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NOTIFICATION

No.A.12018/56/2005-P&AR(GSW), the 19th September, 2007. In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor of Mizoram is pleased to make the following rules, regulations, the recruitment and conditions of the service of the persons appointed to the Mizoram State Cooperative Service.

PART - I : GENERAL

1. Short Title and Commencement
 - (1) These Rules may be called the Mizoram State Cooperative Service Rules, 2007.
 - (2) They shall come into force with effect from the date of publication in the Official Gazette of Mizoram.
2. Definitions

In these Rules unless there is anything repugnant in the subject or context :

 - (a) "Appointing Authority" means the Governor of Mizoram in respect of Group 'A' posts of the Service.
 - (b) "Authorised permanent strength" in relation to any Category means the strength of permanent and specified posts in the Category against which substantive appointments may be made.

ALSO S.G.T.O.
ONLY

- (c) "Constitution" means the Constitution of India.
- (d) "Direct Recruitment" means recruitment through Open Competitive Examination.
- (e) "Government" means the Government of Mizoram.
- (f) "Governor" means the Governor of Mizoram
- (g) "Commission" means the Mizoram Public Service Commission.
- (h) "Member" means a person appointed in a substantive capacity to any Category of the Service and includes a person on probation in the Service either before or after the commencement of these rules.
- (i) "Schedule" means schedule appended to these rules.
- (j) "Schedule Caste" means such Castes as are specified by the President of India under Article 341(I) of the Constitution as modified by Law made by the Parliament from time in so far as the specification pertains to the State of Mizoram.
- (k) "Schedule Tribes" means such tribes as are specified by the President of India under Article 342(I) of the Constitution as modified by Law made by the Parliament from time to time in so far as the specification pertains to the state of Mizoram.
- (l) "Service" means the Mizoram State Cooperative Service.
- (m) "State" means the State of Mizoram.
- (n) "Year" means the Calendar year.

**PART - II : CONSTITUTION, DESIGNATION, COMPOSITION
AND CLASSIFICATION:**

3. CONSTITUTION

There shall be constituted State Cooperative Service to be known as the Mizoram State Cooperative Service (MSCS).

4. DESIGNATION:

Members of the Service shall, at the commencement of these rules, be designated as mentioned in the Schedule appended to these rules and such other designations which the Governor may hereafter confer.

5. COMPOSITION:

The Service shall have the following Categories, namely:-

1. Category - I : Joint Registrar of Cooperative Societies and equivalent Post.
2. Category - II : Deputy Registrar of Cooperative Societies and equivalent Post.
3. Category - III : Assistant Registrar of Cooperative Societies and equivalent Post.

6. CLASSIFICATION:

Members belonging to Category I to III mentioned in Rule 5 of these rules shall be classified as Group 'A' Officers.

7. INITIAL CONSTITUTION:

At the commencement of these rules, persons appointed according to the Recruitment Rules of the posts specified in the Schedule as amended from time to time shall be members of the Service, and the past service rendered in any of the posts specified in the Schedule shall be counted as service rendered under these rules for all purposes including seniority.

Provided that no person who had not qualified himself/herself for appointment according to the Recruitment Rules of the posts specified in the Schedule shall be considered for inclusion to the Service under these rules.

PART - III : AUTHORISED PERMANENT STRENGTH:**8. AUTHORISED PERMANENT STRENGTH OF THE SERVICE:**

1. The authorized and permanent strength of the Service and nature of the posts herein at the commencement of these rules shall be as specified in the Schedule.
2. The authorized and permanent strength of the Service and the nature of the posts after the commencement of these rules shall be as determined by the Government from time to time.

PART - IV : RECRUITMENT TO THE SERVICE**9. RECRUITMENT TO THE SERVICE:**

Recruitment to the Category - III of these service, after the commencement of these rules, shall be 75% by promotion and 25% by direct recruitment through Departmental Promotion Committee or Selection Committee conducted by the Mizoram Public Service Commission (MPSC) in accordance with the conditions laid down by the Government from time to time.

10. CONDITIONS OF ELIGIBILITY FOR CONSIDERING THE APPOINTMENT:

In order to be eligible for appointment to the posts in Category - III of the Service, a candidate must satisfy the following conditions, namely;

1. Nationality : He/She must be a citizen of India.
2. Method of recruitment : (a) 75% of vacancies in Category - III shall be filled up by promotion from amongst the members of Sr. Inspector/ Auditor of Cooperative societies who have put in not less than 5 years regular service in the grade. The method of recruitment shall be 'SELECTION' on the basis of Merit cum -Seniority.
(b) 25% of vacancies in Category - III shall be filled up by direct recruitment through open Competitive Examination from graduate of any discipline. Preference shall be given to those who have passed Post Graduate Diploma Course in Cooperative Business Management.

