

GOVERNMENT OF ODISHA
AGRICULTURE & FARMERS' EMPOWERMENT DEPARTMENT

NOTIFICATION

No. 6578 /A&FE Dated 27-03-18
AFE-I(T)-10/2018

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India and in supersession of the Odisha Agricultural Engineering Service(Recruitment and Conditions of Service) Rules, 1974 except as respect things done or omitted to have been done before such supersession, the Governor of Odisha hereby makes the following rules to regulate the method of recruitment and conditions of service of the officers appointed to the Odisha Agricultural Engineering Service posts in the Agriculture and Farmers' Empowerment Department, namely:-

1. **Short title and commencement:**— (1) These Rules may be called the Odisha Agricultural Engineering Service (Methods of Recruitment and Conditions of Service) Rules, 2018.
(2) They shall come into force on the date of their publication in Odisha Gazette.
2. **Definitions:**—(1) In these rules, unless the context otherwise requires,—
 - (a) "Commission" means, the Odisha Public Service Commission;
 - (b) "Committee" means, the Departmental Promotion Committee constituted under rule 11;
 - (c) "Ex-Servicemen" means, persons as defined in the Odisha Ex-Servicemen (Recruitment to State Civil Services and Posts) Rules, 1985;

d) "Government" means, the Government of Odisha;

(e) "Person with Disabilities" means, persons who have been granted disability certificate by competent authority as per the provisions of the Persons with Disabilities (Equal Opportunities, Protection of Right and Full Participation) Odisha Rule, 2003;

(f) "Scheduled Castes and Scheduled Tribes" means, shall have reference to the Scheduled Castes and Scheduled Tribes specified in the Constitution (Scheduled Caste) Order, 1950 and the Constitution (Scheduled Caste) Order, 1950, as the case may be, under article 341 and 342 of the Constitution of India, respectively;

(g) "SEBC" means, the Socially and Educationally Backward Classes as defined in clause (a) of section 2 of the Odisha State Commission (Backward Classes) Act, 1993 ;

(h) "Service" means, the Odisha Agricultural Engineering Service;

(i) "Sports person" means, persons who have been issued with identity card as a sports person by the Director, Sports as per Resolution No.24808/Gen dated 18th November 1985 of General Administration Department; and

(j) "Year" means, calendar year.

(2) All other words and expressions used, in these rules but not specifically defined shall, unless the context otherwise requires, have the same meaning as respectively assigned to them in Odisha Service Code.

3. Constitution of Service:—(1) The service shall consist of the posts included in the following grades under different Departments of Government, namely:-

(a) **Superior Grade consisting of the following posts; namely:-**

(i) Chief Engineer.

(b) **Super Time Scale consisting of the following posts; namely:-**

(i) Superintending Engineer (Level-I) or equivalent cadre post.

(c) **Group A (Senior Branch) consisting of posts, namely:-**

(i) Superintending Engineer (Level-II); and

(ii) Executive Engineer or equivalent cadre post.

(d) **Group A (Junior Branch) consisting of the posts, namely:-**

(i) Assistant Executive Engineer or other equivalent cadre post.

(e) **Group B consisting of the following posts, namely:-**

(i) Assistant Agriculture Engineer or equivalent cadre post.

(2) Each grade of the service shall constitute a separate cadre.

(3) Each grade of service shall carry such scales of pay as may be

determined by the Government from time to time.

4. Methods of recruitment:—Subject to other provisions made in these rules, recruitment to different grades in the service shall be made by the following methods, namely:-

(a) In respect of Assistant Agriculture Engineer, by way of direct recruitment by the Commission.

(b) In respect of grades of Assistant Executive Engineer, Executive Engineer, Superintending Engineer (Level-II) and Superintending Engineer (Level-I) by way of promotion from among the Assistant Agriculture Engineers, Assistant Executive Engineers, Executive Engineers and Superintending Engineer (Level-II) respectively.

(c) In respect of grades of Chief Engineer, by way of promotion from among Superintending Engineers (Level-I) .

5. Reservations:—Notwithstanding anything contained in these rules, reservation of vacancies or posts, as the case may be, for, —

(a) Schedule Castes and Schedule Tribes shall be made in accordance with the provisions of the Odisha Reservation of Vacancies in Posts and Services (for Schedule Castes and Schedule Tribes) Act,

1975 and the Rules made there under or any other law or rule in force at the relevant time; and

- (b) SEBC, Woman, Sports person, Ex-Servicemen and Person with Disabilities shall be made in accordance with the provisions made under such Act, Rules, orders or instructions issued in this behalf by Government, from time to time.

