

(Authoritative English Text of this Department Notification No. FDS-A(3)-8/97 dated 11-11-2019 as required under clause (3) of Article 348 of the Constitution of India)

Government of Himachal Pradesh  
Food, Civil Supplies & Consumer Affairs Department.

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No. FDS-A(3)-8/97

Dated Shimla-2,

<sup>th</sup>  
11 November, 2019

### NOTIFICATION

In exercise of the powers conferred by proviso to article 309 of the Constitution of India, the Governor, Himachal Pradesh, in consultation with the Himachal Pradesh Public Service Commission, is pleased to make the Recruitment and Promotion Rules for the post of Food and Supplies Officer, Class-II (Non-Gazetted), in the Department of Food, Civil Supplies and Consumer Affairs, Himachal Pradesh, as per Annexure-"A" attached to this notification, namely:-

Short title and  
Commencement.

- 1.(1) These rules may be called the Himachal Pradesh Food, Civil Supplies and Consumer Affairs Department, Food and Supplies Officer, Class-II (Non-Gazetted), Recruitment and Promotion Rules, 2019.
- (2) These rules shall come into force from the date of publication in the Rajpatra(e-Gazette), Himachal Pradesh.

Repeal and savings:

- 2 (1) The Himachal Pradesh Food, Civil Supplies and Consumer Affairs Department, Food and Supplies Officer, Class-II, (Non-Gazetted), Recruitment and Promotion Rules, 2009 notified vide this department notification of even number dated 16<sup>th</sup> October, 2009, are hereby repealed.
- (2) Notwithstanding such repeal, any appointment made or any thing done or any action taken under the rules so repealed under rule-2(1) supra shall be deemed to have been validly made, done or taken under these rules.

By Order

Amitabh Avasthi  
Secretary (FCS&CA) to the  
Government of Himachal Pradesh.

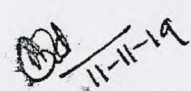
Endst.No. No. FDS- A(3)-8/97

Dated:

11<sup>th</sup> November, 2019

Copy to:

1. The Addl. LR-cum-Addl. Secretary(Law) to the Government of Himachal Pradesh.
2. The Secretary, H.P. Public Service Commission, Shimla-2 with reference to his letter No.1-5/2017-PSC-Part- dated 4<sup>th</sup> June, 2019, alongwith a copy of the rules for information and record.
3. The Director, Food, Civil Supplies & Consumer Affairs, Himachal Pradesh, Shimla-9

  
(Suresh Chand Dogra)  
Under Secretary (FCS&CA) to the  
Government of Himachal Pradesh.  
Ph. 2621157

ANNEXURE-"A"

Recruitment and Promotion Rules for the post of Food & Supplies Officer, Class-II (Non-Gazetted) in the Department of Food Civil Supplies & Consumer Affairs, Himachal Pradesh

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1. Name of the Post: Food & Supplies Officer
  2. Number of Post(s): 17 (seventeen)
  3. Classification : Class -II (Non-Gazetted)
  4. Scale of Pay. Pay Band ₹ 10300-34800+ 5000 Grade Pay .
  5. Whether 'Selection Post' or Non Selection post : Selection
  6. Age for direct recruitment : Not applicable
  7. Minimum Educational and other qualifications required for direct recruit(s): Not applicable
  8. Whether age and educational qualifications prescribed for direct recruit(s) will apply in the case of the promotee(s) :  
Age: Not applicable  
Educational Qualification(s): Not applicable
  9. Period of Probation, if any: Two years subject to such further extension for a period not exceeding one year as may be ordered by the competent Authority in special circumstances and reasons to be recorded in writing.
  10. Method(s) of recruitment, whether by direct recruitment or by promotion/secondment/transfer and the percentage of post(s) to be filled in by various methods : 100% by promotion.
  11. In case by recruitment by promotion/ secondment/transfer grade(s) from which promotion secondment/transfer is to be made :
    - (i) 94% by promotion from amongst the Inspector Grade-I, Food, Civil Supplies & Consumer Affairs, who possess five years regular service or regular combined with continuous adhoc service rendered, if any, in the grade.
    - (ii) 06% by promotion from amongst the Statistical Assistants who possess five years regular service or regular combined with continuous adhoc service rendered, if any, in the grade.For filling up the posts of Food & Supplies Officer the following 17 points roster shall be followed:-

Feeder Category	Roster Point No.
1. Inspector, Grade-I	1,2,3,4,5,6,7,8,9,10,11,12,13,14,15 and 16.
2. Statistical Assistant	17.

**Note:** This roster will be rotated after every 17<sup>th</sup> point till the representation to all the categories in the cadre of Food & Supplies Officer is achieved by the given percentage thereafter the vacancy shall be filled up from the category which vacates the post:

(I) Provided that for the purpose of promotion every employee shall have to serve at least one term in the Tribal/Difficult/Hard Areas and remote/rural areas subject to adequate number of post(s) available in such areas:

Provided further that Proviso (I) supra shall not be applicable in the case of those employees who have five years or less service, left for superannuation except posting/transfer in remote/rural area. However, this condition of five years shall not be applicable in cases of promotion:

Provided further that Officers/Officials who have not served at least one tenure in Tribal/Difficult/Hard areas and remote/rural area shall be transferred to such areas strictly in accordance with his/her seniority in the respective cadre.

