reviewed and revised, as the case may be.

(11) The Government may issue instructions for provisionally dealing with promotions, appointments or other military matters in an equitable and fair manner of persons who may be under suspension, or against whom departmental proceeding is under progress at the time of promotions are considered to a post to which they are eligible or would have been eligible but for such suspension or pending of such enquiry or proceedings.

C. 4. S-1-2 PART-V

APPOINTMENT, PROBATION AND CONFIRMATION

10. *Appointment to Service.*—Appointment to the posts in Service by promotion, shall be made by the Appointing Authority on occurrence of vacancies from the candidates selected under rule 9 in the order of merit.

11. *Urgent temporary appointment.*—(1) A vacancy in the Service which cannot be filled in immediately by promotion under these rules may be filled in by the Appointing Authority by appointing in an officiating capacity thereto an officer eligible for appointment to the post by promotion under the provisions of these rules;

Provided that such an appointment will not be continued beyond a period of one year without referring the case to the Commission for concurrence where such concurrence is necessary and shall be terminated immediately on its refusal to concur.

(2) In the event of non-availability of suitable persons, fulfilling the requirements of eligibility for promotion, Government may, notwithstanding the condition of eligibility for promotion required under sub-rule (1) above, lay down general instructions for grant of permission to fill the vacancies on urgent temporary basis, subject to such condition and restrictions regarding pay and other allowances as it may direct. Such appointments shall, however, be subject to concurrence of the Commission as required under the said sub-rule.

12. *Seniority.*—Seniority of persons appointed to the lowest post of the Service or lowest categories of posts in each of the Group/Section of the Service, as the case may be, shall be determined from the date of confirmation of such persons to the said post but in respect of persons appointed by promotion to other higher posts in the Service or other higher categories of posts in each of the Group/Section in the Service, as the case may be, shall be determined from the date of their regular selection to such posts:

Provided that the seniority *inter se* of the persons appointed to the Service before the commencement of the rules, shall be determined, modified or altered by the Appointing Authority on an *ad hoc* basis.

13. *Period of probation.*—(1) All persons appointed to the Service by promotion against a substantive vacancy shall be placed on probation

for a period of one year :

Provided that—

(i) Such of them as have, previous to their appointment by promotion against a substantive vacancy, officiated temporarily on the post which is followed by regular selection may be permitted by the Appointing Authority to count such officiating or temporary service towards the period of probation. This shall, however, not amount to involve supersession of any senior person or disturb the order of their preference in respective quota or reservation in recruitment;

(ii) any period after such appointment during which a person has been on deputation on a corresponding or higher post shall count towards the period of probation.

(3) During the period of probation specified in sub-rule (1), each probationer may be required to pass such Departmental Examination and to undergo such training as the Government may, from time to time, specify.

*Explanation.—*In case of a person who dies or is due to retire on attaining the age of superannuation the period of probation shall be reduced so to end one day earlier on the date immediately preceding the date of his death or retirement from Government Service. The condition of passing the Departmental Examination in this rule regarding confirmation shall be deemed to have been waived in case of death or retirement.

14. *Confirmation in certain cases.*—(1) Notwithstanding anything contained in rule 13, if no order of confirmation is issued by the Appointing Authority within a period of six months, an employee appointed on temporary or officiating basis who has, after the date of his regular recruitment completed a period of two years service or less in the case of those appointed by promotion where the period of probation prescribed is less, on the post or a higher post under the same Appointing Authority or would have so worked but for his deputation or training shall on the occurrence of permanent vacancies be entitled to be treated as confirmed if the same conditions as are prescribed under these Rules for the confirmation of a probationer fulfilled and in accordance with his seniority:

Provided that if the employee has failed to give satisfaction or has not fulfilled any of the conditions prescribed for confirmation, such as passing of Departmental Examination, training or promotion cadre course etc. the aforesaid period may be extended as prescribed for probation or under the Rajasthan Civil Services (Departmental Examinations) Rules, 1959 and any other Rules or by one year whichever is longer. If the employee still fails to fulfil the prescribed condition or fails to give satisfaction, he will be liable to be discharged from such post in the same manner as a probationer or reverted to his substantive or lower post, if any, to which he may be entitled:

Provided further that no person shall be debarred from confirmation after the said period of service if no reasons to the contrary about the satisfactory performance of his work are communicated to him within the said period.

satisfactory performance of his work are communicated to him within the said period.

