

BALUCHISTAN FOOD DEPARTMENT
(GRADE-16 AND ABOVE) SERVICE
RULES, 1983

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RULES

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1BALUCHISTAN? FOOD DEPARTMENT

' These rules have been issued by the Services and General Administration Department, Government of Baluchistan, vide its No. SOR (2)150/S&GAD-81, dated 14 December, 1983; and published in the Baluchistan Gazette (Extraordinary) No. 257-c, d

(GRADE-16 AND ABOVE) SERVICE
RULES, 1983

NOTIFICATION

[14" December, 1983]

No. SOR (2)/150/S&GAD-81. In Excise of the powers conferred by Section 25 of the Baluchistan Civil Servants Act, 1974! (IX of 1974), the Government of Baluchistan is pleased to make the following rules, regulating recruitment to the Baluchistan Food Department (Grade 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 Baluchistan Food Department (Grade 16 and above) Service Rules, 1983.

(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)
(b)
(c)

(d)
(e)
(f)
(g)

(h)

“Appendix” means the Appendix to these rules;

“Appointing authority” means the authority specified in rule 4;

“Board” means a Board of Secondary Education established by law in Pakistan or any other educational authority or institution declared by Government in consultation with the Commission to be a Board for the purposes of these rules;

“Commission” means the Balochistan Public Service Commission”

“Department” means Food Department;

“Government” means the Government of Balochistan;

“Jnitial recruitment” means the appointment made otherwise than by Promotion or transfer from another Service / Department / Post;

“Recognized University” means any university incorporated by law in Pakistan or any other University declared by Government in consultation with the Commission to be a recognized University for the purpose of these rules;

December, 1983.

Spelling of the word “Baluchistan”, wherever it appears in these rules, is corrected by insertion of letter “o” instead of “u”; as per

Government of Balochistan, S&GAD's Notification No. SORI (4) 6/ S&GAD-89, dated 18" June, 1989.

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.

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).

(i) "Selection Committee" means the Departmental Selection / Promotion Committee constituted by Government.

(j) "Service" means the Balochistan Food Department (Grade 16 and above) Service.

PART I — RECRUITMENT

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 a citizen of India.

(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.

4. Appointing Authority. Appointing to the Service shall be made by the Government.

5. Method of recruitment.— Appointing to the posts in the Service shall be made

as specified in the Appendix.

6. Age.— (1) No person, who is less than twenty one years or more than thirty years of age shall be appointed to the service by initial recruitment; Provided that:—

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

(ii) for upper age limit for appointment in the Service by initial recruitment in case of candidates from schedule castes or under develop areas, shall be relaxed for three years upto 31.12.1984, as laid down in the Government of Balochistan, S&GAD's Notification NO. S. HI-27 (127) / S&GAD-74, dated 8.12.1979.

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

(i) where recruitment is to be made on the basis of a written examination as on the 1st of January of the year in which the examination is proposed to be held; and

(ii) in other cases, as on the last date fixed for submission of applications 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 to these rules.

(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, not being his relatives, 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 a Government Medical Officer not below the rank of a District Health Officer.

PART I — CONDITION 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 spend on deputation to a corresponding or a higher post may allowed to count towards the period of probation.

(2) If the work or conduct of a 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), confirm 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 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—I. 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 provision of sub-section (5) of section 7 of the Balochistan Civil Servant Act, 1974!.

(4) No person shall be confirmed in the Service unless he successfully completes such training and passes such departmental examinations as may be prescribe 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 rule (4) within such period or in such number of attempts as may be prescribed by Government, the appointing authority may;

' Balochistan Act IX of 1974; passed by the Provincial Assembly of Balochistan on 19" July, 1974; and published in the Baloch

Gazette (Extraordinary) No. 41, dated 20" July, 1974.

(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 the 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 member selection in a later selection; and

(b) in the case of member appointed otherwise with reference to the dates of their continues appointment therein; provided that if the date of continues 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 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 officer promoted first shall rank higher grade/ senior to the officer promoted subsequently.

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

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

a) in case both the officer 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 the case of the officer appointed by initial recruitment and to the date of continuous appointment against such vacancy in the case of the 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 appointment against a substantive vacancy and the officer appointed otherwise has been appointed against a temporary vacancy the officer appointed by initial recruitment shall senior to the officer appointed otherwise; and

c) in case the officer appointed otherwise if appointed against a substantive vacancy and the officer appointed by initial recruitment 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.— Members of the service shall be liable to:—

- a) Transfer any where in Balochistan and
- b) serve in any department of Government or any local authority or statutory body set up 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 had not been so required to serve.

11. General Rules.— In all matters not expressly provided for in these rule, members of the Service shall be governed by such rules as have been or may hereafter 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 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.

14. Repeal. The West Pakistan Food Department (Gazette Posts) Recruitment Rules, 1963, in their application to the Province of Balochistan are hereby repealed.

BY ORDER OF
GOVERNOR OF BALOCHISTAN

CHIEF SECRETARY
GOVERNMENT OF BALOCHSITAN

(See Appendix on next page)

TAPPENDIX

{See rules 2 (a) 3 (3), 5 and 7 (1)}

Nomenclature and | Minimum qualification Method of recruitment
basic pay scale for initial recruitment

(BPS) of the post

Director Food,
(BPS-19).

Joint Director
Food,
(BPS-19).

Deputy Director
Food,
(BPS-18).

Chief Accounts
Officer,
(BPS-18).

