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NOTIFICATION

No. A. 12018/51/2005-P&AR(GSW), the 17th August, 2006. In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Mizoram is pleased to make the following rules to regulate the appointment and other conditions of service of the members of Mizoram Horticulture Service, namely :-

PART - I GENERAL

Short title and Commencement

1. (1) These Rules may be called the Mizoram Horticulture Service Rules, 2006.
- (2) They shall come into force on such date as the Government may by notification in the Official Gazette appoint.

PART - I GENERAL

Definitions

2. In these Rules, unless the context otherwise requires :-

- (1) "Appointing Authority" means the Governor of Mizoram;
- (2) "Commission" means the Mizoram Public Service Commission;
- (3) "Constitution" means the Constitution of India;
- (4) "Controlling Authority" means the Secretary of the Department which shall include Commissioner or Secretary appointed as the Head of Administrative Department;
- (5) "Gazette" means the Mizoram Gazette;
- (6) "Government" means the Government of Mizoram;

- (7) "Governor" means the Governor of Mizoram;
- (8) "Grade" means any of the grades specified in schedule-I;
- (9) "Member" means a member of the Mizoram Horticulture Service appointed by the Governor of Mizoram in accordance with these rules;
- (10) "Schedule" means Schedule attached to these Rules;
- (11) "Schedule Tribe" means any of the Tribes in the Third Schedule to the State of Mizoram Act, 1986 (Central Act No. 34 of 1986)
- (12) "Service" means Mizoram Horticulture Service;
- (13) "State" means the State of Mizoram;
- (14) "Year" means Calendar year.

PART-II CONSTITUTION OF THE SERVICE

Initial Constitution

3. (1) There shall be constituted a service to be known as the Mizoram Horticulture Service (MHS).
- (2) All the Officers holding any of the posts mentioned in Schedule-I on regular or substantive basis immediately before the commencement of these Rules shall become members of the Service at the initial constitution of this Service;

Provided that -

- (a) All Serving Horticulture Officer presently holding the post of Horticulture Extension Officer (HEO) and its equivalent post shall be inducted into the Grade V (entry grade) of the Mizoram Horticultural Service.
- (b) All Serving Horticulture Officers presently holding the posts of Sub-Divisional Horticulture Officer, and its equivalent post namely Asstt. Divisional Horticulture Officer (ADHO)/Horticulture Development Officer (HDO) in a substantive capacity shall be inducted into the Grade IV of the Service.
- (c) All serving Horticulture Officers presently holding the posts of Deputy Director, and its equivalent posts namely Divisional Horticulture Officer (DHO)/Training Associate, Krishi Vigyan Kendra (KVK) in a substantive capacity shall be inducted into the Grade III of the Service.
- (d) All Serving Horticulture Officers presently holding the posts of Joint Director and equivalent posts in a substantive capacity shall be inducted into the Grade II of the Service.

- (e) A Serving Horticulture Officer presently holding the post of Director of Horticulture in a substantive capacity shall be inducted into the Grade-I of the Service.

Designation: 4. Members of the Mizoram Horticulture Service shall at the commencement of these Rules, posts mentioned in Schedule I at the appropriate Grades.

Classification of Service 5. The Service shall have the following grades of posts:—

<u>Sl.No</u>	<u>Grade</u>	<u>Name of post.</u>
(1)	Grade-I	Director of Horticulture
(2)	Grade-II	Joint Director of Horticulture and its equivalent posts.
(3)	Grade-III	Deputy Director of Horticulture and its equivalent posts.
(4)	Grade-IV	Sub-Divisional Horticulture Officer and its equivalent posts.
(5)	Grade-V	Horticulture Extension Officer and its equivalent posts.

Authorised Permanent Strength of Service. 6. The authorized strength of the service in the various grades on the date of commencement of these Rules shall be as specified in Schedule II which may be amended from time to time.

