

THE BALOCHISTAN PROVINCIAL AND REGIONAL TRANSPORT

DEPARTMENT (BPS-1 TO B-15) SERVICE
RULES, 2010

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THE BALOCHISTAN PROVINCIAL AND REGIONAL TRANSPORT DEPARTMENT
(BPS-1 TO B-15) SERVICE
RULES, 2010

NOTIFICATION

[13% August, 2010]

No. S.O(R-ID(32)1-S&GAD/2010/11289-11339. 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 and appointments to Balochistan Provincial and Regional Transport Authorities (Ministerial) (B-1 to B-15) Department Service, and prescribing conditions of service for the persons appointed thereto, namely:—

PART I— GENERAL

1. Short title and commencement. — Q) These rules may be called “the Balochistan Provincial and Regional Transport Department (BPS-1 to B-15) Service Rules, 2010.”

(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 to these Rules;

(c) “Appointing Authority” means the authority specified in Rule 4;

(d) “Board” means the Board of Intermediate and 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 purpose of these rules;

(ec) “Department” means the Provincial Transport Department Government of Balochistan;

(f “Government” means the Government of Balochistan;

(g) “initial recruitment” means the appointment made otherwise than by promotion or transfer from another Service/ Department/ Post;

1 These rules have been issued by Government of Balochistan, Services and General Administration Department vide its notification

No. S.O(R-I1)(32)1-S&GAD/2010/11289-11339, dated 13" August, 2010; and published in Balochistan Gazette (Extraordinary) No. 84-A, dated 13" August, 2010.

2 Balochistan Act IX of 1974 was 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.

(h) "Selection Committee" means the Selection Committee constituted by or under orders of Government by the competent Authority; and;

(i) "Service" means the Balochistan Provincial and Regional Transport Authorities (Ministerial) (BPS-1 to BPS-15) Service; and

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

PART II— RECRUITMENT

3. Eligibility and Composition of Service. — qd) 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 be comprised of the posts as specified in column 2 of the Appendix and such other posts as may be determined by the Government from time to time.

4. Appointing Authority. — Appointment to the Service shall be made by the 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 Service shall be made as specified in column 4 of the Appendix.

(2) Vacancies in the posts shall be filled from amongst the candidates domiciled 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—

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

(b) 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 this rule, be excluded from his age: and

(c) for upper age limit for appointment to the Service by initial recruitment in case of candidates from scheduled castes or under developed areas, age shall be relaxed as per policy of the Government issued from time to time.

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

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

1 Rules issued by the Services and General Administration Department, Government of Balochistan; and published in the Balochistan Gazette (Extraordinary) No. 165, dated 27th October, 2009.

(b) In other cases, as on the last date fixed for submission of application for appointment.

7. Qualifications. — qd) No person shall be appointed to a post in the Service by initial recruitment unless he possesses the qualification 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 of the academic institution last attended; and also certificate of character from two other responsible persons/Gazetted Officers, 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 District Health Officer, or the Medical Board constituted by the Government for the purpose as the case may be.

PART III — 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. (1) 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 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 service.

(3) On completion of the period of probation of a member of the Service, the appointing authority may, subject to the provision of sub-rule (4) confirm his appointment, or if his work or conduct have 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 and during or on the expiry of such period pass such orders as it could have been 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 this 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 provision of section 7 (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 under 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 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. — Q) The inter- se Seniority of the members of the Service in the various grades thereof shall be determined in accordance with the order of merit assigned by the Selection Committee:

(a) In the case of members appointed by initial recruitment, in accordance with the order of merit, assigned by the Selection Committee, if the appointment is made on the recommendation of the Selection Committee and in other cases in accordance with the orders 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 official, if not junior to the younger official or officials in the next below grade shall rank senior to the younger official or officials

Explanation-I. If a junior official in lower grade is promoted to a higher grade 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 seniority in the higher grade.

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

Explanation-III. (1) A Junior Official appointed to a higher grade shall be deemed to have superseded a senior official only, if both the junior and senior officials were considered for a higher grade and the junior official was appointed in preference to the senior official.

(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 the officials appointed by initial recruitment and the official 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 official appointed by initial recruitment and to the date of continuous appointment against such vacancy in the case of an official appointment otherwise; provided that if the two dates are same the official appointed otherwise shall rank senior to the official appointed by initial recruitment.

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

(c) In case the officials appointed otherwise is appointed against a substantive vacancy and the official appointed by initial recruitment is appointed against a temporary vacancy, the official appointed otherwise shall rank senior to the official appointed by initial recruitment.

10. Liability to Transfer and Serve.— | Member 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 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 expressly provided for in these rules, member 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 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.

13. Delegation. — Government may delegate all or any of its power 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

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

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Serial

Nomenclature

Minimum

Method of recruitment

No. of the post with pay qualification for
scale appointment by initial
recruitment

1. Assistant Graduate from a (a) 50% by initial recruitment;
(B-14) recognized University and
(b) 50% by promotion from
amongst the members of the
Service holding the post of
Senior Clerk (B- 9) having
atleast 3 years service as
such on seniority cum fitness
basis.

2. Junior Scale Intermediate from a | By initial recruitment.
Stenographer recognized Board with
(B-12) Shorthand skill of 80
words per minute; and
with typing skill of 40
words per minutes.

3. Senior Clerk --- By promotion from amongst the
(B-9) members of the Service holding the
post of Junior Clerk (B- 7) having at
least 2 years service as such on
seniority cum fitness basis.

4. Junior Clerk Matriculation from a (a) 80% by initial recruitment;
recognized Board with and
(B- 7) : :
typing skill of 30 words (b) 20% by promotion from
per minute

amongst the Daftaries, Naib
Qasids and other employees
(B-1 to B 4) having passed
the secondary
examination. Note for the
purpose of promotion. a
common seniority list of
Daftaries, Naib Qasid and
other employees (B-1 to B-
4) with reference to their
dates of acquiring secondary

school

school examination
certificate shall be

maintained; and

(c) if two or more officials have
acquired the secondary
school examination

certificate on the same date;
the official having longer
service shall rank senior to
other and

(d) Where a senior official does