(2) The reasons for not confirming an employee referred to in the second proviso to sub-rule (1) shall, in the case of non-gazetted employee, be also immediately recorded by the Appointing Authority in his Service Book and Confidential Report File and in the case of Gazetted Officer Communicated to the Accountant General, Rajasthan and in his confidential Report File. A written acknowledgment shall be kept on record in all these cases.

Explanation.—(i) "Regular Recruitment" for the purpose of this rule shall mean appointment by promotion or on initial constitution of Service in accordance with any of the Service Rules promulgated under proviso to Article 309 of the Constitution of India or for posts for which no Service Rules exists, if the posts are within the purview of Rajasthan Public Service Commission recruitment its constitution with them but it shall not include an urgent temporary appointment/ *ad hoc* appointment or officiating promotion against temporary or even vacancies which are liable to review and revision from year to year. Persons who have been made eligible for substantive appointment to a post under these rules shall be treated as having been regularly recruited.

(ii) Persons who hold lien in another cadre shall be eligible to exercise an option whether they do not elect to be confirmed on the expiry of two years of their temporary appointment under this rule. In the absence of any option to the contrary, they shall be deemed to have been exercised option in favour of confirmation under this rule and their lien on the previous post shall cease.

15. *Unsatisfactory progress during probation.*—(1) If it appears to the Appointing Authority, at any time, during or at the end of the period of probation, that a member of the Service has not made sufficient use of his opportunities or that he has failed to give satisfaction, the Appointing Authority may revert him to the post held substantively by him immediately preceding his appointment, provided he holds a lien thereon or in other cases may discharge or terminate him from Service;

Provided that the Appointing Authority may, if it so thinks fit in any case or class of cases extend the period of probation of any member of service by a specified period not exceeding one year in the case of person appointed by promotion to such post:

Provided further that the Appointing Authority may, if it so thinks fit in case of persons belonging to the Scheduled Castes or Scheduled Tribes, as the case may be, extend the period of probation by a period not exceeding one year at a time and a total extension not exceeding three years.

(2) Notwithstanding anything contained in the above provisos, during the period of probation, if a probationer is placed under suspension,

or disciplinary proceedings are contemplated or started against him, the period of his probation may be extended till such period the Appointing Authority thinks fit in the circumstances.

(3) A probationer reverted or discharged from Service during or at the end of the period of probation under sub-rule (1) shall not be entitled to any compensation.

16. *Confirmation.*—A probationer shall be confirmed in his appointment at the end of his period of probation, if:—

- (a) he has passed the Departmental Examination and has successfully undergone such training as Government may, from time to time, specify;
- (b) he has passed a Departmental Test of proficiency in Hindi; and
- (c) the Government is satisfied that his integrity is unquestionable and that he is otherwise fit for confirmation.

PART-VI PAY

17. *Scale of pay.*—The scale of monthly pay of a person appointed to a post in the Service, shall be such as may be admissible under the rules referred to in rule 20 or as may be sanctioned by Government, from time to time.

18. *Increments during probation.*—A person placed on probation shall draw increments in the scale of pay admissible to him in accordance with the provisions of the Rajasthan Service Rules, 1951.

19. *Criteria for crossing efficiency bar.*—No member of the Service shall be allowed to cross an efficiency bar unless in the opinion of the Government he has worked satisfactorily and his integrity is unquestionable.

