



THE JAMMU & KASHMIR GOVERNMENT GAZETTE

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as a separate compilation.

PART III

Laws, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—AGRICULTURE AND
RURAL DEV. DEPTT.

Notification

Jammu, the 10th December, 1998.

SRO-340.— In exercise of the powers conferred by the proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor hereby makes the following rules, namely :—

1. Short title and commencement.— (1) These rules may be called the Jammu and Kashmir Horticulture (Subordinate) Service Recruitment Rules, 1998.

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

2. Definitions.—In these rules, unless the context otherwise requires ;

(a) 'Cadre' means the cadre of the service ;

- (c) 'Head of the Department' means the Major Head of the Department holding the administrative charge of the service;
- (d) 'Member of the service' means a person appointed to a post in the service under the provision of these rules;
- (e) 'Schedule' means the schedule annexed to these rules;
- (f) 'Service' means the Jammu and Kashmir Horticulture (Subordinate) Service;

3. Constitution of service.—From the date of commencement of these rules there shall be constituted the Jammu and Kashmir Horticulture (Subordinate) Service.

The Head of Department may, at the commencement of these rules, appoint to the service any person who at the commencement of these rules, is holding any regular post in its sanctioned scale of pay included in the cadre of the service;

Provided that for the purposes of initial constitution of the service, the persons holding any such post substantively included in the cadre of the service in its sanctioned scale of pay shall be deemed to have been appointed to the service under these rules if he is fully qualified to hold the post.

4. Strength and composition of the service.—(1) The authorised permanent and temporary strength of the cadre and the nature of the posts included therein shall be determined by the Government from time to time and shall at the initial constitution of the service under these rules, be such as specified in the Schedule;

Provided that the Government may create temporary posts in the cadre of the service for specified period as may be considered necessary from time to time.

(2) The Government shall, at the interval of every three years or at such other intervals as may be necessary, re-examine the strength and composition of the cadre of the service and make such alterations therein as it deems fit;

Provided that nothing in this sub-rule shall be deemed to affect the power of the Government to alter the strength and composition of the cadre at any time.

5. Qualifications and method of recruitment.—(1) A person shall be eligible for appointment or promotion to any post in

any class, category or grade in the service if he possesses the qualifications as laid down in Schedule-II and fulfils other requirements of recruitment as provided in the rules and orders for the time being in force.

- (2) Appointment to service shall be made:—
 - (a) by direct recruitment (which will include appointment by transfer);
 - (b) by promotion;
 - (c) partly by direct recruitment and partly by promotion

in the ratio and manner mentioned against each post in the Schedule.

6. Probation.—(1) Persons appointed to the service either by direct recruitment or by promotion shall be on probation or trial for two years.

(2) If it appears at any time during or at the end of the period of probation or of trial that an officer has not made sufficient use of his opportunities or if he has otherwise failed to give satisfaction and has not passed the prescribed departmental examination or training, if any, if directly recruited, be discharged from the service and if appointed by promotion be reverted to the position on which he holds a lien.

(3) The Government may in the case of any persons, extend the period of probation or trial upto the maximum period of four years.

Explanation:—Appointment on probation will be made against substantive vacancies only, all other appointments will be on trial;

Provided that any period of officiating appointment, shall be reckoned as period spent on probation when a person appointed on trial is given regular appointment to the service.

(4) A person appointed to the service by the competitive examination, shall be allowed the minimum of the time scale during the first year and at the second stage of that scale during the remaining period of probation/trial, where the period of probation/trial is extended beyond two years for reasons not directly attributable to the probationer, he shall be allowed to draw the second and third increments after the expiry of second and third year of probation/trial;

Provided that where a person has immediately before such appointment, been holding a post under the Government in a subordinate capacity and was drawing therein pay equal to or more than the minimum of the time scale, his initial pay at the

of his appointment to the service shall be regulated under Article 77 (a) (ii) read with Article 67 (a) (ii) of Jammu and Kashmir Civil Service Regulations.

(5) In respect of a person who immediately before such appointment hold a post under the Government in a officiating capacity and draw his presumptive pay equal to or higher than the minimum of the time scale, his initial pay at the time of appointment for the service shall be regulated under Article 77 (a) (ii) of the Jammu and Kashmir Civil Service Regulations treating his presumptive pay as substantive pay for purposes of such fixation alone. He shall not, however, get the benefit of Article 67 (a) (ii) either at the time of initial fixation or subsequently.