PART—III RECRUITMENT

Method of Recruitment. 7. (1) Appointment to any post after initial constitution under rules 3, in the entry grade of the Service shall be made—
 (a) 50% by promotion out of which 25% shall be reserved for Officers in the feeder grade having trained. Integrated Training Course (ITC)/Basic Agriculture Training (BAT) and the remaining 25% shall be reserved for Officers in the feeder grade having B.Sc (Horti/Agri) from a recognized University. The Government shall send requisition to the Commission indicating numbers of vacancies to be filled. (b) 50% by direct recruitment conducted by the Mizoram Public Service Commission.

(2) The Commission shall conduct interview for selection to the posts for direct recruitment as per the rules laid down by the Government and shall prepare and furnish a list of all candidates recommended for appointment in order of merit to the Government.

- Academic Qualification** 8. The minimum academic qualification of the candidate for direct recruitment in the entry grade shall be as in Schedule III.
- Physical fitness** 9. A candidate for direct recruitment shall be:—
- (1) of sound health both mentally and physically and free from organic defect or bodily deformity likely to interfere with the efficient discharge of his duties.
 - (2) required to undergo medical examination before appointment to the Service.
- Character** 10. A candidate for direct recruitment shall produce to the Commission a certificate of good conduct from:—
- (1) A Gazetted Officer serving under Government of Mizoram who are well acquainted with, but not related to the candidate.
- Age Limit** 11. A candidate for direct recruitment shall not be less than 18 years and not more than 35 years on the closing date for receipt of application from candidates provided that the upper age limit may be relaxable by five years in case of candidates belonging to Scheduled Caste/Tribe and in respect of candidates belonging to special categories in accordance with general or special order issued by the Government from time to time.
- Nationality** 12. No person shall be qualified for appointment to the service unless he/she is a citizen of India.
- Disqualification** 13. (1) No person—
- (a) Who has entered into or contracted a marriage with a person having a spouse living, or.
 - (b) Who, having a spouse living, has entered into or contracted a marriage with any person shall be eligible for appointment to the service provided that the Governor may, if satisfied that such marriage is permissible under the Personal Law applicable to such person and to the other party to the marriage and that there are other grounds for doing so, exempt any person from the operation of these Rules.
 - (c) Who is in service in a Government and other Government undertaking shall be eligible for appointment in the service unless he/she produces a discharge certificate from his previous employer.

- (2) The appointing authority may institute such inquiries as he may deem necessary as to the particulars of any candidates in respects of nationality, age, character, conduct, antecedents etc. and if the result of such inquiry in his opinion is unsatisfactory in any of these aspects, the candidate may be declared disqualified with intimation to the Commission.
- (3) No person who attempts to enlist support for his candidature directly or indirectly by any other means, shall be appointed to the service.

PART - IV APPOINTMENT TO THE POSTS

Appointment to the Service

14. (1) Subject to the provisions of sub-rule (1) of rule 7, and subject to the availability of vacancies, appointment to Grade-V of the Service shall be made by the Governor in accordance with the order of names arranged in the list by the Commission and shall be notified in the Gazette.
- (2) A person recruited under sub rule (2) of rule 7 shall join within 30 days from the date of issue of the order of appointment failing which and unless the Government shall stand cancelled.

Probation and Confirmation

15. (1) A person recruited to the service under sub rule (2) of rule 7 shall be on probation for a period of two years, which may be extended for a good and sufficient reason by the Government for a further period as may be determined by the Government.
- (2) Where a probationer has successfully completed his/her probation period or any extension thereof to the satisfaction of the Appointing Authority, he may be confirmed in the service.
- (3) If during the period of probation referred to in sub-rule (1) of rule 15 or extension thereof as the case may be, the appointing Authority is of the opinion that an Officer is not fit for permanent appointment, it may, in consultation with the Commission, discharge the Officer or pass order as deemed fit.

Seniority

16. (1) The seniority of a member recruited under sub-rules (1) and (2) of rule 7 shall be determined according to the order of merit list recommended by the Commission and finally approved by the Appointing Authority.