20. *Regulations of pay, leave, allowances and pensions etc.*—Except as provided in these rules the pay, allowances, pension, leave and other conditions of service of members of the Service shall be regulated by:

1. The Rajasthan Civil Services (Unification of Pay Scales) Rules, 1950, as amended from time to time;
2. The Rajasthan Service Rules, 1951, as amended from time to time;
3. The Rajasthan Civil Services (Rationalisation of Pay Scales) Rules, 1956, as amended from time to time;

4. The Rajasthan Civil Services (Classification, Control and Appeal) Rules, 1958, as amended from time to time;
5. The Rajasthan Civil Services (Revised Pay Scales) Rules, 1961, as amended from time to time;
6. The Rajasthan Civil Services (New Pay Scales) Rules, 1969, as amended from time to time;
7. The Rajasthan Travelling Allowance Rules, 1971, as amended from time to time;
8. The Rajasthan Civil Servants (Revised New Pay Scales) Rules, 1976, as amended from time to time; and
9. Any other rules prescribing general conditions of service made by the appropriate authority under the proviso to Article 309 of the Constitution of India and for the time being in force.

21. *Reverval of doubt.*—If any doubt arises relating to the application, interpretation and scope of these rules, it shall be referred to Government in the Department of Personnel and Administrative Reforms whose decision thereon shall be final.

22. *Repeal and savings.*—All rules and orders in relation to matters covered by these rules in force immediately before the commencement of these rules are hereby repealed;

Provided that any action taken under these rules and orders so superseded shall be deemed to have been taken under the provisions of these rules.

23. *Power to relax Rules.*—In exceptional cases where the Administrative Department of the Government is satisfied that operation of the rules regarding requirement of experience for recruitment causes undue hardship in any particular case or where the Government is of the opinion that it is necessary or expedient to relax any of the provisions of these rules with respect to experience of any persons; it may with the concurrence of the Department of Personnel and Administrative Reforms and in consultation with the Commission by orders dispense with or relax the relevant provisions of these rules to such extent and subject to such conditions as it may consider necessary for dealing with the case in a just and equitable manner:

Provided that such relaxation shall not be less favourable than the provisions already contained in these rules. Such cases of relaxation shall be referred to the Commission by the Department of Personnel and Administrative Reforms (Department of Personnel-A-Group-II).

SCHEDULE

S.No.	Name of the post	Method of recruitment	Post from which promotion is to be made	Minimum qualification & experience for promotion
1	2	3	4	5
1.	Post Graduate College Physical Training Instructors.	100% by promotion.	Physical Training Instructor Degree College.	Post Graduate or Degree in Physical Education plus 5 years' experience as Physical Training Instructors in a Degree College. OR Master's Degree in Physical Education plus 5 years experience as Physical Training Instructor in Degree College.
1/	Post Graduate College Librarian.	100% by promotion.	Degree College Librarian.	Post Graduate with Degree or Diploma in Library Science plus 3 years experience as Degree College Librarian. OR Master's degree in Library Science plus 3 years experience as Degree College Librarian. OR Graduate with Degree or Diploma in Library Science plus 7 years experience as Degree College Librarian.

[No. 11 (19) DOP(A-II/79)]
By order and in the name of the Governor,

विश्व निषेद्ध,
Special Secretary to the Government,

Government Central Press, Jaipur.

(8)

Zone

(7)

Rule 9(5)

AMENDMENT

Vide Notification No. F.7(1)DOP/A-II/81, G.S.R.59,
January 29, 1981

" For the existing sub-rule (5) of the rule mentioned in Column 3 against each of the Service Rules mentioned in Column 2 of the Schedule appended hereto, the following shall be substituted, namely : -

" The zone of eligibility for promotion shall be five times the number of vacancies to be filled in on the basis of seniority-cum-merit or merit or by both, as the case may be, "

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(37) (Various service Rules -Sch. Amended.)

