

GOVERNMENT OF KERALA

Abstract

KERALA STATE AND SUBORDINATE SERVICES RULES, 1958-
AMENDMENT TO GENERAL RULES 28-ISSUED

GENERAL ADMINISTRATION (RULES) DEPARTMENT

G.O.(P)No 265/78/GAD

Dated, Trivandrum 13th June, 1978.

NOTIFICATION

S.R.O.No587/78- In exercise of the powers conferred by subsection (1) of section 2 of the kerala public service Act 1968(19 of 1968), read with section 3 thereof the government of kerala hereby make the following further amendments to the kerala and subordinate services rules, 1958, namely;-

AMENDMENTS

In part II of the said rules in rule 28,

(1) in clause (i) of sub rule (b), after sub clause (4), the following sub-clause shall be inserted, namely;-

“(4a) Where conditional reports for the three years mentioned in sub clause (4) are not available in respect of an officer who was under suspension but has been reinstated or who has been on long leave, the suitability of the officer shall be assessed-

- (i) in the case of an officer who has been reinstated after suspension fully exonerating him of the charges or in the case of an officer who has been on long leave, on the basis of the conditional reports for a period of three years (excluding the period during which the officer was under suspension or on long leave, as the case may be proceeding the date of the meeting and if the conditional reports for the one year immediately after reinstatement or, as the case may be immediately after rejoining duty after leave;
- (ii) in the case of an officer who has been reinstated after suspension imposing a penalty on the basis of the confidential reports for the period after reinstatement (which shall not be less than one year.)”

- (iii) the existing paragraph (iv) of the Note to sub clause (7) shall be renumbered as paragraph (v) and before paragraph (v) as so renumbered, the following paragraph shall be inserted, namely;-
- (iv) where while preparing a select list an officer has been superseded on account of his confidential report for the one year referred to in sub clause (4a) not being available due to non-completion of the said period of one year the select list shall be treated as provisional to the extent it relates to the officers junior to the officer so superseded and as soon as the confidential reports in respect of such officer relating to the said one year become available. The departmental promotion committee shall review the list and make it absolute, after considering the claims of the officer with reference to the confidential reports for the said one year.'

By order of the Governor,
ZACHRIA MATHEW,
Special secretary.

Explanatory Note

(This note is not part of the notification but is intended to indicate its general purport.)

In Circular No.143026/Rules/74/PD dated 29-3-1975 Government issued classification regarding assessment of merit for preparation of select list in the case of officers who had been under suspension for long periods and subsequently reinstated and officers who rejoined after long leave. Governments consider that those clarifications may be given statutory validity by amending the relevant provision in the kerala state and subordinate services rules, 1958. This notification is intended to achieve the above object.

To

All Heads of Departments and Offices.

All Departments (all sections) of the secretariat.

The secretary, Kerala Public Service Commission. (With C L)

The Registrar, University of Kerala, Trivandrum. ;

The Registrar, University of Calicut, Calicut ;

The Registrar, University of Cochin, Cochin ;

The Registrar, Kerala Agricultural University, Trichur ;

The General Manager, Kerala State Road Transport Corporation,
Trivandrum.

The Secretary, Kerala State Electricity Board, Trivandrum;
The Registrar, High Court of kerala, Eranakulam. ;
The Account General, Trivandrum. ;
The Secretaries, Additional Secretaries, Joint Secretaries, Deputy Secretaries and under Secretaries to Government.
The secretary to Governor.
The Private Secretaries to the Chief Minister And other Ministers.
The General administration (Pol. C)/ (Service –B) / (Service- D)/ (S. C.) Departments.
The Stenographer to Chief Secretary and Additional Chief Secretary.
All Recognized Service Associations.
All recognized service associations