

10/2 ✓

**GOVERNMENT OF RAJASTHAN
DEPARTMENT OF PERSONNEL
(A-Group II)**

No.1(1)DOP/A-II/10

Jaipur, Dated: 7.02.2017

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Rajasthan hereby makes the following rules further to amend the Rajasthan Technical Education (Non-Engineering) Service Rules, 2010, namely:-

1. Short title and commencement.- (1) These rules may be called the Rajasthan Technical Education (Non-Engineering) Service (Amendment) Rules, 2017.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Amendment of rule 6.- In rule 6 of the Rajasthan Technical Education (Non-Engineering) Service Rules, 2010, hereinafter referred to as the said rules,-

(i) the existing sub-rule (1) shall be substituted by the following, namely:-

"(1) Recruitment to the post (s) included in the service shall be made by direct recruitment in accordance with procedure laid down in Part-IV of these rules."; and

C-1
D
10/2

(ii) the existing sub-rule (2) shall be deleted.

3. Substitution of rule 7.- The existing rule 7 of the said rules shall be substituted by the following, namely:-

"7. Reservation of vacancies for the Scheduled Castes and the Scheduled Tribes.- (1) Reservation of vacancies for the Scheduled Castes and the Scheduled Tribes shall be in accordance with the provisions of law in force at the time of direct recruitment.

(2) In filling the vacancies so reserved the eligible candidates who are members of the Scheduled Castes and the Scheduled Tribes shall be considered for appointment in the order in which their names appear in the list prepared for direct recruitment by the Commission or the Appointing Authority as the case may be.

(3) Appointment shall be made strictly in accordance with the roster prescribed separately for direct recruitment.

(4) In the event of non-availability of the eligible and suitable candidates amongst the Scheduled Castes or Scheduled Tribes, as the case may be, for direct recruitment, in a particular year, the vacancies so reserved for them shall be carried forward to the subsequent three recruitment years. After the expiry of three recruitment years, such carried forward vacancies shall be filled in accordance with the normal procedure:

Provided that if recruitment is not held in any recruitment year, such recruitment year shall not be counted for the purpose of this sub-rule.

Provided further that filling up of the vacancies in accordance with the normal procedure under this sub-rule shall not affect the reservation of posts as per the post based roster and vacancies on the reserved posts available in the roster may be filled in from amongst the persons belonging to the Scheduled Castes or Scheduled Tribes, as the case may be, for which such vacancy is available in subsequent years."

4. Substitution of rule 12.- The existing rule 12 of the said rules shall be substituted by the following, namely:-

"12. Determination of vacancies.-Subject to the provisions of these rules, the Appointing Authority shall determine on 1st April every year, the actual number of vacancies occurring during the financial year. The vacancies so determined shall be filled in by direct recruitment."

5. Amendment of rule 13.- In rule 13 of the said rules, for the existing expression "Lecturer enumerated in the Schedule must have attained the age of 21 years and must not have attained the age of 37 years", the expression "Lecturer/ Head of Department/Principal enumerated in the schedule-I must have attained the age of 21 years and must not have attained the age of 37 years for the post of Lecturer and 55 years for the post of Head of Department and Principal"

6. Substitution of rule 23.- The existing rule 23 of the said rules shall be substituted by the following, namely:-

"23 Scrutiny of Applications.- The Commission shall scrutinize the applications received by it. The applications which are found to be incomplete and have not been filled up in accordance with the instructions issued by the commission shall be rejected at initial stage. The commission shall permit provisionally the rest of candidate to appear in the examination. No candidate shall be admitted to the examination unless he/she holds a certificate of permission to the examination granted by the Commission. Before appearing in the examination, the candidate should ensure his/her eligibility in respect of age and educational qualifications and experience etc. as provided in these rules. Being allowed to take examination shall not entitle the candidate to presumption of eligibility. The Commission shall scrutinize later on the applications of such candidates only as it found suitable for appointment before preparing the list under rule 24:

Provided that the decision of the Commission regarding the eligibility or otherwise of a candidate shall be final."

7. Insertion of rule 23A.- After the rule 23, so substituted and before the existing rule 24 of the said rule, the following new rule 23A shall be inserted, namely:-

"23A. Scheme of Examination and Syllabus.- (1) The written examination for direct recruitment to the post in the service shall be conducted by the Commission as per scheme specified in the Schedule-II.

(2) The Commission shall not recommend a candidate who has not appeared in any paper of the written examination or interview.”

8. Deletion of Part-V.- The existing PART-V including rule 27, 28 and 29 of the said rules shall be deleted.

9. Amendment of rule 30.- In rule 30 of the said rules, the existing expression “and by promotion from the persons selected under rules 28” shall be deleted.

10. Substitution of rule 31.- The existing rule 31 of the said rules shall be substituted by the following, namely:-

“31. Urgent temporary appointment.- A vacancy in the service which can not be filled in immediately by direct recruitment under the rules may be filled in by the Government or by the authority competent to make appointment, by appointing temporarily thereto a person eligible for direct recruitment to the service:

Provided that.-

- (i) such an appointment will not continue more than a period of one year without referring the case to the commission for concurrence and shall be terminated immediately on its refusal to concur.
- (ii) in respect of a post in service the authority competent to make appointment shall not, save with the specific permission of the Government in the Department of

Personnel, fill the temporary vacancy by a whole-time appointment for a period exceeding three months otherwise than out of person eligible for direct recruitment and after a short-term advertisement.”

11. Substitution of rule 36.- The existing rule 36 of the said rules shall be substituted by the following, namely:-

“**36. Confirmation.-** A probationer shall be confirmed in his/her appointment at the end of his/her period of probation if the Appointing Authority is satisfied that his integrity is unquestionable and that he is otherwise fit for confirmation.”

12. Amendment of rule 39.- In rule 39 of the said rules,-

- (i) the existing clause (ix) shall be renumbered as clause (x); and
- (ii) after the existing clause (viii) and before the clause (x), so renumbered, the following new clause (ix) and entries thereto shall be inserted, namely:-

“(ix) The Rajasthan Civil Services (Revised Pay Scales for Government Non-Engineering Polytechnic Colleges Teachers) Rules, 2013, as amended from time to time.”

13. Amendment of rule 42.- The existing second proviso to rule 42 of the said rules shall be deleted.