

(Authoritative English Text of this Department's Notification No. Ayur-A(3)-2/98-VI dated: --
20th September, 2010 as required under clause (3) of Article 309 of the Constitution of India.)

**GOVERNMENT OF HIMACHAL PRADESH
DEPARTMENT OF AYURVEDA**

No. Ayu-A(3)-2/98-VI dated: Shimla-171002, the 20.09-2010

NOTIFICATION

In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor, Himachal Pradesh in consultation with Himachal Pradesh, Public Service Commission is pleased to make the following Rules further to amend the Recruitment & Promotion Rules for the post of Ayurvedic Medical Officer (Class-I Gazetted) in the Department of Ayurveda, Himachal Pradesh vide notification of even No. dated 17.02.2009, namely:-

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|----------------------------|---|-----|---|
| Short title & Commencement | 1 | (1) | These rules may be called the HP Department of Ayurveda, Ayurvedic Medical Officers, Class-I (Gazetted), Recruitment & Promotion (First Amendment) Rules, 2010 |
| | | (2) | These rules shall come into force from the date of publication in Rajpatra, Himachal Pradesh. |
| Amendment in Annexure "A" | 2 | | In annexure "A" to the HP Department of Indian System of Medicine (Ayurveda) Recruitment & Promotion Rules, 2009:- |
| | | (a) | For the existing provisions against Column No.-4 the following shall be substituted, namely:-
(i) Pay for regular incumbents:-
Rs. 10,300-34,800 + 5,000 grade pay
(ii) Emoluments for Contract employees:
As per details given in Col. 15-A |
| | | (b) | For the existing provisions against Column No. 15-A the following shall be substituted, namely:-

Notwithstanding anything contained in these rules, contract appointments to the post will be made subject to the terms and conditions given below:- |
| | | I) | CONCEPT: |
| | | a) | Under this policy, Ayurvedic Medical Officers in the Department of Ayurveda will be engaged on contract basis initially for one year, which may extendable for two more years on year to year basis. |

Provided that for extension/renewal of contract period on year to year basis the concerned HOD shall issue a certificate that the

service and conduct of the contract appointed satisfactory during the year and only then his period of contract is to be renewed/extended.

b) **Posts falling within the purview of HPPSC:**

The Principal Secretary (Ayurveda)/ Secretary (Ayurveda) after obtaining the approval of the Government to fill up the vacant posts on contract basis will place the requisition with the concerned recruiting agency i.e. H.P. Public Service Commission.

c) **Posts falling out of the purview of HPPSC:-**

The Director of Ayurveda after obtaining the approval of the Government to fill up the posts on batch wise basis on contract basis will place the requisition with the employment exchanges in the Pradesh in terms of Employment Exchange (Compulsory Notification of vacancies) Act, 1959 and also advertise the details of the vacant posts in two leading newspapers and invite applications from the candidates having the prescribed qualifications and fulfilling the other eligibility conditions as prescribed in these rules.

d) The selection will be made in accordance with the eligibility conditions prescribed in these rules.

(II) **CONTRACTUAL EMOLUMENTS:-**

The Ayurvedic Medical Officers appointed on contract basis will be paid consolidated fixed contractual amount @ Rs. 15,300/- per month {which shall be equal to minimum of the pay band plus grade pay}. An amount of Rs. 460/- (3% of the minimum of pay band + grade pay of the post) as annual increase in contractual emoluments for the subsequent year(s) will be allowed if contract is extended beyond one year.

(III) **APPOINTMENT/DISCIPLINARY AUTHORITY :-**

The Principal Secretary (Ayurveda) /Secretary (Ayurveda) to the Government of Himachal Pradesh will be appointing and disciplinary authority.

(IV) **SELECTION PROCESS:-**

(a) **For the post to be filled up at Departmental level on batch wise basis:**

Selection for appointment to the post in the case of Contract Appointment, the following procedure will be adopted for recruitment on batch wise basis:-

- 1 A selection committee will screen the candidates sponsored by the Employment Exchanges.
 - (i) Name, parentage and address of the candidate.
 - (ii) Date of birth and that the candidate falls within the prescribed age limits;
 - (iii) Whether the institution and the degree of the candidate are recognized by the CCIM/Govt. of India.
 - (iv) Whether the candidate has completed internship required under the rules;
 - (v) Proof of bonafied resident of HP, SC/ST/ward of Ex-Servicemen/ward of freedom fighter etc;
 - (vi) Marks list of the candidates;
 - (vii) Certificate of higher qualification, if any; and
 - (viii) The candidates will be recruited on batch wise basis in each category upto the batch as per number of vacancies available in that category. If all the candidates in a particular batch cannot be accommodated, the candidate senior in age will be taken first.

2 Since the recruitment on batch wise basis which will not involve determination of merit at the selection stage, the selection is proposed to be conducted departmentally.

(b) **For the posts to be filled up through the concerned recruiting agency:**

Selection for appointment to the post in the case of Contract Appointment will be made on the basis of viva-voce test, or if considered necessary or expedient by a written test or practical test the standard/ syllabus etc. of which will be determined by the concerned recruiting agency i.e. the H.P. Public Service Commission.

(V) **COMMITTEE FOR SELECTION OF CONTRACTUAL APPOINTMENTS:-**
(For the posts to be filled up at Departmental level)

"As may be constituted by the competent authority i.e. Principal Secretary/Secretary (Ayurveda) to the Government of Himachal Pradesh from time to time."

(For the posts to be filled up by the authorized recruiting agency)

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"As may be constituted by the competent authority i.e. HPPSC from time to time."