6. Recruitment Procedure:— (1) Recruitment to the post of Assistant Agriculture Engineer in the service shall be made by way of competitive examination.

(2) The competitive examination shall be conducted by the Commission. The date on which and the places at which the examination are to be held shall be fixed by the Commission.

(3) The standard, syllabus and subjects of examination shall be as decided by the Commission in consultation with the Department.

7. Eligibility Criteria for Direct Recruitment:—In order to be eligible for direct recruitment to the posts of Assistant Agriculture Engineer in the service, a candidate must satisfy the following conditions, namely:-

(a) He/She must be a citizen of India;

(b) He/She must have possessed a Degree in Agriculture Engineering from any University or Institution recognized by any State Government or the Government of India.

(c) He/She must have attained the age of twenty one years and must not be above the age of Thirty two years on the 1st day of January of the year of recruitment:

Provided that, the upper age limit in respect of reserved categories of candidates referred to in rule 5 shall be relaxed in accordance with the provisions of the Act, Rules, Orders or Instructions, for the time being in force, for their respective categories.

(d) He/She must be able to read, write and speak Odia and have,—

(i) passed Middle School Examination with Odia as a Language subject; or,

(ii) passed H.S.C. or equivalent Examination with Odia as medium of examination in non language subject; or

(iii) passed in Odia as language subject in the final examination in Class VII from a School or Educational Institution recognized by the Government of Odisha or the Central Government ; or

(iv) passed a test in Odia in Middle English School Standard conducted by the School and Mass Education Department of the Government of Odisha.

(e) If married he/she must not have more than one spouse living:

Provided that, the State Government may, if satisfied that such marriage is permissible under the personal law applicable to such person or there are other grounds for doing so, exempt any person from the operation of this rule.

(f) He/She must be of good mental condition and bodily health and be free from any physical and mental defect, likely to interfere with the discharge of his/her duties in the service. A candidate who after such medical examination as the Government may prescribe, is not found to satisfy these requirements, shall not be appointed to the service:

Provided that this provision shall not be applicable in case of persons with disabilities.

8. Selection by the Commission:—(1) When the Government decides to fill up the vacancies in the post of Assistant Agriculture Engineers then, Government will communicate the number of vacancies in the posts along with reserved vacancies thereof proposed to be filled up to the Commission.

● (2) The Commission on receipt of the requisition shall in such manner as it thinks fit, invite applications from eligible candidates.

(3) The Commission after receiving all applications shall take steps to select candidates in the manner given below:

(a) Selection shall be based on written test and Viva Voce test in the following manner,-

(i) Written Test (MCQ):- 200(two hundred) Marks consisting of two papers with 100 marks each;

(ii) Viva Voce Test:- 25(twenty five) Marks

9. Merit List in case of Direct Recruitment:—(1) On the basis of marks secured by the Candidates in the Written Test and Viva Voce Test, the Commission shall prepare a common list and category wise list of selected candidates in order of merit, equal to the number of vacancies advertised and publish the same.

(2) If two or more Candidates obtain equal marks, the order of merit shall be determined in accordance with the highest marks secured by such Candidates in Written Examination and should also marks secured by them in Written Examination be equal, the order of merit shall be determined in accordance with age, i.e. the Candidates older in age shall be assigned higher position.

(3) The list of successful candidates drawn in order of merit shall be published in the notice board of the Commission as well as in its website.

(4) Appointment to the grade of Assistant Agriculture Engineers shall be made in order of their names appear in the merit list.

(5) Every candidate included in the merit list shall be examined by the Medical Board and any candidate who fails to qualify the Medical Board shall not be eligible for appointment.

- (6) The merit list shall ordinarily remain in force for one year from the date of publication of notification by the Commission or until another merit list is prepared by the Commission, whichever is earlier:

Provided that the Government may, by specific order, extend the validity of the list beyond one year but in no case such extension shall be beyond the date of receipt of the subsequent recommendation of the Odisha Public Service Commission.

10. Eligibility Criteria for Promotion:—(1) An Assistant Agriculture Engineer under Group B of the Service shall be eligible for promotion to the post of Assistant Executive Engineer under Group-A (Junior Branch) in the Service on completion of seven years of continuous service in Group B as such as on the 1st day of January of the year in which the Departmental Promotion Committee meets.

