

THE BALOCHISTAN ENVIRONMENTAL
PROTECTION AGENCY (BPS-16 AND ABOVE)
SERVICE RULES, 2016

Service Rules No. XXVH of 2016

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'THE BALOCHISTAN ENVIRONMENTAL PROTECTION AGENCY
(BPS-16 AND ABOVE) SERVICE
RULES, 2016

NOTIFICATION

[S" November, 2016]

No. SOR-II (12)32/2016-S&GAD/28 15-64. In exercise of powers conferred by Section 25 of the Balochistan Civil Servants Act, 19747, (Act No. IX of 1974) the Government of Balochistan is pleased to make the following rules regulating the recruitment to the Balochistan Environmental Protection Agency (BPS-16 and above) Service, and prescribing conditions of service for the persons appointed thereto, namely: —

THE BALOCHISTAN ENVIRONMENTAL PROTECTION AGENCY
(BPS-16 AND ABOVE) SERVICE
RULES, 2016

Service Rules No. XXVIH_of 2016

PART I— GENERAL

1. Short title and commencement.— (1) These rules may be called "the Balochistan Environmental Protection Agency (BPS-16 and above) Service Rules, 2016".

(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) "Board" means a Board of Intermediate and Secondary Education established by law in Pakistan or any other educational authority or institution declared by Government in consultation with Commission to be a Board for the purpose of these rules;

(e) "Basic Pay Scales (BPS)" means the Basic Pay Scale of a post specified in column 2 of the Appendix and such other post in the Service as may be specified by the Government from time to time for the purpose of these rules;

(f) "Commission" means the Balochistan Public Service Commission';

" These rules have been issued by the Services and General Administration Department, Government of Balochistan, vide its Notification No. SOR-II (12)36/2016-S&GAD/2458-2507, dated 8" November, 2016; published in the Balochistan Gazette (Extraordinary) No. 160, dated 8" November, 2016.

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

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(g) "Department" means the Balochistan Environment Protection, Sports and Youth Affairs Department';

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

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

(Gj) "Post" means a post specified in column 2 of the Appendix and such other post in the Service as may be specified by the Government from time to time for the purpose of these rules;

(k) "Provincial Selection Board" means a Board constituted by Government under rule 6-A of the Balochistan Civil Servants (Appointment, Promotion and Transfer) Rules, 20097;

(1) "Recognized Institute" means any institute established 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;

(m) "Recognized University" means any University established 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;

(n) "Rules" means the Balochistan Environmental Protection Agency (BPS-16 and above) Service Rules, 2016;

(0) "Service" means the Balochistan Environmental Protection Agency (BPS-16 and above) Service; and

(p) "Subordinate Service" means the Balochistan Environmental Protection Agency Subordinate Service (BPS-1 to 15) Service'.

(2) Words and expressions used but not defined herein above sub-rule (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 hereinabove 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 the Government of Pakistan.

(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.

Balochistan Gazette (Extraordinary) No. 88, dated 23" May, 1989; and earlier to that constituted under the Balochistan Ordinance II of 1978 (repealed) and the Balochistan Act IV of 1974 (repealed).

An Administrative Department of the Government of Balochistan; enlisted at S. No. 9 of Schedule I to the Balochistan Government Rules of Business, 2012; published in the Balochistan Gazette (Extraordinary) No. 115, dated 14" December, 2012; Rules issued by the Services and General Administration Department, Government of Balochistan, vide its Notification No. SORI-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.

For its service rules see Service Rules No. XXVI of 2016; published in the Balochistan Gazette (Extraordinary) No. 159, dated 8" November, 2016.

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 and Basic Pay Scales of the post 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 of Balochistan.

6. Age. —No person, who is less than 18 years or more than 28 years of age shall be appointed to the Service by initial recruitment:

Provided that only the upper age limit may be relaxed in terms of rules 3 and 4 of the Balochistan Government Initial Appointment to Civil Service Posts (Age and Relaxation of Upper Age Limit), Rules, 20127.

7. Qualification. — (1) No person shall be appointed to a post and Basic Pay Scale in 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.

PART II — CONDITIONS OF SERVICE

8. Probation.— A person appointed to a post in the Service on regular basis shall remain on probation for a period as prescribed in rule 2-A of the Balochistan Civil Servants (Confirmation) Rules, 2012.

9. Confirmation. — After satisfactory completion of the probationary period, a civil servant appointed on probation under rule 8, provided that he holds a substantive post, shall be eligible for confirmation in service or a post or a Basic Pay Scale as prescribed in rule 20 of the Balochistan Civil Servants (Appointment, Promotion and Transfer) Rules, 20094 and in rule 3 of the Balochistan Civil Servants (Confirmation) Rules, 2012!.

10. Seniority. — (1) The inter se seniority of the members of the Service appointed to the posts in the same Basic Pay Scale shall be determined as prescribed in rule 21

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

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

(R-D 3 (12)/2013-S&GAD/808-907, dated 25" February, 2013; and published in the Balochistan Gazette (Extraordinary) No. 35, dated 25" February, 2013.