DEPARTMENT OF PERSONNEL AND ADMINISTRATIVE REFORMS
(Department of Personnel-A-Gr.II)

Notification - No. F.15(16)DOP/A-II/80, G.S.R.(2, November 30, 1980:-

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Rajasthan hereby makes the following amendment in the various Service Rules specified in the Schedule appended hereby, namely:-

AMENDMENT

After the existing rule mentioned in Column 3 against each of the Service Rules mentioned in Column 2 of the Schedule appended hereto, the following new rule as mentioned in Column 4 of the Schedule shall be added, namely:-

* Restriction of promotions of persons forgoing promotions :- In case a person, on his appointment by promotion etc. the next higher post either on the basis of urgent temporary appointment or on regular basis on the recommendations of the Departmental Promotion Committee, forgoes such an appointment, he shall be considered again for appointment by promotion only after a period of one year (both on the basis of urgent temporary appointment or on regular basis, on the recommendations of the Departmental Promotion Committee).

SCHEDULE

S.No.	Name of the Service Rules	Number of existing rules	Number of new rules
37.	The Rajasthan Educational Service (Collegiate Branch) rules, 1971.	25	25
56.	The Rajasthan Librarian & Physical Training Instructor Service (Collegiate Branch) Rules, 1980	9	9 A.
63.	The Rajasthan Subordinate Commission Services (Recruitment and others service conditions) Rules, 1960.	17 A	17 A.
99.	The Rajasthan Education Subordinate Service (Collegiate Branch) Rules 1979.	24	24 A
102.	The Rajasthan Subordinate Offices Ministerial etc. Rules, 1957.	25 D	26 D.
105.	The Rajasthan Classified Service (Recruitment & other Service Conditions) Rules, 1963.	17 D	17 E.

38. (Various Service Rules, etc., Amended.)

Notification No.F.7(2)DP/A-II/S1, GSR 30, December 21, 1981 :

In exercise of the powers ~~mandated~~ conferred by the proviso to Article 309 of the Constitution of India, the Governor of Rajasthan hereby makes the following amendment in the various Service Rules as specified in the schedule appended hereto, namely :-

AMENDMENT

....

After the last existing clause to rule mentioned in column 3 against each of the Service Rules mentioned in column 2 of the Schedule appended hereto, the following new clause shall be added and shall always be deemed to have been added w.e.f. 1.4.1981, namely : -

"Year" means the "financial year".

SCHEDULE

S.No.	Name of the Service Rules	Number of rules
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37.	The Rajasthan Educational Service (Collegiate Branch) Rules, 1971.	2
56.	The Rajasthan Librarian & Physical Training Instructors Service (Collegiate Branch) Rules, 1980.	2
65.	The Rajasthan Subordinate Service (Recruitment and other service Conditions) Rules, 1960.	4
101.	The Rajasthan Education Subordinate Service (Collegiate Branch) Rules 1979.	2
106.	The Rajasthan Subordinate Office Ministerial Staff Rules, 1957.	4
106.	The Rajasthan Class IV Service (Recruitment and other service Conditions) Rules, 1963.	2

(published in Raj. Gaz. Ex. Ord. 4(G)(I)-Dt. 22.12.81
Page 313.)

(1) (P)

A M E N D M E N T

For the existing rule mentioned in Column 3 against each of the service Rules mentioned in Column 2 of the Schedule appended hereto, the following shall be substituted and shall always be deemed to have been substituted with effect from 1.4.1981, namely :-

* Determination of vacancies:- (1) (a) Subject to the provisions of these rules, the Appointing Authority shall determine on 1st April every year, the actual number of vacancies occurring during the financial year.

(b) Where a post is to be filled in by a single method as prescribed in the rule or Schedule, the vacancies so determined shall be filled in by that method.

(c) Where a post is to be filled in by more than one method as prescribed in the rules or Schedule, the apportionment of vacancies, determined under clause (a) above, to each such method shall be done maintaining the prescribed proportion for the over all number of posts already filled, in. If any fraction of vacancies, is left over, after apportionment of the vacancies in the manner prescribed above, the same shall be apportioned to the quota of various methods prescribed in a continuous cyclic order giving precedence to the promotion quota.

