



# The Mizoram Gazette

EXTRA ORDINARY

Published by Authority

VOL. XXII Aizawl Monday, 28. 6. 1993, Asadha 7, S.E. 1915 Issue No. 140.

## NOTIFICATION

### "THE MIZORAM MINISTERIAL SERVICE RULES, 1993"

No. A. 12018/1/91- P&AR (GSW), the 25th June, 1993. In exercise of the powers conferred by the Proviso to Article 309 of the Constitution and all other powers enabling him in this behalf, the Governor of Mizoram hereby makes the following rules, namely :—

1. Short title and : (i) These Rules may be called the Mizoram Ministerial commencement Service Rules, 1993.  
(ii) They shall come into force with effect from the date of publication in the official Gazette of Mizoram.
2. Definition : In these rules, unless the context otherwise requires :
  - (a) "Appointed Day" means the date on which these rules come into force.
  - (b) "Appointing Authority" means the Governor of Mizoram.
  - (c) "Authorised Permanent Strength" in relation to any grade means the strength of permanent and specified posts in that grade.
  - (d) "Commission" means the Mizoram Public Service Commission
  - (e) "Direct Recruit" means a person recruited on the basis of a Competitive Examination and Limited Departmental Competitive Examination
  - (f) "DPC/Selection Committee" means appropriate DPC/Selection Committee duly constituted by the Government from time to time.



- (g) "Duty Post" means any post specified in Schedule-I and it includes a temporary post carrying the same designation and pay as any of the posts specified in that Schedule and any other post specified in Schedule - II.
- (h) "Gazette" means the Mizoram Gazette.
- (i) "Government" means Government of Mizoram.
- (j) "Governor" means the Governor of Mizoram.
- (k) "Grade" means any of the Grades specified in Rule 3.
- (l) "Panel List" means the Panel List prepared in accordance with the regulation made under Rule 10.
- (m) "Permanent Officer" in relation to any grade means a person who has been appointed to any grade.
- (n) "Probationer" means a direct recruit appointed to a grade on probation in or against a vacant post.
- (o) "Schedule" means Schedule to these Rules.
- (p) "Service" means the Mizoram Ministerial Service.
- (q) "Temporary Officer" in relation to any grade means a person holding temporary or officiating appointment in that grade on the basis of his being approved for such appointment.

3. Composition of : (1) There shall be 4 (four) grades in the Service, namely :—

Sl.No.	Grade
1.	Category - I — Joint Secretary and its equivalent posts
2.	Category - II — Deputy Secretary and its equivalent posts
3.	Category - III — Under Secretary and its equivalent posts
4.	Category - IV — Superintendent and its equivalent posts



(2) The posts at Sl.No. 1-4 above shall be Gazetted Posts of Group 'A'



4. **Combined Gradation:** There shall be a combined gradation list in respect of Lists of the Officers the Officers in each grade for all the Departments and of the 4 (four) grades Offices specified in Schedule III.
5. **Authorised Permanent Strength & Temporary Strength of the Service :**
  - (1) The authorised strength of the various grades of the service on the appointed day shall be as specified in the Schedule-II.
  - (2) After the appointed day, the authorised permanent strength of the various grades shall be such as may, from time to time, be determined by the Government.
  - (3) The Government may make temporary/permanent additions to the authorised permanent strength of the various grades as it may deem necessary from time to time.
6. **Initial constitutions of Service :** The permanent and temporary officers of various grades of the Service holding the posts in each grade on the appointed day shall be the members of the Service.
7. **Posting of the members of the Service :** Every member of the Service shall, unless he is on leave or otherwise not available for holding a duty post, be posted against a duty post of the appropriate grade in the cadre.  
  