- (2) The inter-se-seniority of the members of the Service appointed to any grade at the time of initial constitution shall be as obtained on the date of commencement of these rules; provided that if the seniority of any such member has not been specifically determined on the said date, the same shall be determined by the Government in consultation with the Department of Personnel and Administrative Reforms.

Provided that if there is any dispute not covered by sub-rules (1) and (2) above, it shall be determined by the Government.

- (3) All members of the service who were substantively appointed in any particular grade in the service at the initial constitution shall rank senior to all other members temporarily appointed to that grade of the service under rule 7.

Promotion condition.

17. (1) All vacancies in Grade-IV and above shall be filled by promotion by selection as prescribed in Schedule-I.
- (2) For promotion to Grade-IV (i.e to the post of Sub-Divisional Horticulture Officer and its equivalent posts), a member of the service in Grade-V should have completed at least 5 years regular service in Grade-V.
- (3) For promotion to Grade-III (i.e Deputy Director, and its equivalent posts) a members should have completed at least 5 years regular service in Grade-IV.
- (4) For promotion to Grade-II (i.e Joint Director, and its equivalent posts) a members should have completed at least 5 years regular service in Grade-III.
- (5) For promotion to Grade-I (i.e Director of Horticulture) a member should have completed at least 5 years regular service in Grade-II failing which at least 20 years of regular service of which at least 3 years should be in Grade-II.

PART-V MISCELLANEOUS PROVISION

Leave, Pension and other matters

18. In respect of leave, pension discipline and other condition of service not expressly provided for in these Rules, the members of the service shall be governed by the general rules applicable to the Government employees from time to time.

Sponsorship for further Studies

19. Members of the service may become eligible for sponsorship for undergoing Post Graduate and above Studies as the Government may decide from time to time subject to the following conditions, namely:—

- (1) Successful completion of the period of probation.
- (2) Completion of 3 years regular service inclusive of the period of probation.
- (3) Satisfactory performance in the Service.
- (4) If so required by the Government from academic point of view and in public interest:

Provided that members who undergo Post Graduate studies without fulfilling the above criteria may be permitted to do so on leave permissible to them;

Provided further that members who have already possessed Post Graduate degree in any of the specialities shall not be eligible for sponsorship for any other Post Graduate Studies excepting to pursue higher course in the same discipline.

Power to relax

20. Where the Governor is of the opinion that it is necessary and expedient to do so, he may, in consultation with the Commission and for reasons to be recorded in writing, relax by order any of the provisions of these Rules with respect to any class or category of person.

Repeal and Saving

21. On and from the commencement of these Rules, all previous recruitment rules for the posts covered by these rules shall stand repealed.

Provided that all orders made or action taken under the Rules so repealed or under any General orders ancillary thereto shall be deemed to have been validly made or taken under the corresponding provisions of these rules.

Interpretation

22. If any question relating to the interpretation of these rules arises, it shall be decided by the Government and such decision shall be final and binding.

By order and in the name of the Governor of Mizoram.

C.Ropianga,
Secretary to the Govt. of Mizoram,
Deptt. of Personnel & Adve. Reforms.

SCHEDULE-I

Method of recruitment, field selection for promotion and the minimum qualifying service in the immediate lower grades for appointment/promotion of officers to various grades in the Mizoram Horticulture Service

Sl.No	Grade	Name of Posts	Scale of Pay	Method of recruitment	Field of selection and the minimum qualifying service for promotion
1	2	3	4	5	6
1.	Grade-I	Director of Horticulture	Rs.14,300-400-18,300/-	Promotion by selection	The post shall be filled up from amongst the members of the Horticulture Service Grade -II who have rendered at least 5 years regular service in Grade-II, failing which at least 20 years of regular service of which at least 3 years should be in Grade-II.
2.	Grade-II	Joint Director of Horticulture and its equivalent post	Rs.12,000-375-16,500/-	Promotion by selection	The post shall be filled up from amongst the member in Grade III who have rendered at least 5 years regular service in Grade-III.
3.	Grade-III	Deputy Director and its equivalent post	Rs.10,000-325-15,200/-	Promotion by selection	The post shall be filled up from amongst the members in Grade-IV who have rendered at least 5 years regular service in Grade-IV.
4.	Grade-IV	Sub-Divisional Horticulture Officer and its equivalent posts.	Rs.8000-275-13,500/-	Promotion by Selection	The post shall be filled up from amongst the members in Grade-V who have rendered at least 5 years regular service Grade-V.

