

**THE ASSAM MINISTERIAL DISTRICT ESTABLISHMENT
SERVICE (AMENDMENT) RULES, 1994**

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The 17th March, 1994

[MAIN - NO. 44]

b No. ABP. 64/93/46. In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Assam is pleased to make the rules following further to amend the Assam Ministerial District Establishment Service Rules, 1967, hereinafter referred to as the principal rules, in the manner hereinafter appearing; namely:-

c **1. Short title and commencement**

(1) These Rules may be called the Assam Ministerial District Establishment Service (Amendment) Rules, 1994.

(2) They shall take effect from the date of this notification.

d **2. Amendment of Rule-2**

In the principal rules, in rule 2,

✓ (1) In Clause (4) after the words "Sub-Divisional Officers" and before the words "Sub-Deputy Collector" the word "and" shall be inserted and the words "and Block Development Officers" occurring in between the words "Sub-Deputy Collectors" and "of the District" shall be deleted.

(2) After clause (10), the following new clause shall be inserted; namely :-

✓ (11) 'Commission' means the Assam Public Service Commission

3. Amendment of Rule-6

In the principal rules in Rule-6,

✓ (1) In clause (a) of sub-rule (5), the proviso shall be deleted.

(2) In clause (b) of sub-rule (5), the words "Higher Secondary" occurring in between the words "the" and "or" shall be substituted by the words "High School Leaving Certificate."

g (3) In Note '(i)' and "(ii)" appearing below clause (b) of sub-rule (5) the words bracket and figure "sub-rule (6)" occurring in between the words "of" in both the notes, shall be substituted by the words, brackets and figure "sub-rule (5)".

4. Amendment of Rule-7

h In the Principal rules, in Rule-7,

(1) In clause (ii), the figure "25" occurring in between the words "than" and "Years" shall be substituted by the figure "36".

(2) For clause (iii) the following shall be substituted namely :-

"(iii) Educational Qualification-He must have passed the High School Leaving Certificate Examination from a recognised Board or any examination declared equivalent thereto by the Government."

5. Amendment of Rule-9

In the principal rules, for Rule-9, the following shall be substituted, namely:-

9. "Probation and confirmation

(1) Subject to availability of a permanent vacancy in the respective cadre, a member shall be placed, according to seniority, on probation against the permanent vacancy for a period of two years before he is confirmed against the permanent vacancy.

Provided that the period of probation may, for good and sufficient reasons be extended by the Appointing Authority for any specified period not exceeding a period of two years:

Provided further that the period of probation may be curtailed or dispensed with in any case for good and sufficient reasons by the Appointing Authority.

(2) A member of the service placed on probation under sub-rule (1) shall be confirmed against the permanent vacancy subject to the following conditions:-

(a) he has completed the period of probation to the satisfaction of the Appointing Authority in accordance with sub-rule (1);

(b) he has successfully undergone the training and passed the departmental examination, if any, prescribed by the Government.

(3) If confirmation of a member is delayed on account of his failure to qualify for such confirmation, he shall lose his position in the order of seniority vis-a-vis such of his juniors as might be confirmed earlier than him. His seniority shall, however, be restored on his confirmation subsequently."

6. Amendment of Rule-10

In the principal rules, for Rule 10, the following shall be substituted, namely:-

10. "Discharge or reversion

A temporary officiating member shall be liable to be discharged or reverted to the lower cadre of the service or to his original service, if-

(i) he fails to make sufficient use of the opportunities given during any training as may be prescribed by the Government from time to time or fails to render satisfactory service during his tenure of service in the cadre and/or;

(ii) it is found on a subsequent verification that he was initially not qualified for the appointment or that he had furnished any incorrect information with regard to his appointment."

7. Amendment of Rule-11

In the principal rules, in Rule-11,

(1) In the first proviso to sub-rule (1), the word "is" occurring in between the words "person" and "prevented" shall be deleted and the brackets and figure (6) occurring between the words "sub-rule" and "of Rule-6" in the paragraph just below the first proviso shall be substituted by the brackets and figure "(5)".

(2) In sub-rule (1), the second proviso shall be deleted.

8. Amendment of Schedule-I

In the principal rules, in Schedule I, the brackets words and figures "[Rule 6 (6) (a)]" shall be substituted by the brackets words and figures "[Rule 6 (5) (a)]".

9. Amendment of Schedule-II

In the principal rules, for Schedule II, the following shall be substituted, namely:-

"SCHEDULE-II"

(Rule-13)

Name of the post	Scale of Pay
1. Revenue Sheristadar	Rs. 2215-50-2395-80-2795-EB-80-2875-100-3575-125-4075
2. Head Assistant (Sadar and Sub Divisional)	Rs. 1595-40-1635-50-1985-EB-50-2035-60-2395-80-2875-100-3175
3. Supervisory Assistant	Rs. 1515-40-1635-50-1885-EB-50-2035-60-2395-80-2715 (plus a special pay of Rs. 30/- per month over grade pay).
4. Upper Division Assistant (including Sadar Nazir & Sub-divisional Nazir).	Rs. 1515-40-1635-50-1885-EB-50-2035-60-2395-80-2715
5. Lower Division Assistant	Rs. 1065-20-1225-30-1345-EB-30-1435-40-1635-50-2035-60-2095"

N. GHOSE,

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