(6) In the case of persons who are appointed under these rules other than by competitive examination, their fixation of pay shall be regulated under the normal rules relating to such fixation from time to time.

7. Training and Departmental Examination.—Persons appointed to the service by competitive examination shall be required to undergo such training from time to time during the course of service and to pass during the period of probation or trial such departmental examination as the Government may prescribe.

Provided that the Government may exempt either wholly or partly, from such training or departmental examination persons who have passed a departmental examination or have undergone training declared by Government to be equivalent to a departmental examination or training if any prescribed under these rules.

8. Eligibility of Government servants for direct recruitment.—A person already in the Government Service may apply through proper channel for direct recruitment to a vacant post in any particular class or category in the services if he possesses the educational and other qualifications prescribed for recruitment to such class or category of posts. The upper age limits of such Government servants shall be as provided in the general rules.

Provided that in case of post which requires a higher degree of specialisation and of experience, the Government may prescribe a higher age limit.

9. Power to relax.—Where the Government is of the opinion that it is necessary of expedient so to do, it may by order for reasons to be recorded in writing, relax any of the provisions of these rules with respect to any class, category of persons or posts.

Provided that while exercising this discretion, the Government shall keep the following principle in view:—

- (b) that such an exercise specifies objective test;
- (c) that it would satisfy any responsible man in place of the authority competent to relax; and
- (d) that the power should vest with the Chief Minister only.

10. Residuary.—In regard to matters not specifically covered by these rules, the members of the service shall be governed by the rules, regulations and orders applicable to the State Civil Services in general.

11. Maintenance of Seniority List.—Seniority of the members of the services shall be regulated under the Jammu and Kashmir Civil Service (Classification, Control and Appeal) Rules, 1955. The Head of Department shall maintain an up-to-date and final seniority list of the service.

12. Interpretation.—If any question arises relating to the interpretation of these rules, the matter shall be referred to the Government whose decision thereon shall be final and binding.

(13) Repeal and savings (1) All rules corresponding to these rules and in force immediately before the commencement of these rules are hereby repealed.

(2) Notwithstanding such repeal any appointment, order made or action taken under the provisions of the rules so repealed shall be deemed to have been made or taken under the corresponding provisions of these rules.

By order of the Governor. (Sd.)

Deputy Secretary to Government
Agrl. and Rural Dev. Department

SCHEDULE-I
EXECUTIVE

C. Assistant Seamer/ Senior Canning Attendant/Mobile Canning Attendant. 950-1500 .. 7 7

Category	Designation of the post	Grade	No of post	Perma- nent	Tempo rary	Total	VI. A	VI. B	VI. C
I.	Senior Horticulture Technician.	2000-3200 ..	71	71		71			
II. A	Instructor Canning.	1769-3200 ..	14	14		14			
B	Foreman.	1760-3200 ..	4	4		4			
III. A	Horticulture Techni- cian Grade-I (30 posts) Nursery Registration Inspector (12 posts) and Enforcement Inspector (3 posts).	1400-2600 ..	45	45		45			
B.	Assistant Canning Instructor.	1400-2600 ..	3	3		3			
C.	Laboratory Technician	1400-2600 ..	3	3		3			
D.	Camerman.	1400-2600 ..	2	2		2			
IV. A	Horticulture Techni- cian Grade-II.	1200-2040 ..	147	147		147			
B	Mechanic/Smith	1200-2040 ..	1	1		1			
C.	Mechanic.	1200-2040 ..	1	1		1			
D.	Film Operator.	1200-2040 ..	1	1		1			
E.	Seamer/Canning Operator/Canning Mechanic/Bolierman.	1200-2040 ..	11	11		11			
A	Mechanic/Bolierman.	1200-2040 ..	1	1		1			
A	Knitb.	1200-2040 ..	1	1		1			
A	Horticulture Tech- nician Grade-III.	950-1500	34	263		297			

VII. A. Horticulture Technician Grade-IV. 775-1025 56 1294 1350
 B. Hammerman. 775-1025 1 2 3
 C. Gardener/Mali. 630-940 332 228 560
 Laboratory/Canning Store Attendant/Bolier Attendant. 630-940 .. 31 31
 Watcher/Chowkidars. 630-940 .. 157 157

(Sd.)
 Secretary to Government,
 Agriculture Prod. Department.

