

BALOCHISTAN DIRECTORATE OF AGRICULTURE-

CROP REPORTING SERVICES (BPS-16 AND ABOVE) SERVICE

RULES, 2011

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"BALOCHISTAN DIRECTORATE OF AGRICULTURE-
CROP REPORTING SERVICES (BPS-16 AND ABOVE) SERVICE
RULES, 2011

NOTIFICATION

[13" December, 2011]

No. S.O(R-ID(1)20/2011-S&GAD/4105-54. In exercise of the powers conferred by Section 25 of the Balochistan Civil Servants Act, 1974? (Act No. IX of 1974), the Government of Balochistan is pleased to make the following rules regulating the recruitment to the Balochistan Directorate of Agriculture-Crop Reporting Services (BPS-16 and above) Service, and prescribing conditions of service for the persons appointed thereto, namely: —

PART I— GENERAL

1. Short title and commencement.— (1) These rules may be called "the Balochistan Directorate of Agriculture-Crop Reporting Services (BPS-16 and above) Service Rules, 2011.

(2) They shall come into force at once.

2. Definitions (1) In these rules, unless there is anything repugnant in the subject or context—

(a) "Act" means the Balochistan Civil Servants Act, 1974 (Act No. IX of 1974);

(b) "Appendix" means the Appendix annexed to these Rules;

(c) "Appointing Authority" means the appointing authority as specified in rule 4;

(d) "Commission" means the Balochistan Public Service Commission?;

(e) "Department" means the Agriculture and Cooperatives Department Balochistan;

(f) "Government" means the Government of Balochistan;

(g) "Initial recruitment" means appointment made other than by promotion or transfer from another Service / Department / Post;

(h) "Post" means a post specified in column 2 of the Appendix and such other post in the Balochistan Directorate of Agriculture-Crop Reporting Services (BPS-16 and above) Service, as may be specified by the Government from time to time for the purpose of these Rules;

1 These rules have been issued by the Services and General Administration Department vide its notification No. S.O(R-II)

(1)20/2011-S&GAD/4105-54, dated 13° December, 2011; and published in the Balochistan Gazette (Extraordinary) No. 282, d 13 December, 2011.

That is Balochistan Act IX of 1974; passed by the Provincial Assembly of Balochistan on 19" June, 1974; assented to by the Governor of Balochistan; and published in the Balochistan Gazette (Extraordinary) No. 41 dated 20" July, 1974.

Constituted under the Balochistan Public Service Commission Act, 1989 (Act II of 1989); published in the Balochistan Gazette (Extraordinary) No. 88, dated 23 May, 1989; and earlier to that under the Balochistan Ordinance II of 1978 (repealed) and the Balochistan Act IV of 1974 (repealed).

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(i) "Recognized Institute" means any institute incorporated by law in Pakistan or any other Institute declared by the Government in consultation with the Commission to be a recognized Institute for the purpose of these Rules;

(j) "Recognized University" means any university incorporated by law in Pakistan or any other university declared by the Government in consultation with the Commission to be a recognized University for the purpose of these Rules;

(k) "Rules" means the Balochistan Directorate of Agriculture-Crop Reporting Services (BPS- 16 and above) Service Rules, 2011;

(1) "Service" means the Balochistan Directorate of Agriculture-Crop Reporting Services (BPS- 16 and above) Service; and

(m) "Selection/Promotion Committee" means Selection/Promotion Committee constituted by or under orders of Government; and

(n) "Subordinate Service" means the Balochistan Directorate of Agriculture-Crop Reporting Services (BPS-1 to BPS-15) Service.

(2) Words and expressions used but not defined herein above sub-section (1), unless the context otherwise requires, shall have the same meanings as assigned to them in the Act.

PART II— RECRUITMENT

3. Eligibility and Composition of the Service.— (1) No person who is married to a foreign national shall be eligible for appointment to the service;

(2) The restriction imposed herein above sub-rule (1), may be relaxed by Government in case of a person who is married or proposed to marry a foreign national of any country recognized by Federal Government.

(3) The Service shall comprise of the posts as specified in Column 2 of the Appendix and such other posts as may be determined by Government from time to time.

4. Appointing Authority.— Appointment to the posts in the Service shall be made

by the appointing authority as specified in rule 4 of the Balochistan Civil Servants (Appointment, Promotion and Transfer) Rules 2009!.

5. Method of Recruitment.— (1) The appointment to the posts in the Service shall be as specified in column 4 of the Appendix.

(2) All the posts for initial recruitment shall be filled from amongst the candidates domiciled/local in any part of Balochistan.

6. Age.— (1) No person, who is less than 18 years or more than 30 years of age shall be appointed to the Service by initial recruitment:

Provided that—

1 Rules issued by the Services and General Administration Department, Government of Balochistan vide its Notification No. S

5(13)1/S&GAD/2007/1857-1956, dated 27" October, 2009; and published in the Balochistan Gazette (Extraordinary) No. 165, dated 27" October, 2009.