Provided that any member of the Service may be posted to an ex-cadre post either on deputation or otherwise.
8. **Duty post to be held by members of the Service :** Every duty post in the cadre shall, unless declared to be excluded from the cadre or kept in abeyance for any reasons, be held by a member of the Service of the appropriate grade.
9. **Substantive Appointment in the Service :** All substantive appointment in the Service shall be made to the appropriate grade of the service and not against any specified post in that grade.
10. **Recruitment :**
  - (1) **CATEGORY—I :** Vacancies in this Grade shall be filled by promotion from amongst the members of the Service in the Category-II with not less than 5 years of service in that Grade and are included in the Panel List for the Selection Grade. The method of recruitment to this Grade shall be selection.
  - (2) **CATEGORY - II :** Recruitment to this Grade shall be made by promotion from amongst the members of the Service in the Category - III with not less than 5 years of service in the Grade and are included in the Panel List for Category - II. The method of recruitment to this Grade shall be Non-Selection.



- (3) CATEGORY-III : Vacancies in this Grade shall be filled by promotion from amongst the members of the Service in the Category-IV with not less than 5 years of service in that Grade and are included in the Panel List for promotion to the Grade. The method of recruitment to this Grade shall be Non Selection.
- (4) CATEGORY-IV : 50 % of the vacancies in this Grade shall be filled by promotion from amongst the members of the Subordinate Ministerial Service in the grade of Assistant with not less than 5 years of service who are included in the Panel list for promotion to the grade. The method of Recruitment to this Grade shall be Selection. And the remaining 50 % shall be filled by Promotion through Limited Departmental Examination.
- (5) Substantive appointments to the various grades shall be made in order of seniority of Officers of the respective grades except when, for reasons to be recorded in writing, a person is not considered fit for such appointment in his turn.
- (6) For the purpose of sub-rule (1) to (5) of Rule 10, Panel List for the various grades shall be prepared and may be revised as per regulations as may be prescribed by the Government.
- (7) Notwithstanding anything contained in sub-rule (1), (2), (3) and (4) of Rule 10, Officers of the grades under sub-rules (2), (3) and (4) of Rule 10 may be appointed to officiate in a temporary vacancy for a period not exceeding six months in the respective higher grades as the case may be, if an Officer included in the Panel List for the relevant grade is not available or cannot for any reason be appointed to such vacancy.
- (8) The rules for Limited Departmental Examination referred to in sub-rule (4) of Rule 10 shall be as determined by Regulations in Schedule-III.

11. SENIORITY : (1) The relative seniority of members of the Service appointed to any grade before the appointed day shall be regulated by their relative seniority as determined before that day.

Provided that, if the seniority of any such Officer has not been specifically determined before that day, it shall be as determined by the Government of Mizoram.



- (2) All permanent officers included in the initial constitution of each grade under rule 6 shall rank senior to all persons substantively appointed to that grade with effect from any date after the appointed day. And all temporary officers included in the initial constitution of each grade under that rule shall rank senior to all temporary officers appointed to that grade with effect from any date after the appointed day.
- (3) Except as provided in sub-rule (1) and (2), the seniority of persons appointed to any grade after the appointed day shall be determined in the following manner :-

The seniority inter-se of officers appointed to any grade under Rule 3 after the appointed day shall be regulated by the order in which their names are included in the Panel List for that grade.

Provided that an Officer included in the Panel List who refused at any time to be appointed to the grade for reason acceptable to the appointing authority, shall on his appointment to the grade at any time thereafter, be placed immediately after the Officer who was last appointed to that grade from the Panel List.

- 12. Pay : The scales of Pay attached to the various grades of the Service shall be as follows :-
  - 1) Category I - Rs. 4500-5700/-
  - 2) Category II - Rs. 3700-5000/-
  - 3) Category III - Rs. 3000-4500/-
  - 4) Category IV - Rs. 2200-4000/-
- 13. Power of the Governor to amend, dispense with or relax : Whereas the Governor is satisfied that the operation of any of these rules causes undue hardship in any particular case or that in the exigencies of public service as well as for effective implementation of these Rules, he may dispense with or relax or amend and repeal such particular rule or rules or any of the schedules to these Rules, to such extent or subject to such conditions as he may consider necessary from time to time.
- 14. Interpretation : If any question arises as to the interpretation of these Rules, the Government shall decide the same.
- 15. Repeal and Saving : All the previous Recruitment Rules for the posts in Schedule I & II shall stand repealed with the commencement of these Rules.



Provided that any order made or action taken under the Rules so repealed or under any general order ancillary thereto shall be deemed to have been made, done or taken under the corresponding provisions of these Rules.