(2) An Assistant Executive Engineer under Group-A (Junior Branch) of the service shall be eligible for promotion to the post of Executive Engineer under Group-A(Senior Branch) in the service on completion of ten years of continuous service in the grade of Assistant Executive Engineer, Group-A (Junior Branch) and Assistant Agriculture Engineer, Group B taken together, as on the 1st day of January of the year in which the Departmental Promotion Committee meets.

(3) An Executive Engineer under Group-A (Senior Branch) of the Service shall be eligible for promotion to the post of Superintending Engineer, Level-II in the service on completion of twelve years of continuous service in the grade of Executive Engineer, Group-A (Senior Branch), Assistant Executive Engineer, Group-A (Junior Branch) and Assistant Agriculture Engineer, Group-B taken together, as on the 1st day of January of the year in which the Departmental promotion Committee meets.

(4) Appointment to the post of Superintending Engineer, (Level-I) of the service shall be made on promotion from amongst the Superintending

Engineer (Level-II) on the basis of merit, eligibility and suitability with due regard to seniority.

- (5) Appointment to the post of Chief Engineer shall be made on promotion from amongst the Superintending Engineer, (Level-I) on the basis of merit, eligibility and suitability with due regard to seniority.

11. Constitution of Departmental Promotion Committee:—

- (1) (a) There shall be constituted a Departmental Promotion Committee consisting of the following members to consider the cases of promotion of the Superintendent Engineer (Level-I) to the post of Chief Engineer namely:-

(i) Chief Secretary :- Chairperson

(ii) Secretary of the Department of

Agriculture & Farmers' Empowerment:- Member

(iii) Director of Agriculture & Food production:- Member

(iv) Addl. Secretary/Joint Secretary /

Deputy Secretary of the Administrative

Department dealing with the subject :- Member-Convener

- (b) There shall be constituted, a Departmental Promotion Committee for selection of persons for promotion to various posts in the service as prescribed under clause (b), (c) and (d) of rule 3(1), shall consist of the following members, namely:-

(i) Secretary of the Department of
Agriculture and Farmers' Empowerment:- Chairperson

(ii) Director of Agriculture and Food Production:- Member

(iii) Senior most Chief Engineer of

Agriculture Engineering cadre:- Member

(iv) Addl. Secretary/Joint Secretary /

Deputy Secretary of the Administrative

Department dealing with the subject:- Member Convener

(2) The recommendation of Committee/Board shall be valid and can be operated upon notwithstanding the absence of any one of its member other than the Chairman:

Provided that the member so absenting was duly invited to attend the meeting of the Committee and the majority members of the Committee attended the meeting.

12. Procedure for selection by the Committee:—(1) The Committee shall meet at least once in a year preferably in the month of January to prepare a list of officers, as are held by them suitable for promotion the next higher grade.

(2) The Committee while considering the cases of suitable officers and preparation of the list shall follow the provisions of -

(a) The Odisha Civil Services(Zone of consideration for promotion) Rules, 1988.

(b) The Odisha Civil Services(Criteria for promotion) Rules, 1992.

(c) The Odisha Civil Services(Criteria for selection for Appointment including promotion) Rules, 2003.

(d) The Odisha Reservation of vacancies in posts and services(for Schedule Castes and Schedule Tribes) Act,1975 and the Rules made there under.

(e) The Circular letter No. 11124/SSD dated 19.03.2007 of ST SC Development Department.

(f) The Resolution No. 34450 dated 03.12.2003 of G.A Department.

13. Consultation with the Commission:—(1) The recommendations of Committee for promotion to the respective group of service under rule 11, shall be referred to the Odisha Public Service Commission by Government along with relevant service particulars in respect of all persons included in the zone of consideration.

(2) The Commission shall consider the List received along with service particulars received under sub-rule (1) and shall furnish its recommendations to the Government.

14. Select List in case of Promotion:—(1) The recommendation of the Commission in respect of reference made to it under sub-rule (1) of rule-13 shall after being approved by Government form the select list.

(2) The list referred to under sub-rule (1) shall ordinarily be valid for one year from the date of its approval by Government or until another list is prepared afresh, whichever is earlier.

(3) Appointment on promotion to different grades in the service shall be made in the order in which the names of officers appear in the select list.