(i) in the case of a person who is already in Government Service, the upper age limit shall be 35 years; and

(ii) in case of a person whose services under the Government have been terminated for want a vacancy, the period of service already rendered by him shall, for the purpose of upper age limit under this rule be excluded from his age.

(2) For the purpose of this rule, age shall be reckoned,—

(a) where recruitment is to be made on the basis of written examination, as on the first January of the year in which the examination is proposed to be held; and

(b) in all other cases, as on the last date fixed for submission of application

for appointment.

7. Qualifications.— (1) No person shall be appointed to a post in the Service by initial recruitment unless he possesses the qualifications prescribed for the post in column 3 of the Appendix.

(2) No person, not already in Government Service, shall be appointed to the Service unless he produces a certificate of character from the Principal / Academic Officer of the academic institution last attended and also certificates of character from two other responsible persons / gazetted officers, not being his relatives and who are well acquainted with his character and antecedents.

(3) No person shall be appointed by initial recruitment to the Service unless he is declared to be physically fit by the Medical Board constituted by the Government for the purpose or a Government Medical Officer not below the rank of District Health Officer, as the case may be.

PART II — CONDITIONS OF SERVICE

8. Probation.— (1) A person appointed to the service against a substantive vacancy shall remain on probation for a period of two years if appointed by initial recruitment, and for a period of one year, if appointed otherwise.

Explanation. Officiating service and service spent on deputation to a corresponding or higher post may be allowed to count towards the period of probation.

(2) If the work or conduct of any member of the Service during the period of probation has, in the opinion of appointing authority, not been satisfactory, the appointing authority may notwithstanding that the period of probation has not expired, dispense with his services if he has been appointed by initial recruitment and if he has been appointed otherwise, revert him to his former post, or if there be no such post dispense with his services.

(3) On completion of the period of probation of a member of the Service, the appointing authority may, subject to the provisions of sub-rule (4), either confirm him in his appointment, or if his work or conduct has, in the opinion of such authority, not been satisfactory—

(a) in case he has been appointed by initial recruitment dispense with his service; or

(b) in case he has been appointed otherwise, revert him to his former post and if there be no such post, dispense with his services; or

(c) extend the period of probation by a period not exceeding two years in all during or on the expiry of such period as it could have passed during or on the expiry of the initial probationary period.

Explanation—I. If no orders have been made by the day following completion of the initial probationary period, the period of probation shall be deemed to have been extended.

Explanation— II. If no orders have been made by the day on which the maximum period of probation expires, the probationer shall be deemed to have been confirmed in his appointment from the date on which he was appointed to the post subject to the provisions of section 7, sub-section (5) of the Act.

(4) No person shall be confirmed in the Service unless he successfully completes such training and passes such departmental examinations as may be prescribed by the Government from time to time.

(5) If a member of the Service whether appointed by initial recruitment or otherwise, fails to complete successfully any training or pass any departmental examination as mentioned hereabouts in sub-rule (4), within such period or in such number of attempts as may be prescribed by Government, the appointing authority may—

(a) in case he has been appointed by initial recruitment, dispense with his services; or

(b) in case he has been appointed otherwise, revert him to his former post,

and if there be no such post, dispense with his services.

9. Seniority— (1) The inter se seniority of the members of the Service in various grades thereof shall be determined,—

(a) in the case of members appointed by initial recruitment, in accordance with the order of merit assigned by the appointing authority:

Provided that members selected for the service in an earlier selection shall rank senior to the members selected in a later selection; and

(b) in the case of members appointed otherwise, with reference to the dates of their continuous appointment therein:

Provided that if the date of continuous appointment in the case of two or more members of the Service is the same, the older officer, if not junior to the younger officer or officers in the next below grade shall rank senior to the younger officer or officers.

Explanation—I. If a junior officer in a lower grade is promoted to a higher grade temporarily in the public interest, even though continuing later permanently in the higher grade, it would not adversely affect the interest of his seniors in fixation of his seniority in higher grade.

Explanation— II. If a junior officer in the lower grade is promoted to a higher grade by superseding a senior officer and subsequently, that officer is also promoted to the same grade, the officer promoted first, shall rank senior to the officer promoted subsequently.

Explanation— III. A junior officer appointed to higher grade shall be deemed to have superseded a senior officer only, if both the junior and senior officers were considered for higher grade and the junior officer was appointed in preference to the senior officer.