1

By transfer from amongst the BCS and
BSS officers.

By promotion from amongst the
members of the Service holding the
post of Deputy Director Food (BPS-
18), having at least twelve (12) years
service in BPS-17 and above, on
seniority cum fitness basis; and have
successfully completed Mid-Career
Management Course (MCMC); or

By transfer from amongst the BCS and
BSS officers.

(a) 50% by promotion from amongst
member of the Service holding the
post of Assistant Director (BPS-
17), having at least five (5) years
service on seniority cum fitness
basis; and

(b) 50% by transfer from amongst the
BCS and BSS officers.

By promotion from amongst the
members of the Service holding the
post of Budget and Accounts Officer
(BPS-17), having at least five (5) years
service, on seniority cum fitness basis.

Substituted vide Government of Balochistan, Services and General Administration Department's notification No. S.O(R-ID)(7)/S&GAD/2010-49, dated 30th July, 2015; and published in Balochistan Gazette (Extraordinary) No. 121, dated 30th July, 2015, for Appendix.

For the earlier Appendices and amendments, See—

i S&GAD's notification No. SOR (2)150/S&GAD-81, dated 14th December, 1983; and published in the Balochistan Gazette (Extraordinary) No. 257-C, dated 14 December, 1983.

ii. S&GAD's notification No. SOR (2)150/S&GAD-81, dated 30th March, 1986;

iii/ S&GAD's notification No. SOR-II 150/S&GAD/177-263, dated 7th January, 1990;

iv. S&GAD's notification No. SOR-II 150/S&GAD/145-255, dated 20th February, 1994;

v. S&GAD's notification No. SOR-II (7)1/S&GAD/1093-1203, dated 8th July, 1997;

vi. S&GAD's notification No. SOR-II (7)1/S&GAD/2009/5 12-570, dated 2nd February, 2009;

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Administrative
Officer,
(BPS-17).

Assistant Director,
(BPS-17).

Laboratory
Analyst,
(BPS-17).

Budget and
Accounts Officer,
(BPS-17).

Master's Degree in
Agriculture in Food
Technology from a
recognized University.

(a) D-Pharmacy or B-
Pharmacy (Second
Division from a
recognized University;
and

(b) having registration
with Pharmacy
Council of Pakistan.

(a) Master's Degree
(Second Division) in
Commerce from a
recognized University;
or

(b) Degree (Second
Division) in Chartered
Accountant (CA) from
a recognized institute
of Chartered
Accountants of
Pakistan; or

(c) Degree (Second
Division) in Cost and
Management
Accounting (CMA)
from a recognized
Institute of Cost and
Management
Accountants of

By promotion from amongst the members of the Service holding the post of Superintendent (BPS-16), having at least three (3) years service as such, on seniority cum fitness basis.

(a) 50% by promotion from amongst members of the Service holding the post of District Food Controller (BPS-16), having at least three (3) years service as such, on seniority cum fitness basis; and

50% by initial recruitment.

50% by promotion from amongst the members of the Service holding the post of Laboratory Technologist (B-16), having at least three (3) years service as such, on seniority cum fitness basis; and

50% by initial recruitment.

75% by promotion from amongst the members of the Service holding the post of Assistant Accounts Office (BPS-16), having at least three (3) years as such, on seniority cum fitness basis; and

(b) 25% by initial recruitment.

Statistical Officer,

(BPS-17).

Law Officer,

(BPS-17).

Assistant Accounts

Officer,

(BPS-16).

District Food

Controller,

(BPS-16).

Laboratory

Technologist,

(BPS-16).

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Pakistan; or

(d) Bachelor's Degree

(Second Division) in

Business

Administration from a

recognized University.

Master's Degree (Second

Division) in Statistics

from a recognized

University.

(a) LL.B (Second

Division) from a

recognized University;

and

(b) having at least three

(3) years experience as

practicing Advocate.

Bachelor's Degree

(Second Division) in

Commerce or Business

Administration from a

recognized University.

Bachelor's Degree
(Second Division) in
Agriculture in Food
Technology from a

recognized University.

(a) D-Pharmacy or B-
Pharmacy (Second
Division from a
recognized University,
and

(b) having registration
with Pharmacy
Council of Pakistan.

By initial recruitment.

By initial recruitment.

25% by promotion from amongst
the members of the Service
holding the post of Assistant
(BPS-15), having at least three (3)
years as such, on seniority cum
fitness basis; and

75% _ by initial recruitment.

50% by promotion from amongst
the members of the Service
holding the post of Assistant Food
Controller (BPS-11), having at
least three (3) years service as
such, on seniority cum fitness
basis; and

50% by initial recruitment

50% by promotion from amongst
the members of the Service
holding the post of Laboratory
Technician (BPS-9), having at
least three (3) years service as
such, on
basis; and

seniority cum fitness

50% by initial recruitment

Superintendent,

(BPS-16).

Computer Bachelor's Degree
Operator, (Second Division) in

Computer Science or
Information Technology
or equivalent qualification

(BPS-16).

in the relevant subject
from a recognized
University.

50% by promotion from amongst
the members of the Service
holding the post of Assistant
(BPS-15), having at least three (3)
years service as such, on seniority
cum fitness basis; and

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

50% by promotion from amongst
the members of the Subordinate
Service holding the post of
Assistant Computer Operator
(BPS-12), having at least three (3)
years service as such, on seniority
cum fitness basis; and

50% by initial recruitment.