15. Probation and Confirmation:—(1) Every person appointed to any grade/post in the service by direct recruitment shall be on probation for a period of two years and when appointed on promotion shall be on probation for a period of one year from the date of joining in such grade/post:

Provided that the appointing authority may, if think fit, in any case or class of cases, extend or reduce the period of probation:

Provided further that such period of probation shall not include namely:-

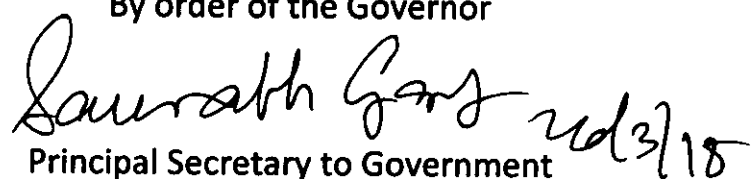
(a) extraordinary leave;

(b) period of unauthorized absence; and

(c) any other period held to be not being on actual duty.

- (2) The appointment of a probationer may, for good and sufficient reasons to be recorded in writing, be terminated by Government at any time without prior notice during the period of probation including extension of such period, if any and after such termination, the employee shall be deemed to be reverted to his/her former cadre/post, if he/she is a promotee.
- (3) A probationer after completing the period of probation to the satisfaction of Government shall be eligible for confirmation subject to availability of substantive vacancy in the service.
16. **Inter-se-Seniority:**—The inter-se seniority of the officers appointed to any grade/post in the service in a particular year shall be in the order in which their names appear in the Select List prepared under rule 9 and rule 14 as the case may be.
17. **Other Conditions of Service:**—The conditions of service in regard to matters not covered by these rules shall be the same as are or as may from time to time be prescribed by Government.
18. **Relaxation:**—Where Government are of the opinion that it is considered necessary or expedient so to do, in public interest, it may, by order for reasons to be recorded in writing, relax any of the provisions of these rules in respect of any class or category of employees in consultation with the Commission.
19. **Interpretation:**—If any question arises relating to the interpretation of these rules, it shall be referred to Government whose decision thereon shall be final.
20. **Power to issue instructions:**—Government may issue such instructions not inconsistent with the provisions of these rules as they may consider necessary to regulate the matters not specifically covered by the provisions of these Rules.

By order of the Governor


Principal Secretary to Government 26/3/18

Memo No.

6579

Dated

27-03-18

Copy forwarded to the P.S. to the Chief Minister Odisha, Bhubaneswar/PS to the Minister, Agril & Farmer's Empowerment Odisha, Bhubaneswar/PS to the Chief Secretary Odisha, Bhubaneswar/PS to the Agriculture Production Commissioner, Odisha, Bhubaneswar for kind information of Hon'ble Chief Minister/Hon'ble Minister, Agril & Farmer's Empowerment / Chief Secretary / Agriculture Production Commissioner.

O. Dalai
27/03/2018
Under Secretary to Govt.

Memo No.

6580

Dated

27-03-18

Copy forwarded to all Departments/All Heads of the Departments/A.G. Odisha, Bhubaneswar/Secretary, OPSC Cuttack for information and necessary action.

O. Dalai
27/03/2018
Under Secretary to Govt.

Memo No.

6581

Dated

27-03-18

Copy forwarded to the Commissioner- cum- Director Watershed Development Mission Odisha, Bhubaneswar/Director Agril and Food Production Odisha, Bhubaneswar/ Director of Horticulture Odisha, Bhubaneswar/Managing Director OSSC Ltd/Managing Director APICOL/Managing Director OAIC/Managing Director OSCDC for information and necessary action.

O. Dalai
27/03/2018
Under Secretary to Govt.

Memo No.

6582

Dated

27-03-18

Copy forwarded to the Director Printing Stationery and Publication Odisha, Cuttack (through e-mail) with a request to publish this resolution in an extra ordinary issue of Odisha Gazette. He is requested to send 50 copies of the resolution to Agril and Farmers' Empowerment Odisha, Bhubaneswar at the earliest for taking necessary action at this end.

O. Dalai
27/03/2018
Under Secretary to Govt.

Memo No. 6583 Dated 27-03-18

Copy forwarded to the Head, State Portal Group, IT Center Odisha Secretariat for hoisting the Govt website-www.odishagov.in for information to general public.

Odisha
27/03/18
Under Secretary to Govt.

Memo No. 6584 Date 27-03-18

Copy forwarded to the Computer Cell, Agriculture & F.E Department to upload the same in the departmental website- www.agriodisha.nic.in.

Odisha
27/03/18
Under Secretary to Govt.