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SCHEDULE - II (EXECUTIVE)

Class	Category	Designation of the post.	Pay scale	Minimum qualification for direct recruitment.	Method of recruitment.
1	2	3	4	5	6
I.		Senior Horticulture Technician.	2000-3200	B. Sc. Horticulture or B. Sc. Agriculture with Horticulture as major subject.	(i) 40% by direct recruitment. (ii) 50% by promotion from Class III categories A, B, C and D from amongst persons having qualified one years Basic Horticulture Training Course from a recognised Institution. (iii) 10% by promotion from inservice candidates having qualified B. Sc. Agriculture or B. Sc. Horticulture Course with minimum five years experience.
II.	A.	Instructor Canning.	1760-3200	Degree/Diploma in Food Processing or Fruit Preservation from any recognised University/Institute.	(i) 50% by direct, recruitment (ii) 50% by promotion from Class III categories 'A, B, C and D' from amongst persons having qualified six months training in Fruit Preservation from a recognised Institute.
	B.	Foreman	1760-3200	B. Sc. Agriculture Engineering.	(i) 25% by direct recruitment. (ii) 75% by promotion from Class IV category 'B' from amongst the persons having 10 years experience in the class and knowledge of disassembling and assembling of Plant Protection Machinery.
III	A	Horticulture Technician Grade-I/Nursery Registration Inspector/Enforcement Inspector.	1400-2600		By promotion from Class IV category 'A' from amongst the persons having 5 years experience in that class.
	B.	Assistant Canning Instructor.	1400-2600		By promotion from Class IV categories 'A' and 'D' from amongst the persons having 5 years experience in that class besides six months training course in fruit preservation.
	C.	Laboratory Technician.	1400-2600	B. Sc. with 2 years working experience in a recognised Laboratory.	By direct recruitment

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	3	4	5	6
	Camera man.	1400-2600	Matric or its equivalent qualification having knowledge of handling video camera slide preparation, Black and white and Colour photographs printing, besides 5 years working experience in an organisation of repute.	By direct recruitment.
IV. A.	Horticulture Technician Grade-II.	1200-2040	..	By promotion from Class V categories 'A' and 'C' from amongst the persons having passed Basic Horticulture Training in Fruit Preservation with 3 years experience in that class from a recognised University.
B.	Mechanic/Smith Mechanic.	1200-2040	...	By promotion from Class V category 'B' from amongst ITI trained candidates with 5 years experience in this class.
C.	Film Operator	1200-2040	Higher Secondary Part II (10+2) besides having qualified in electrical trade from ITI.	By direct recruitment.
D.	Seaman/Canning Operator/Canning Mechanic/Biolerman.	1200-2040	..	By promotion from Class V category 'C' with minimum 5 years experience in that class besides possessing six months Training in Fruit Preservation.
E.	Katib	1200-2040	Matric or its equivalent qualification having Certificate of Calligraphy in Urdu from Cultural Academy or recognised Institute.	By direct recruitment.
V. A.	Horticulture Technician Grade III.	950-1500	..	By promotion from Class VI and Class VII from amongst the Matriculate candidate having 5 years experience in that class and having qualified Basic Horticulture Training Course from recognised Institute.
B.	Mechanics/ Assistant Mechanics/ Welder	950-1500	Matric or its equivalent qualification with ITI training in Automobile/ Mechanical/Electrical/ Welding Trade.	By direct recruitment.
C.	Assistant Seaman/ Senior Canning Attendant/Canning Attendant/Mobile Canning Attendant.	950-1500	Matric or its equivalent qualification with 6 months training in Fruit Preservation.	By direct recruitment.
VI. A.	Horticulture Technician Grade-IV.	775-1025	Matric or its equivalent with one years Basic Horticulture Training	By direct recruitment.
B.	Hammerman.	775-1025	Middle pass with one years experience in the profession/ job.	By direct recruitment.

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