(2) The appointing Authority shall also determine the vacancies of earlier years, yearwise which were required to be filled in by promotion, if such vacancies were not determined and filled earlier in the year in which they were required to be filled in.*

No.F.7(2)DOP/MG A-II/31 Dated, the 21st Dec; 1981.

* * * * *

AMENDMENT

(12) (8)

DEPARTMENT OF PERSONNEL AND ADMINISTRATIVE REFORMS

(Department of Personnel-A-Gr.II)

Notification No. F.7(2)DOP/A-II/B1, G.S.R. 172, February 19, 1982

For the existing sub-rule (5) sub rule (6), sub rule (8), sub rule (10) or sub rule (11), as the case may be except the explanation there to, of the rule mentioned in Column 3 against each of the Service Rules mentioned in Column 2 of the Schedule appended hereto, the following shall be substituted and shall always be deemed to have been substituted with effect from 1.4.81, namely :-

- "(11)(a) The committee shall consider the case of all the senior-most persons who are eligible and qualified for promotion to the class of posts concerned under those rules and shall prepare a list containing names of the persons found suitable on the basis of seniority-cum-merit and/or on the basis of merit, as the case may be, as per the criteria for promotion laid down in these rules, equal to the number of vacancies determined under rule relating to "d Determination of vacancies" of these rules. The list so prepared on the basis of seniority-cum-merit and/or on the basis of merit, as the case may be, shall be arranged in the order of seniority on the category of posts from which selection is made.
- (b) The Committee shall also prepare a separate list on the basis of seniority-cum-merit and/or on the basis of merit, as the case may be, as per the criteria for promotion laid down in the rules, containing names of persons equal to the number of persons selected in the list prepared under (a) above to fill temporary or permanent vacancies, which may occur subsequently. The list so prepared on the basis of seniority cum-merit and/or on the basis of merit shall be arranged in the order of the seniority in the category of posts from which selection shall be made. Such a list shall be reviewed and revised by the Departmental Promotion Committee that meets in the subsequent year and that such list shall remain in force till the end of the last day of the next year or till the Departmental Promotion Committee meets, whichever is earlier.
- (c) Such lists shall be sent to the Appointing Authority together with Annual Confidential Reports/Annual Performance Appraisal Reports and other Service Record of all the candidates included in the lists as also of those not selected, if any."

(13)

SCHEDULE

S.No.	Name of the Service Rules	Number of existing rule
36.	The Rajasthan Educational Service (Collegiate Branch) Rules, 1971.	25
✓55.	The Rajasthan Librarian & Physical Training Instructors Service (Collegiate Branch) Rules, 1980-	9(24) 9(14)
62.	The Rajasthan Subordinate Service (Recruitment and other Service Condition) Rules, 1960.	17-A
97.	The Rajasthan Education Subordinate Service (Collegiate Branch) Rules, 1979	24
100.	The Rajasthan Subordinate Offices Ministerial Staff Rules, 1957.	25 260

(14)

(6)

AMENDMENT

Noti. No. F.11(2)DOP/A-II/75, G.S.R. 45, August 18,
1982 :-

For the expression "Department of Personnel and Administrative Reforms &c (Department of Personnel-A-Group-II)" occurring at the end of the rule mentioned in Column 3 against each of the Service Rules specified in Column 2 of the Schedule appended hereto, the expression "the Administrative Department concerned" shall be substituted.

SCHEDULE

S.No.	Name of the Service Rules	No. of rule
37.	The Rajasthan Educational Service (Collegiate Branch) Rules, 1971.	39 33
57.	The Rajasthan Librarians and Physical Training Instructors Service (College Branch) Rules, 1980.	23
64.	The Rajasthan Subordinate Service (Recruitment and other Service Conditions) Rules, 1980	29
102.	The Rajasthan Education Subordinate Service (Collegiate Branch) Rules, 1979	39
105.	The Rajasthan Subordinate Offices Ministerial Staff Rules, 1957.	35
111.	The Rajasthan Class IV Service (Recruitment and other Service Conditions) Rules, 1963.	27

(15)
7

AMENDMENT

Vide Notification No. F.5(3)/DOP/A-II/77, G.S.R.51
August 18, 1982.