(2) The seniority in the various grades of the Service of the members thereof appointed by initial recruitment vis-a-vis those appointed otherwise shall be determined—

(a) in case both officers appointed by initial recruitment and the officer appointed otherwise have been appointed against substantive vacancies, or both have been appointed against temporary vacancies with reference to the date of appointment to such vacancy, in case of an officer appointed by initial recruitment and to the date of continuous appointment against such vacancies in the case of an officer appointed otherwise:

Provided that if the two dates are the same the officer appointed otherwise shall rank senior to the officer appointed by initial recruitment;

(b) in case, the officer appointed by initial recruitment has been appointed against a substantive vacancy and the officer appointed otherwise, has been appointed against a temporary vacancy, the officer appointed by initial recruitment shall rank senior to the officer appointed otherwise; and

(c) in case, the officer appointed otherwise is appointed against a regular vacancy and the officer appointed by initial recruitment is appointed against a temporary vacancy, the officer appointed otherwise shall rank senior to the officer appointed by initial recruitment.

10. Liability to Transfer and Serve— [= The member of the Service shall be liable to—

(a) transfer anywhere in Balochistan; and

(b) to serve in any department of Government or any local authority or statutory

body setup or established by Government:

Provided that where a member of the Service is required to serve in a post outside his Service or cadre, his terms and conditions of service as to his pay shall not be less favorable than those to which he would have been entitled, if he has not been so required to serve.

11. General Rules.— In all matters not expressively provided for in these rules, members of the Service shall be governed by such rules as have been or may hereafter be prescribed by the Government and made applicable to them.

12. Relaxation.— Any of these rules, for reasons to be recorded in writing, may be relaxed in individual cases if Government is satisfied that a strict application of these rules would cause undue hardship to the individual concerned:

Provided that wherever such relaxation involves a question on which consultation with the Commission is mandatory, the Commission shall be consulted before the relaxation is made.

13. Delegation.— Government may delegate all or any of its powers under these rules to any officer subordinate to it.

BY ORDER OF

GOVERNOR BALOCHISTAN

CHIEF SECRETARY

GOVERNMENT OF BALOCHISTAN

(See Appendix on next page)

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APPENDIX- I

{See rule 3 (3), 5 (1) and 7 (1)}

Nomenclature and pay Minimum qualification for Method of recruitment.

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scale of post.

Director Agriculture
(Statistics),

(BPS-19)

Deputy Director
Agriculture (Statistics),

(BPS-18)

Statistical Officer,
(BPS-17)

Assistant Director
Agriculture (Statistics),
(BPS-17)

initial recruitment.

Master's Degree (2TM Division)
in Statistics / Mathematics /
Economics / Commerce /
Sociology with special paper on
statistical methods from a
recognized University.

Master's Degree (2TM Division)
in Statistics / Mathematics /
Economics / Commerce /
Sociology with special paper on
statistical methods from a
recognized University.

By promotion from amongst
the members of the Service
holding the post of Deputy
Director Agriculture
(Statistics) (BPS-18) having at
least twelve years service in
BPS-17 and above, on
seniority cum fitness basis.

By promotion from amongst
the members of the Service
holding the post of Assistant
Director Agriculture

(Statistics) (BPS-17) having at least five years service as such, on seniority cum fitness basis.

25% by initial recruitment; and

75% by promotion from amongst the members of the Service holding the post of Statistical Officer (BPS-17) having at least five years service as such, on seniority cum fitness basis.

80% by initial recruitment; and

20% by promotion

from amongst the

members of the Sub-ordinate Service holding the post of Senior Crop Report (BPS-11) having at least seven years service as such or

twelve years service as
Crop Reporter (BPS-
6) having two year's

diploma from
Agricultural Training
institute, on seniority
cum fitness basis.

APPENDIX- II

{See rules 3 (3), 5 (1) and 7 (1)}

Nomenclature and pay
scale of post.

Minimum qualification for
initial recruitment.

Assistant Director
(Audit),

(BPS-17)

Master's Degree (2 Division)
in MBA. M. Com / M.A.
(Economics) or equivalent
qualification from a recognized
University.

Administrative Officer,

(BPS-17)

B.Com / BB.A_ from a
recognized University.

Assistant Accounts
Officer,

(BPS-16)

Superintendent,
(BPS-16)

Method of recruitment.

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(a) 50% by _ initial

recruitment; and

(b) 50%

by promotion
from amongst the
members of the
Service holding the
post of Assistant
Accounts Officer
(BPS-16) having at
least three years

service as such, on seniority cum fitness basis.

By promotion from amongst the members of the Service holding the post of Superintendent (BPS-16) having at least three years service as such, on seniority cum fitness basis.

50% by initial recruitment; and

50% by promotion from amongst the members of the Sub-ordinate Service holding the post of Senior Auditor (BPS-14) having at least three years service as such, on seniority cum fitness basis.

80% by promotion from amongst the member of the Sub-ordinate Service

holding the post of

Assistant (BPS-14)
having at least three
years service as such,
on seniority cum fitness
basis;

20% by promotion
from amongst the
member of the Sub-
ordinate Service
holding the post of
Junior Scale
Stenographer (BPS-
12) having at least five
years service as such,
on seniority cum fitness
basis.