### SCHEDULE - I

(See Rule 2 (h))

Designation of Posts included as "Duty Posts" other than Joint Secretary, Deputy Secretary, Senior Analyst-cum-Deputy Secretary, Under Secretary, Analyst, Deputy Director (Admn.), Superintendent, in and outside the Secretariat and in various grades outside Secretariat.

### SCHEDULE - II

(See Rule 5 (1))

Authorised Permanent Strength of the various grades of the Mizoram Ministerial Service on the appointed day.

Sl. No.	Grade	Authorised Permanent Strength
1.	Category—I	(1) 2 posts of Joint Secretary
2.	Category—II	(1) 9 posts of Deputy Secretary (2) 1 post of Senior Analyst-cum-Deputy Secretary
3.	Category—III	(1) 33 posts of Under Secretary (Subject to the decision of the Gauhati High Court Civil Rule No. 1735/91) (2) 2 posts of Analyst (3) 6 posts of Deputy Director.(Admn.)
4.	Category—IV	(1) 100% of the sanctioned strength of Superintendent and Junior Analyst. (2) 75% of the sanctioned strength of Assistant Director. A.T.I.



7

SCHEDULE—III  
(See Rule—4)

NAME OF DEPARTMENTS/OFFICES TO WHOM THE MIZORAM  
MINISTERIAL SERVICE RULES 1993 APPLY

Sl.No.	Name of Department
1.	All Departments in Civil Secretariat.
2.	Directorate of Agriculture & Fisheries and its subordinate Offices.
3.	Directorate of Animal Husbandry & Veterinary and its subordinate Offices.
4.	Administrative Training Institute.
5.	Directorate of School Education and its subordinate offices.
6.	Chief Controller of Accounts Office/Directorate of Accounts & Treasuries and its subordinate offices.
7.	Office of the Principal Chief Conservator of Forest and its subordinate offices.
8.	Office of the Deputy Commissioner and its subordinate offices.
9.	Office of the Registrar (Co-op.) and its subordinate offices.
10.	Directorate of Health Services and its subordinate offices.
11.	Directorate of Industries and its subordinate offices.
12.	District Council Court and its subordinate offices.
13.	Directorate of Local Administration Department and its subordinate offices.
14.	Office of the Inspector General of Prison and its subordinate offices.
15.	Directorate of Labour and Employment and its subordinate offices.
16.	Directorate of Economics and Statistics and its subordinate offices.
17.	Office of the Chief Engineer, PWD and its subordinate offices.
18.	Directorate of Rural Development and its subordinate offices.
19.	Office of the Chief Engineer, Power & Electricity Department and its subordinate offices.
20.	Office of the Chief Engineer, Public Health Engineering and its subordinate offices.
21.	Directorate of Land Revenue and Settlement and its subordinate offices.
22.	Directorate of Taxation and its subordinate offices.
23.	Directorate of Civil Supplies and its subordinate offices.
24.	Directorate of Transport and its subordinate offices.
25.	Directorate of Trade and Commerce and its subordinate offices.
26.	Directorate of Rehabilitation and its subordinate offices.
27.	Directorate of Information & Public Relations and its subordinate offices.
28.	Directorate of Tourism and its subordinate offices.
29.	Directorate of Sericulture and its subordinate offices.



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Sl. No.	Name of Department
30.	Office of the Deputy Chief Election Officer and its subordinate Offices.
31.	Directorate of Social Welfare and its subordinate Offices.
32.	Office of the Controller, Printing and Stationery and its subordinate Offices.
33.	Directorate of Soil & Water Conservation and its subordinate Offices.
34.	Directorate of Sports and Youth Services and its subordinate Offices.
35.	Mizoram Liaison Offices.
36.	Office of the Commanding General, Home Guards, and its subordinate Offices.
37.	Directorate of Institutional Finance and Small Savings and its subordinate Offices.
38.	Commissionariat of Excise and its subordinate Offices.
39.	Directorate of Higher and Technical Education and its subordinate Offices.
40.	Directorate of Art and Culture and its subordinate Offices.

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Lalmalsawma,  
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