

The Odisha Gazette

EXTRAORDINARY
PUBLISHED BY AUTHORITY

No. 545, CUTTACK, FRIDAY, APRIL 6, 2018/ CHAITRA 16, 1940

SKILL DEVELOPMENT & TECHNICAL EDUCATION DEPARTMENT

NOTIFICATION

The 22nd March, 2018

No. 1509–Emp-01/2018/SDTE.— In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor of Odisha is pleased to make the following rules further to amend the Odisha Employment Service, Class-II(Recruitment & Conditions of Service)Rules,1990 and its amendment Rules,2008,namely:—

**Short Title
& commencement.**

1. (1) These Rules may be called the 'Odisha Employment Service Group-B (Recruitment & Conditions of Service) Amendment Rules,2018'.

(2)They shall come into force on the date of their publication in the *Odisha Gazette*.

(3)In the Odisha Employment Service, Class-II (Recruitment & Conditions of Service) Rules,1990 (hereinafter referred to as the said rules) the word, hypen and figure "Class-II" wherever they occur shall be substituted by the word, hypen and letter "Group-B".

(4)In the said rule, the nomenclature of the Department of 'Labour & Employment' wherever they occur, shall be substituted by 'Skill Development & Technical Education Department'.

Definitions .

2.In the said rule, for the Rule 2, sub-rule (1)(g) the following clause shall be inserted after 2(1)(g):

“(gg) “SEBC” means Socially and Educationally Backward Classes defined as Backward Classes in clause-(a) of section 2 of the Odisha State Commission for Backward Classes Act,1993 (Odisha Act 16 of 1993).”

Method of Recruitment to the Service.

3.In the Odisha Employment Service,Class-II(Recruitment & Conditions of Service) Amendment Rules,2008 Rule 2(a) “on deputation including from Odisha Administrative Service” shall be substituted as:

“(a)direct recruitment through competitive examination by Commission in accordance with the provisions of the Odisha Civil Service (Combined Competitive Recruitment Examanination) Rules, 1991.”

Determination of Number of Vacancies.

4.In the Odisha Employment Service, Class-II (Recruitment & Conditions of Service) Amendment Rules, 2008,for Rule 5(1) “the no. of vacancies against deputation and promotion to be intimated separately by the Director, Employment to Government” shall be substituted as:

“the no. of vacancies against direct recruitment and promotion to be intimated separately by the Director, Employment to Government.”

Percentage of Recruitment.

5.In the Odisha Employment Service, Class-II (Recruitment & Conditions of Service) Amendment Rules, 2008, for Rule 4(1)“the no. of vacancies to be filled up by the way of deputation shall be of 25% of the vacancy in any year” shall be substituted as:

“the no. of vacancies to be filled up by direct recruitment under clause (a) of Rule 4 shall not be less than 50% in any year”

and for Rule 4(2) “the no. of vacancies to be filled up by the way of promotion under clause-(b) of Rule 4 shall be of 75% of the vacancy in any year” shall be substituted as:

“the no. of posts to be filled up by the way of promotion under clause (b) of Rule 4 shall not be more than 50% in any year.”

Reservations of Vacancies.

6.In the said rules, the following rule shall be added to Rule 24 as:

24(b) “Socially and Educationally Backward Classes, Women, Sportsmen, Ex-Servicemen and Persons with Disabilities shall be made in accordance with the provisions made under such act, rules, orders, resolutions or instructions issued in this behalf by the Government from time to time.”

Inter-se-seniority.

7. The Rule 25 of the said Rules as deleted in the Odisha Employment Service, Class-II (Recruitment & Conditions of Service) Amendment Rules, 2008 shall be re-inserted as:

“The *inter-se*-seniority of Officers appointed to the service under clauses (a) and (b) of Rule 4 in respect of any year shall be in the following order:—

(a) Officers appointed to the Service by promotion under clause (b) shall rank *inter-se* in the order in which their names are arranged by

the Commission and shall en-block be senior to the Officers appointed under clause (a) of Rule 4.

(b)Direct recruits appointed in accordance with clause (a) of Rule 4 shall rank inter-se in the order in which their names are arranged by the Commission in the Select List."

**Probation and
Confirmation**

8. The Rule 25 of the said Rules as deleted in the Odisha Employment Service, Class-II (Recruitment & Conditions of Service) Amendment Rules, 2008 shall be re-inserted as:

"(1)(a)Every person recruited to the Service under Rule 4 shall be appointed to the Service on probation for a period of two years from the date he actually joins the post;

Provided that the State Government may, if they think fit, in any case or cases extend the period of probation but in no case it shall be more than a year;

Provided further that the State Government may after consultation with the Commission reduce the period of probation in the case of persons recruited to the service under clauses (a) and (b) of Rule 4;

Provided also that such period of probation shall not include the period of:—

- (i) Extraordinary Leave;
- (ii) Unauthorized absence; or
- (iii) Any other period held to be not being on actual duty

(b)The appointment of a probationer coming through direct recruitment may for good and sufficient reasons to be recorded in writing be terminated by the Government in any time without previous notice during the period of probation including extension of such period, if any, and in case of employees who has been recruited by way of promotion shall deem to be reverted to his former cadre/post.

(2)After successful completion of probation period, a person shall be confirmed in the post if a permanent post is available provided that before such confirmation the person shall be required to pass the departmental examination as per the prescribed standard as specified in the Schedule.

(3)No Officer of the service shall be allowed to draw the second and subsequent increments until he has passed the the departmental examination in all the subjects as per the prescribed standard.”

Relaxation: **9.**In the said Rules, a new Para. shall be inserted after Rule 27 as:

27(a) “The Government may for reasons to be recorded in writing, relax any of the provisions of these rules in respect of any class or category of employees in exigency of public service in consultation with the Commission.”.

ORDER

Ordered that the Notification be published in the Extraordinary issue of the *Odisha Gazette* for general information of Public.

Ordered also that copy of this Notification be forwarded to all Departments of Government/all Heads of Department/Accountant General (A&E), Odisha, Bhubaneswar/Special Secretary, Odisha Public Service Commission, Cuttack.

By Order of the Governor

S. K. SINGH

Commissioner-*cum*-Secretary to Government