Sl. No.	Grade	Name of Posts	Scale of Pay	Method of Recruitment	Field of selection of minimum qualifying service for promotion
5.	Grade-V	Horticulture Extension Officers and its equivalent	Rs.6,500-200-10,500/-	(a) 50% Promotion	<p>50% of the posts shall be filled up by promotion from Asstt. Horticulture Extension Officer (AHEO)/ Senior Horticulture Demonstrator (Sr.H.D) with a pay scale of Rs.5,500-175-9,000/- by Selection as indicated below:-</p> <p>(i) 25% for AHEO/Sr. H.D. trained ITC/BAT with 5 years regular Service in the feeder grade.</p> <p>(ii) 25% for A.H.E.O./Sr. H.D. having B.Sc(Horti/Agri) with 3 years regular Service in the feeder grade.</p>
				(b) 50% Direct Recruitment	<p>50% of the post shall be filled up by direct recruitment as and when vacancies occur through the Mizoram Public Service Commission from amongst the candidates holding B.Sc. (Horti/Agri) Degree from Recognised University.</p>

SCHEDULE-II

Authorised strength under the Mizoram Horticulture Service.

Sl. No.	Grade	Name of Existing Posts	Number of Posts
1	Grade-I	Director of Horticulture	1
2	Grade-II	Joint Director of Horticulture, Directorate of Horticulture/Joint Director (Tech) Rural Development Department.	2
3	Grade III	Deputy Director of Horticulture (Directorate of Horticulture) Divisional Horticulture Officers (Aizawl, Kolasib, Serchhip, Lunglei, Tuidam, Lawngtlai, Khawzawl and Saiha) and Training Associate, Krishi Vigyan Kendra (KVK) (Kolasib and Hnahthial).	12
4	Grade-IV	Sub-Divisional Horticulture Officers (Hnahthial, Champhai and Rawpuichhip), Horticulture Development Officers (Directorate of Horticulture) Assistant Divisional Horticulture Officers (Aizawl, Kolasib, Serchhip, Khawzawl, Tuidam, Lunglei, Lawngtlai and Saiha), Junior Project Officer, (Rural Development Department).	23
5	Grade-V	Horticulture Extension Officer (Horticulture Department and Rural Development Department)	57
Total			95

SCHEDULE II (SHEET-I)

Reserves:—

1)	Leave reserve	=	10%	=	$10/100 \times 95$	=	9.5	=	10
2)	Deputation	=	10%	=	$10/100 \times 95$	=	9.5	=	10
3)	Training reserve	=	10%	=	$10/100 \times 95$	=	9.5	=	10
			TOTAL		30				

TOTAL AUTHORISED STRENGTH OF 95

MIZORAM HORTICULTURE SERVICE + 30

SCHEDULE-III

Minimum Educations and other qualifications and experiences required for recruitment to the entry grade in the Mizoram Horticulture Service, Mizoram.

Sl. No.	Name of post (s)	Education and other qualification required
1.	Mizoram Horticulture Service Grade-V	<p>ESSENTIAL</p> <p>'A' FOR PROMOTION</p> <p>AHEO/Sr. HD trained in ITC/BAF with 5 years regular service in the grade and AH EO/Sr. H. D having B. Sc. (Horti./Agri) with 3 years regular service in the grade.</p> <p>'B' DIRECT RECRUITS.</p> <p>1) Horti/Agri. Graduate from recognized University.</p> <p>3) Working knowledge of Mizo language at least Middle School standard.</p> <p>3) Age between 18 years and 35 years the upper age limit is relaxable by 5 years for SC/ST.</p>