3. PROMOTION :

1. 100% of vacancies in Category - I shall be filled up by promotion from amongst the members of Category - II who have put in not less than 5 (five) years regular services in that Category. The method of recruitment shall be 'NON-SELECTION' on the basis of seniority - cum - fitness.
2. 100% of vacancies in Category - II shall be filled up by the promotion from amongst the members of Category - III who have put in not less than 5 (five) years regular service in that Category. The method of recruitment shall be 'SELECTION' on the basis of the merit - cum - seniority.

PART - V : APPOINTMENT, PROBATION, TRAINING
AND CONFIRMATION :

11. APPOINTMENT TO THE SERVICE :

After the commencement of these rules all appointments to Category - I to III of the Service shall be made by the Governor through Mizoram Public Service Commission (MPSC) and notified in the Official Gazette after fulfilling the conditions laid down in rule 10 of these rules.

12. CONFIRMATION :

A person who have been already confirmed in any of the posts before being appointed as a member of the Service shall be deemed to have been confirmed in the Service.

13. DISQUALIFICATION :

No person,

1. Who has entered into or contracted a marriage with a person having a spouse living, or
2. Who is having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the Service.

PART - VI : INCREMENT AND SENIORITY**14. INCREMENT:**

The first increment to a member of the Service in the time-scale of Category-III shall accrue on the successful completion of one year.

15. SENIORITY:

1. The seniority inter-se of the members of the Service in each Category at the initial constitution shall be as already determined by the Department/Government.
2. The seniority inter-se of the members of the Service in each Category after the commencement of these rules shall be as determined by the Department/Government in accordance with the principles/guidelines issued by the Government from time to time.

PART - VII : MISCELLANEOUS :**16. TIME SCALE OF PAY:**

The time scale of pay admissible to the members of the Service shall be, subject to revision by the government from time to time, as follow:

- | | | | |
|-----|----------------|---|-----------------------------|
| (1) | Category - I | : | Rs. 12,000 - 375 - 16,500/- |
| (2) | Category - II | : | Rs. 10,000 - 325 - 15,200/- |
| (3) | Category - III | : | Rs. 8,000 - 275 - 13,500/- |

17. LEAVE, PENSION AND OTHER MATTERS:

Except as provided in these rules, all matters relating to leave, pension, discipline and other conditions of services not expressly provided for in these rules shall be regulated by the general Rules in force made by the Government from time to time.

18. POWER OF THE GOVERNOR TO DISPENSE WITH OR, RELAX ANY RULE:

Where the Governor is satisfied that the operation of any of these rules cause undue hardship in any particular case he may dispense with or relax or amend or repeal such particular rule or rules or any of the schedule to these rules to such extent or subject to such conditions as he may consider necessary from time to time in consultation with the Mizoram Public Service Commission through DP & AR.

Provided that the case of any person not be dealt with in any manner less favourable to him than that provided by any provisions of these rules.

19. INTERPRETATION:

If any question arises relating to the interpretation of these Rules, it shall be referred to the Government whose decision shall be final.

20. VALIDITY OF PAST ACTIONS:

All orders made or action taken prior to the commencement or amendments of these Rules shall be deemed to have been validly made or taken.

21. REPEALS AND SAVINGS:

All the Recruitment Rules for the posts covered by these Rules or any other rules corresponding to these rules in force immediately before the commencement of these rules shall stand repealed.

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 validly made or taken under the corresponding provisions of these rules.

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

Sd/- C. ROPIANGA
Secretary to the Govt. of Mizoram.
Deptt. of Personnel & Adve. Reforms.

SCHEDULEAUTHORISED PERMANENT STRENGTH OF THE MIZORAM
STATE COOPERATIVE SERVICE (See Rule 7)

	<u>Existing</u>
1. <u>MSCS Category - I:</u>	
a) Joint Registrar	1
2. <u>MSCS Category - II:</u>	
a) Deputy Registrar	4
3. <u>MSCS Category - III:</u>	
a) Assistant Registrar	10
b) Chief Audit Officer	1
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Total	: 16

Reserve :

1. Leave Reserve	10% of 16	=	2
2. Training Reserve	10% of 16	=	2
3. Deputation Reserve	10% of 16	=	2
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Total	-	6	

The effective strength of the service : $(16 + 6) = 22$