

BALOCHISTAN EXCISE AND TAXATION DEPARTMENT

(COMPUTER CELL) (B-16 AND ABOVE)
SERVICE RULES, 2001

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'BALOCHISTAN EXCISE AND TAXATION DEPARTMENT
(COMPUTER CELL) (B-16 AND ABOVE)

SERVICE RULES, 2001

NOTIFICATION

[18" August, 2001]

No.SOR-11(2)2/S&GAD/3572-3672. In exercise of the powers conferred by the section 25 of the Balochistan Civil Servants Act, 1974? (IX of 1974) the Government of Balochistan is pleased to make the following rules regulating recruitment to the Balochistan Excise and Taxation Department (Computer Cell) 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 Excise and Taxation Department (Computer Cell) (B-16 and above) Service Rules. 2001.

(2) They shall come into force at once.

2. Definitions.— In these rules, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them that is to say:—

(a) "Appendix" means the Appendix to these rules;

(b) "Appointing Authority" means the appointing authority specified in rules 4;

(c) "Commission" means the Balochistan Public Service Commission;

(d) "Department" means the Excise and Taxation Department;

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

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

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

(h) "Recognized University" means any University incorporated by law in Pakistan or any other University which may be declared by Government in consultation with the Commission to be recognized University for the purpose of these rules;

These rules have been issued by the Services and General Administration Department vide its notification No. SOR-11(2)2/S&GAD/3572-3672, dated 18" August. 2001; and published in the Balochistan Gazette (Extraordinary) No. 124, dated August, 2001.

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

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

(2) The restriction imposed by sub-rule (1) above may be relaxed by Government in the case of a person who is married to a citizen of India or Bangladesh.

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

PART II — RECRUITMENT

4. Appointing Authority.— The appointments to the service shall be made as specified in rule 4 of the Balochistan Civil Servants (Appointment Promotion and Transfer Rules. 1979¹.

5. Method of recruitment.— Appointment to the posts in the Service shall be made as specified in the Appendix.

6. Age.— (1) No person shall be appointed to a post by initial recruitment who;

(a) in the case of the post of System Analyst is less than 25 years or more than forty years of age;

(b) in the case of other posts is less than twenty one years or more than thirty five years of age, provided that:—

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

(ii) The age under clauses (a) and (b) shall be reckoned on the last date fixed for receipt of applications for appointment through Commission.

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

(2) No persons, not already in Government service, shall be appointed to the post 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, not being his relatives, who are well acquainted with his character.

(3) No person shall be appointed by initial recruitment to the service unless he is declared to be physically fit by a Government Medical Officer not below the rank of a District Health Officer.

PART II — CONDITIONS OF SERVICE

¹ Rules issued by the Services and General Administration Department, Government of Balochistan vide its Notification No. 1 SO-ARC/S&GAD, dated 26th June, 1979; published in the Balochistan Gazette (Extraordinary) No. 73, dated 10th July, 1979; and repealed by the Balochistan Civil Servant (Appointment, Promotion and Transfer) Rules, 2009, Rule 23.

For the Balochistan Civil Servant (Appointment, Promotion and Transfer) Rules, 2009, See Balochistan Gazette (Extraordinary No. 165, dated 27th October, 2009.

8. Probation. (1) A person appointed to a post 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 a higher post may be allowed to count towards the period of probation.

(2) If the work or conduct of the holder of a post 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 holder of a post the appointing authority may, subject to the provisions of sub-rule (4) 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 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; or

(c) extend the period of probation by a period not exceeding two years in all, and during or on the expiry of such period pass such orders 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 the 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 provisions of sub-section (5) of section 7 of the Balochistan Civil Servants Act. 1974}.

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

(5) If a member of the service whether appointed against a substantive vacancy or

otherwise fails to complete successfully any training or pass any departmental examination prescribed under sub rules (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 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.

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

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

(a) in the case of persons appointed by initial recruitment, in accordance with the order of merit assigned by the Commission; provided that persons selected for posts in an earlier selection; shall rank senior to the persons selected in a later selection; and

(b) in the case of persons appointed otherwise with reference to the dates of their continuous appointment therein; provided that if the dates of continuous appointment in the case of two or more persons is the same, the elder 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 the fixation of his seniority in the higher grade.

Explanation— II. If a junior officer in a 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 official promoted first shall rank senior to the officer promoted subsequently.

(2) The seniority in the various grades of the Service of the members thereof appointed by initial recruitment vis-d-vis those appointed otherwise shall be terminated with reference to the date of regular appointment to such vacancy;

Provided that if the dates of regular appointment of the member of the service appointed by initial recruitment and the member appointed otherwise are the same the member appointed otherwise shall rank senior to member appointed by initial recruitment.

10. Liability to transfer and serve.— Members of the service shall be liable to:—

(a) transfer anywhere in Balochistan: and

(b) 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 services or cadre, his term and conditions of services as to his pay shall not be less favorable than those to which he would have been entitled if he had not been so required to serve.

11. 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 thereafter be prescribed by Government and made applicable to them.

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

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

BY ORDER OF

GOVERNOR BALOCHISTAN

CHIEF SECRETARY
GOVERNMENT OF BALOCHISTAN

(See Appendix on next page)

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Nomenclature of The
post and Basic pay
scale

Senior Database
Administrator

(B-17)

Computer Operator

(B-16)

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APPENDIX
(See rule 3 (3), 5 and 7 (1))

Minimum qualification for
Initial recruitment

(a) Master's Degree (Second
Division) in Computer
Science or equivalent
qualification in the relevant
subject from a recognized
University: and

experience in System
Analyzing and Designing as
a part of study or two years
experience in programming.

Bachelor's Degree (Second
Divisions) in Computer Science
or equivalent qualification in the
relevant subject from a
recognized University.

Method of recruitment

By promotion from amongst the
members of the Service holding
the post of the Senior Database
Operator (B-17) with at least five
years service as such on seniority
cum fitness basis.

(a) 20% by initial recruitment:
and

(b) 80% by promotion from
amongst the members of the

Service holding the post of
Computer Operator (B-16)
having at least three years
service as such on seniority
cum fitness basis.

(a) 25% by initial recruitment

(b) 75% by promotion from
amongst the member of the
service holding the post of
Assistant Computer Operator
(B-12) having at least three
years service as three years
service as such, on seniority
cum fitness basis.

Substituted vide the Services and General Administration Department, Baluchistan's No. S.O (R-II) (2)5/2011-S&GAD/3281-2
5 October 2011; and published in the Balochistan Gazette (Extraordinary) No. , 5 October 2011, for the existing Appendix.

For the earlier Appendices and amendments, See—

i S&GAD notification No. No. SOR-II (2)2/S&GAD/3572-3672, dated 16" August, 2001; published in the
Balochistan Gazette (Extraordinary) No. 124, dated 18" August, 2001.

ii. S&GAD notification No. SOR II (2)2/S&GAD/3945-90, dated 30" December, 2008; published in

Gazette (Extraordinary) No. 134, dated 30" December, 2008.

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