**Explanation I:** For the purpose of proviso (I) supra the "term" in Tribal/Difficult/Hard areas/ remote/rural areas shall mean normally three years or less period of posting in such areas keeping in view the administrative exigencies/convenience.

**Explanation II:** For the purpose of proviso (I) supra the Tribal/Difficult Areas shall be as under:-

1. District Lahaul & Spiti
2. Pangi and Bharmour Sub-Divisions of Chamba District.
3. Dodra Kwar Area of Rohru Sub-Division.
4. Pandrah Bis Pargana, Munish Darkali and Gram panchayat Kashapat of Rampur Tehsil of Distt. Shimla.
5. Pandra Bis Pargana of Kullu District.
6. Bara Bhagal Areas of Baijnath Sub-Division of Kangra District.
7. District Kinnaur
8. Kathwar and Korga Patwar Circles of Kamrau Sub-Tehsil, Bhaladh Bhalona and Sangna Patwar Circles of Renukaji Tehsil and Kota Pab Patwar Circle of Shillai Tehsil, in Sirmour District.
9. Khanyol-Bagra Patwar Circle of Karsog Tehsil, Gada Gussaini, Mathyani, Ghanyar, Thachi, Baggi, Somgad and Kholanal of Bali-Chowki

sub-Tehsil, Jharwar, Kutgarh, Graman, Devgarh, Trailla, Ropa, Kathog, Silh Badhwani, Hastpur, Ghamrehar and Bhatehar Patwar Circle of Padhar Tehsil, Chiuni, Kalipar, Mangrah, Thach Bagra, North Magru and South Magru Patwar Circles of Thunag Teshil and Batwara Patwar Circle of Sunder Nagar Tehsil of Mandi District.

**Explanation III:** For the purpose of proviso (I) supra the Remote/Rural areas shall be as under:

- i) All stations beyond the radius of 20 Kms. from sub Division /Tehsil headquarter.
- ii) All stations beyond the radius of 15 Kms. from State Headquarter and District head quarters where bus service is not available and on foot journey is more than 3 (three) Kms.
- iii) Home town or area adjoining to area of home town within the radius of 20 Kms. of the employee regardless of its category.

(II) In all cases of promotion, the continuous adhoc service rendered in the feeder post if any, prior to regular appointment to the post shall be taken into account towards the length of service as prescribed in these rules for promotion subject to the condition that the adhoc appointment/ promotion in the feeder category had been made after following proper acceptable process of selection in accordance with the provisions of R&P Rules:

- (i) Provided that in all cases where a junior person becomes eligible for consideration by virtue of his total length of service (including the service rendered on adhoc basis followed by regular service / appointment) in the feeder post in view of the provisions referred to above, all persons senior to him in the respective category/post/ cadre shall be deemed to be eligible for consideration and placed above the junior person in the field of consideration:

Provided that all incumbents to be considered for promotion shall possess the minimum qualifying service of atleast three years or that prescribed in the R&P Rules for the post, whichever is less:

Provided further that where, a person becomes ineligible to be considered for promotion on account of the requirements of the preceding proviso, the person(s) junior to him shall also be deemed to be ineligible for consideration for such promotion.

EXPLANATION- The last proviso shall not render the junior incumbents ineligible for consideration for promotion if the senior ineligible persons happened to be Ex-servicemen **who have joined Armed Forces during the period of emergency** and recruited under the provisions of Rule-3 of the Demobilized Armed Forces Personnel (Reservation of Vacancies in Himachal State Non-Technical Services) Rules, 1972 and having been given the benefit of seniority thereunder or recruited under the provisions of rule-3 of the Ex-Servicemen (Reservation of vacancies in the Himachal Pradesh Technical Services) Rules, 1985 and having been given the benefit of seniority thereunder.

ii) Similarly, in all cases of confirmation, continuous adhoc service rendered on the feeder post, if any, prior to the regular appointment /promotion against such post shall be taken into account towards the length of service, if the adhoc appointment /promotion had been made after proper selection and in accordance with the provision of the R&P Rules:

Provided that inter-se-seniority as a result of confirmation after taking into account, adhoc service rendered as referred to above shall remain unchanged.

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| 12. If a Departmental promotion Committee exists, what is its Composition?  | D.P.C. to be presided over by the Chairman, H.P. Public Service Commission or a Member thereof to be nominated by him.  |
| 13. Circumstances under which the Himachal Pradesh Public Service Commission(HPPSC) to be consulted in making recruitment : | As required under the Law.  |
| 14. Essential requirements for a direct recruitment :   | Not applicable  |
| 15. Selection for appointment to post by direct recruitment :   | Not applicable  |
| 16. <u>Reservation :</u>  | The appointment to the service shall be subject to orders regarding reservation in the service for Scheduled Castes/ Scheduled Tribes/other Backward Classes/ Other Categories of persons issued by the Himachal Pradesh Government from time to time.  |
| 17. Departmental Examination :  | Not Applicable  |
| 18. Power to relax :  | Where the State Government is of the opinion that it is necessary or expedient to do so, it may, by order for reasons to be recorded in writing and in consultation with the Himachal Pradesh Public Service Commission relax any of the provision(s) of these rules with respect to any class or category of persons or posts. |