(VI) AGREEMENT:-

After selection of a candidate, he/she shall sign an agreement as per Annexure-B appended to these Rules.

VII) TERMS AND CONDITIONS:-

- a) The contract appointee will be paid fixed contractual amount @ Rs. 15,300/- per month {which shall be equal to minimum of the pay band plus grade pay}. The contract appointee will be entitled for increase in contractual amount @ Rs. 460/- (3% of the minimum of pay band + grade pay of the post) for further extended years and no other allied benefits such as seniority/selection scales and NPA etc. will be given.
- b) The service of the contract appointee will be purely on temporary basis. The appointment is liable to be terminated in case the performance/conduct of the contract appointee is not found satisfactory.
- c) Contract Appointee will be entitled for one day casual leave after putting one month service. This leave can be accumulated up to one year. No leave of any other kind is admissible to the contract appointee. He/She shall not be entitled for Medical Re- imbursement and LTC etc. only maternity leave will be given as per rules.
- d) Unauthorized absence from the duty without the approval of the controlling Officer shall automatically lead to the termination of the contract. Contract Appointee shall not be entitled for contractual amount for the period of absence from duty.
- e) An official appointed on contract basis who have completed five years tenure at one place of posting will be eligible for transfer on need based basis wherever required on administrative grounds.
- f) Selected candidate will have to submit a certificate of his/her fitness from a Government authorized/registered Medical Practitioner. Women candidate pregnant beyond 12 weeks will stand temporarily unfit till the confinement is over. The women candidate will be re-examined for the fitness from Government authorized/registered Medical Practitioner.

- g) Contract appointee will be entitled for TA/DA if required to go on tour in connection with his/her official duties at the same rate as applicable to regular Ayurvedic Medical Officer at the minimum of the Pay scale.
- h) Provisions of service rules like FR, SR, Leave Rules, GPF Rules, Pension Rules & Conduct Rules etc. as are applicable in case of regular employees will not be applicable in case of contract appointees. They will be entitled for emoluments as detailed in this column.
- In annexure "A" HP Department of Ayurveda Recruitment & Promotion Rules, 2009 following shall be substituted, namely:-

Amendment in Annexure "B"

1. That the FIRST PARTY shall remain in the service of the SECOND PARTY as a Ayurvedic Medical Officer for a period of one year commencing on the _____ day of _____ and ending on _____ day of _____. It is specifically mentioned and agreed upon by both the parties that the contract of the FIRST PARTY with the SECOND PARTY shall ipso facto stand terminated on the last working day i.e. on _____ and information notice shall not be necessary.
Provided that for-further extension/renewal of contract period the HOD shall issue a certificate that the service and conduct of the contract appointee was satisfactory during the year and only then the period of contract is to be renewed/extended.
2. The contractual amount of the FIRST PARTY will be Rs. _____ per month.
3. The service of FIRST PARTY will be purely on temporary basis. The appointment is liable to be terminated in case the performance/conduct of the contract appointee is not found good or if a regular incumbent appointed/posted against the vacancy for which the first party was engaged on contract.
4. Contractual Ayurvedic Medical Officer will be entitled for one day casual leave after putting in one month service. This leave can be accumulated up to one year. No leave of any kind is admissible to the contractual Ayurvedic Medical Officer. He will not be entitled for any kind of Medical Reimbursement and LTC etc. Only maternity leave will be given as per rules.
5. Unauthorized absence from the duty without the approval of the Controlling Officer shall automatically lead to the termination of the contract. A contractual Ayurvedic Medical Officer will not be entitled for contractual amount for the period of absence from duty.
6. An official appointed on contract basis who has completed five years tenure at one place of posting will be eligible for transfer on need based basis wherever required on administrative grounds.
7. Selected candidate will have to submit a certificate of his/her fitness from DDU Zonal (RIPON) Hospital, Shimla. In case of women candidates pregnant beyond 12 weeks will render her temporarily unfit till the confinement is over. The woman candidate should be re-examined for fitness from DDU Zonal (RIPON) Hospital, Shimla.
8. Contract appointee shall be entitled to TA/DA if required to go on tour in connection with his/her official duties at the same rates as applicable to regular counterpart officer at the minimum of the pay scale.
9. The Employees Group Insurance Scheme as well as EPF/GPF will not be applicable to the contractual appointee(s).
10. Private practice of any kind, whatsoever is prohibited.

IN WITNESS the FIRST PARTY and SECOND PARTY have herein to set their hands the day, month and year first, above written.

IN THE PRESENCE OF WITNESS:

1.

Name _____
Address _____

2.

Name _____
Address _____

(Signature of the FIRST PARTY)

IN THE PRESENCE OF WITNESS.

1.

Name _____
Address _____

2.

Name _____
Address _____

(Signature of the SECOND PARTY)

By Order

Principal Secretary (Ayurveda) to the
Government of Himachal Pradesh

Endst. No. As above

Dated: Shimla-2 the

20-09-2010

Copy forwarded to the following for information and taking further necessary action to:-

1. All the Additional Chief Secretaries/Principal Secretaries/Secretaries to the Government of Himachal Pradesh Shimla-2.
2. The Director, Ayurveda, HP Shimla-9.
3. The Secretary HP Public Service Commission, Nigam Vihar, Shimla-2
4. The ALR-cum-under Secretary (Law) to the Government of H.P. Shimla-171002
5. The Controller, Printing & Stationery Department, HP Shimla-5 for publication in the Rajpatra.
6. Guard file 20 Spare copies.


Deputy Secretary (Ayurveda) to the
Government of Himachal Pradesh.