For the existing sub-rule (8A) of the rule mentioned in Column 3 against each of the Service Rules mentioned in Column 2 of the Schedule appended hereto, the following shall be substituted, namely :-

"(8A) If in any subsequent year, after promulgation of these rules, vacancies relating to any early year are determined under sub-rule (2) of the rule relating to determination of vacancies which were required to be filled by promotion, the Departmental Promotion Committee shall consider the cases of all such persons who would have been eligible in the year to which the vacancies relate irrespective of the year in which the meeting of the Departmental Promotion Committee is held and such promotions shall be governed by the criteria and procedure for promotion as was applicable in the particular year to which the vacancies relate and the service/experience of an incumbent who has been so promoted, for promotion to higher post for any period during which he has not actually performed the duties of the post to which he would have been promoted, shall be counted. The pay of a person who has been so promoted shall be re-fixed at the pay which he would have derived at the time of his promotion but no arrears of pay shall be allowed to him".

----UOO----

S. No.	Name of the State Rule	No. of Rule
1	Name of the State Rule	No. of Rule
2	The Raj Librarians & P.T.O. Service (C.W.) Rule 1980.	9

(16)

(S)

DEPARTMENT OF PERSONNEL AND ADMINISTRATIVE REFORMS
(Department of Personnel & Gr. IV)

AMENDMENT

Notification No. F.6(2)DOP/A-II/77,G.S.R.67,
August 30, 1982 :-

For the existing clause to rule mentioned in Column 3 against each of the Service Rules mentioned in Column 2, the following shall be substituted, namely : -

"Service" or "X Experience" wherever prescribed in these rules as a condition for promotion from one service to another or within the Service from one category to another or to senior posts, in the case of a person holding a lower post eligible for promotion to higher post shall include the period for which the person has continuously worked on such lower post after regular selection in accordance with Rules promulgated under proviso to Article 309 of the Constitution of India.

Note :- Absence during service e.g. training, leave and deputation etc. which are treated as "duty" under the Rajasthan Service Rules, 1951, shall also be counted as service for computing experience or service required for promotion".

SCHEDULE

S.No. Name of the Service Rules No. of clause with Rule No.

- | | |
|--|------|
| 37. The Rajasthan Educational Service
(Collegiate Branch) Rules, 1971 | 2(1) |
| 59. The Rajasthan Lib.& Phys.Trg.Insts.
Service(Collegiate Branch)Rules,1980 | 2(j) |
| 60. The Rajasthan Subordinate Offices
Ministerial Staff Rules, 1957, | 4(k) |
| 67. The Raj.Subordinate Services (Recruit.
& Other Service Conditions)Rules, 1960 | 4(k) |
| 104. The Raj.Education Subordinate Service
(Collegiate Branch)Rules 1979 | 2(1) |

(7) *(Signature)*

Copy of Notification No.F.7(2)DOP/A-II/84 dated 25.2.85 from
Special Secretary to the Govt. Department of Personnel and
Administrative reforms (Department of Personnel A-II) Rajasthan
Jaipur to All Heads of Departments.

.....

In exercise of the powers conferred by the proviso
to Article 309 of the Constitution of India, the Governor of
Rajasthan hereby makes the following amendments to the various
service Rules, Specified in the schedule Appended here to
namely:-

AMENDMENTS

- (1) In each of the service rules specified in column No.2
of the Schedule-I appended hereto, the figure and word "28 Years"
in the rule mentioned against it column No.3 thereof, shall
be substituted by the figure and word "31 years" with effect from
28.9.84 :-
- (2) In each of the service rules specified in Column No.2
of the Schedule-II appended hereto, the figure and word "30
years" in the rule mentioned against it in column No.3 thereof,
shall be substituted by the figure and words " 31 Years" with
effect from 28.9.84.
- (3) In column No.7 or 8, as the case may be, of the schedule
appended to each of the service rules mentioned in column No.2
of the Schedule-III appended hereto, the figure and word "28
years" or "30 years" wherever occurring, shall be substituted
by the figure and word "31 Years" with effect from 28.9.84.