Rules issued by the Services and General Administration Department, Government of Balochistan, vide its Notification No. S.O. (R-1)1(16)/2012-S&GAD/961-1060, dated 16" April, 2012; and published in the Balochistan Gazette (Extraordinary) No. 29, dated 16" April, 2012.

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

of the Balochistan Civil Servants (Appointment, Promotion and Transfer) Rules, 2009? and in the Balochistan Civil Servants (Seniority) Rules, 2008'.

11. Liability to Transfer and Serve.— The members 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 favourable than those to which he would have been entitled, if he has not been so required to serve.

12. General Rules. — In all matters not expressly 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.

13. Relaxation. — Any provision 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 the 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.

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

15. Repeal. — The Balochistan Environmental Protection Agency Service Rules (BPS-16 and above), 2005, are hereby repealed.

BY ORDER OF
GOVERNOR BALOCHISTAN

CHIEF SECRETARY
GOVERNMENT OF BALOCHISTAN

(See Appendix on next page)

1 Rules issued by the Services and General Administration Department, Government of Balochistan, , vide its Notification

No.SORI.1(17)S&GAD/2007/929-1030 dated 25th August, 2008; and published in the Balochistan Gazette (Extraordinary) No. 222, dated 25" August, 2008.

? These rules were issued by the Environment and Sports Department, Government of Balochistan, vide its Notification No. SO(E)1-6/2005/07-45, dated 23 December, 2005. Now repealed, R. 15.

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Nomenclature and
basic pay scale
(BPS) of the Post

Director,

(BPS-19).

Deputy Director,
(BPS-18).

Assistant Director,

(BPS-17).

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APPENDIX

{See rule 2 (1) (b) 3 (3), 5 and 7 (I)}

Minimum qualification for

initial recruitment

Master's Degree at least in
Second Division in
Environmental Science or
Agriculture or Forestry or
marine Science or Micro
Biology, or Chemistry or
Micro-Chemistry from a
recognized University;

Bachelor's of Engineering
in Chemical or Metallurgy

Method of recruitment

By posting/transfer from
amongst the members of the
BCS and BSS.

By Promotion from amongst
the members of the Service
holding the post of Deputy
Director (BPS-18) having at
least twelve (12) years'
service in BPS-17 and above
including at least two years'
service as such; and

having

completed

successfully

Career

Management Course on

seniority cum fitness basis.

By promotion from amongst the members of the Service holding the post of Assistant Director (BPS-17) having at least five (5) years' service,

on seniority cum fitness basis.

35% by promotion from amongst the members of _ the Service holding the post of Research Officer (BPS-16) and Publicity Officer (BPS-16) having at least three (3) years' service, as such, on seniority cum fitness

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Administrative
Officer,

(BPS-17).

Superintendent,

(BPS-17).

Computer
Programmer,

(BPS-16).

Research Assistant,

(BPS-16).

Technology from a
recognized University;

and

having valid registration
with Pakistan Engineering
Council.

Master's Degree at least in
Second Division in Computer
Science or Software Engineering
or Master's in IT or equivalent
qualification in the relevant
subject from a _ recognized
University.

Bachelor's Degree at least in
Second Division in
Environmental Sciences or
Forestry or
Science or Micro-

Agriculture or
Marine

Biology, or Chemistry or Micro-

basis;

15% by promotion
from amongst the
members of _ the

Service holding the post of Assistant Private Secretary (BPS-16) having at least three (3) years' service, as such, on seniority cum fitness basis; and

50% by recruitment.

initial

By promotion from amongst the members of the Service holding the post of Superintendent (BPS-17) having at least three (3) years' service as such, on seniority cum fitness basis.

By promotion from amongst the members of the Service holding the post of Assistant (BPS-16) having at least three (3) years' service as

such, on seniority cum

fitness basis.

By initial recruitment.

80% by promotion from amongst the members of the Subordinate Service having at least three

years' service as

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Chemistry from a_ recognized such, on seniority cum

University. fitness basis at the

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Publicity Officer,
(BPS-16).

Assistant Private
Secretary,

(BPS-16).

Bachelor's degree at least
in Second Division in
Social Sciences or
Journalism from a
recognized University; or

16-years' Education in
Mass
Communication/Journalis
m from a_ recognized
University.

ratio mentioned
against each: -

(i) 20% from
amongst the
Marine Specialist
(BPS-15;

20% from
amongst the
Laboratory
Technician (BPS-
14);

40% from
amongst the
Environment
Inspector (BPS-
11); and

50% by initial
recruitment.

50% by promotion
from amongst the
members of the
Subordinate Service

holding the post of
Audio Visual
Technician (BPS-14)
having at least three
(3) years' service, as
such, on seniority cum
fitness basis; and

50% by initial
recruitment.

By promotion from amongst
the member' of _ the
Subordinate Service holding
the post of Stenographer
(BPS-14) having at least
three (3) years service as
such, on seniority cum
fitness basis.

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Assistant,

(BPS-16).

Bachelor's Degree from a | (a)
recognized
and

University;

having at least three (3)
months Office Automation
Certificate in computer

operations from a
recognized Institute.

20% by promotion
from amongst the
members of _ the
Service holding the
post of Senior Clerk
(BPS-14) having at
least three (3) years'
service as such, on
seniority cum fitness
basis; and

80% by initial
recruitment.