SCHEDULE-I

S.No.	Name of the Service Rules	Number of Rule
34.	The Rajasthan Education Subordinate Service (Collegiate Branch)Rules,1979.	11
37.	The Rajasthan Subordinate OFFICES Ministerial staff Rules 1967.	11
40.	The Rajasthan Subordinate service(Recruit ment and other service conditions Rules-1980)	11
41.	The Rajasthan Class-IV service(Recruitment & other service conditions)Rules,1963.	9

SCHEDULE-II

6.	The Rajasthan Educational Service (Collegiate Branch)Rules,1971	10(1)
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OFFICE OF THE DIRECTORATE OF COLLEGE EDUCATION, RAJ. JAIPUR,
No.F.29)A/6)Estt/DCE/85/161

Jaipur, Dated: 30.5.85

Copy to:-

1. Office Gupdt.
2. Shri R.S.Mathur

Adm. Officer,
Directorate of College
Education, Raj. Jaipur.

(18) (H)

GOVERNMENT OF RAJASTHAN
DEPARTMENT OF PERSONNEL AND ADMINISTRATION REFORMS
(DEPTT. OF PERSONNEL A-II)

NOTIFICATION

In exercise of the powers conferred by the provisions to Article 309 of the constitution of India, the Governor of Rajasthan hereby make the following amendment in the Rajasthan Librarians and Physical Training Instructors service(Collegiate Branch) Rules, 1980, namely:-

Amendment

The existing entry occurring in Column No. 5 against S.No. 1 of the Schedule appended to the said rules, shall be substituted by the following with effect from 26.5.1980, namely : -

- "(1) Graduate with Diploma in Physical Education from a recognised Institution, or Degree in Physical Education of a University established by law in India, or Master's Degree in Physical Education of a University established by law in India.
(2) 5 years experience on the post mentioned in Col. 4".

By Order and in the name of the
Governor

Special Secretary to Government

25

COPY OF MEMORANDUM NO. F.3(26)Edu/Gr.IV/88 dt. 24.04.93 FROM
SECRETARY TO THE GOVT, HIGHER EDUCATION DEPARTMENT, RAJASTHAN,
JAIPUR TO THE DIRECTOR, COLLEGE EDUCATION, RAJASTHAN, JAIPUR.

Sub :- Revision of Pay Scales of Government Colleges
P.T.Is. and Librarians.

The undersigned is directed to say that in S.B. Civil Writ Petition No. 608/82, the Hon'ble High Court has ordered on 8.10.90 that P.T.Is. and Librarians working in Government Colleges are entitled to the upgraded scales of pay recommended by U.G.C. w.e.f. 1.4.1980. State Government filed D.B. Special appeal and obtained interim Stay against the aforesaid High Court Order. The stay was not extended and as such State Govt. have no alternative now except to implement the judgement passed in S.B. Civil Writ Petition No. 608/82, by the High Court. Accordingly, the Governor has been pleased to order that subject to the final outcome in the D.B., the pay scales recommended by the U.G.C. for the P.T.Is and Librarians of Government Colleges drawing pay under the R.C.S. (Revised New Pay Scales) Rules 1976 may be revised as under with effect from 1.4.1980 :-

<u>Post</u>	<u>Existing Pay Scale</u>	<u>Revised Pay Scale</u>
1. P.T.I. in Govt. Colleges	750 - 1350	700-40-1100-50-1300- Assessment-50-1600
2. Librarian in Govt. Colleges	750 - 1350	700-40-1100-50-1300- Assessment-50-1600

The aforesaid revised pay scales are subject to the following terms and conditions :-

1. These scales will be admissible only to those existing incumbents who possess the following qualifications :-

For College Librarians :

First or Second class B.A./B.Sc./B.Com. Degree plus a first or second class M.Lib. Sc. Degree or first or second class M.A./M.Sc./M.Com. degree and a first or second class-B. Lib. Sc. or a Diploma in Library Science.

For College P.T.I.s. :

Must possess the minimum qualification of a post Graduate Diploma or Certificate or a Degree in Physical Education.

2. For future recruitment to the post of College Librarians and P.T.I.s., the minimum qualifications shall be those as determined by the University Grants Commission, from time to time. The selection should be made by duly constituted Committee of Experts. The minimum qualification for future recruitment to the post of Librarian and P.T.I. shall be as Under :-

For College Librarians :

- i) Good academic record with at least a high second class Master's degree in a subject other than Library Science;
- ii) Master's degree in Library Science with first or high second class.

Contd...2.

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(2)

Director of Physical Education :

- i) A Master's Degree in Physical Education (High Second Class) with diploma in sports coaching from a recognised institution.

OR

A Master's Degree in Physical Education (High Second Class) with a record of having represented his University at the inter-University level, or State level in the National Championship.

- ii) Experience in Organising games and Sports (as exemplified in handing of about half a dozen teams in a year in his institution and their participation in University/Inter-Collegiate tournaments) and ability to encourage mass participation in games and sports.

3. The fixation of pay in these scales shall be according to the formula given in Annexure enclosed.

Introduction of these revised pay scales is subject to the condition that the recruitment rules are amended as envisaged in the U.G.C. Scheme with regard to method of recruitment to these post and qualification.

5. If as a result of final decision in the D.B. there occurs some recovery of over payment, the same shall be recoverable. An undertakings for the same may be obtained from the concerned employees.

This issue with the concurrence of Finance Department vide their I.D. No. 1133/FD/Gr.2/93/dated 21.04.1993.

By order,

Sd/-
(SUDHIR VERMA)
SECRETARY TO THE GOVERNMENT
HIGHER EDUCATION DEPTT.

राजस्थान सरकार

शिक्षा विभाग

निदेशालय, कालेज शिक्षा, राज०, जयपुर
क्रमांक: एफ26/ए/३/स्था/निकार्ड/९३/ ।।५ दिनांक: ४-५-९३

प्रतीलिपि निम्न को सूचनार्थ स्वं आवश्यक कार्यवाही हेतु:-

११४ संयुक्त निदेशक, छात्रीय कार्यालय, जोधपुर/उदयपुर।

१२५ समस्त प्राचार्य, राजकीय महाविद्यालय, राजस्थान।

१३६ निदेशालय की समस्त शाखाओं को।

लगारीलाल गांव
(प्रशासनिक अधिकारी)

कालेज शिक्षा, राज०, जयपुर।

३.५

ANNEXURE

The formula for fixation of pay in the Revised Scales would be as follows : -

- (i) The elements of Addl. D.A. @ 27% of pay subject to a maximum of Rs. 243/- included in the basic pay as indicated in Schedule III of R.C.S. (Revised New Pay Scales) Rules, 1976 shall be deducted from the basic pay drawn on 1.4.80.
- (ii) Pay as determined in item (i) above will be fixed in the Revised pay scales as on 1.4.1980 at the same stage. If there is no stage then pay will be fixed at the next below stage and the difference will be treated as personal pay to be absorbed in future increment.
- (iii) In case the pay drawn in item (i) above, happens to be less than the minimum of the Revised Scale as on 1.4.1980, the pay will be fixed at the minimum of the Revised pay Scale as on 1.4.1980.
- (iv) The next date of increment shall remain unchanged provided that in cases where the pay is fixed at the minimum of the pay scale and the benefit is more than the amount of first increment, the next increment shall be admissible after completion of full incremental period of one year under Rule 31 of Rajasthan Service Rules.
