

RECRUITMENT RULES

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GOVERNMENT OF PUDUCHERRY
COMMERCIAL TAXES SECRETARIAT

(G.O. Ms. No. 14/CT/A1/2017, Puducherry, dated 10th February 2017)

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, read with the Notification No. 24/78/68-DH (S), dated 24th September, 1968 of the Government of India, Ministry of Home Affairs, New Delhi and in supersession of the notification issued in G.O. Ms. No. 34/80/Fin. (CT), dated 22nd October, 1980 and published as a Supplement to the Gazette No. 44, dated 28th October, 1980, save as respects things done or omitted to be done before such supersession, the Lieutenant-Governor, Puducherry, hereby makes the following rules regulating the method of recruitment to the Group 'A' post of "Deputy Commissioner (Commercial Taxes)" in the Commercial Taxes Department, Government of Puducherry, namely:—

1. *Short title and commencement.*— (i) These rules may be called the Government of Puducherry, Commercial Taxes Department, Group 'A' Gazetted post of Deputy Commissioner (Commercial Taxes) Recruitment Rules, 2017.

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

2. *Number of post, its classification and Pay Level in the Pay Matrix.*—The number of the said post, its classification and Pay Level in the Pay Matrix attached thereto, shall be as specified in columns (2) to (4) of the Schedule annexed hereto.

3. *Method of recruitment, age-limit and other qualifications.*— The method of recruitment to the said post, age-limit, qualifications and other matters relating thereto, shall be as specified in columns (5) to (13) of the said Schedule.

4. *Disqualifications.*— No person,—

(a) who has entered into or contracted a marriage with a person having with a spouse living; or

(b) who, having a spouse living, has entered into or contracted a marriage with any person,

shall be eligible for appointment to the said post:

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

5. *Power to relax.*— Where the Lieutenant-Governor, Puducherry is of the opinion that it is necessary or expedient so to do, he may, by order and for reasons to be recorded in writing and in consultation with the Union Public Service Commission, relax any of the provisions of these rules with respect to any class or category of persons.

6. *Saving.*— Nothing in these rules shall affect the reservations, relaxations in upper age-limit and other concessions required to be provided for Scheduled Castes, Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Government from time to time in this regard.

SCHEDULE

RECRUITMENT RULES FOR THE POST OF DEPUTY COMMISSIONER (COMMERCIAL TAXES)

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|---|---|--|
| 1. Name of the post | : | Deputy Commissioner (Commercial Taxes) |
| 2. Number of post | : | 1 (One) [2017] Subject to variation dependent on work-load. |
| 3. Classification | : | General Central Services – Group 'A' – Gazetted – Non-Ministerial. |
| 4. Level in the Pay Matrix | : | Level-11 |
| 5. Whether selection post or non-selection post | : | Selection |
| 6. Age-limit for direct recruits | : | Not applicable |
| 7. Educational and other qualifications required for direct recruits. | : | Not applicable |
| 8. Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotees. | : | Not applicable |
| 9. Period of probation, if any | : | Not applicable |
| 10. Method of recruitment, whether by direct recruitment or by promotion or by deputation/absorption and percentage of the vacancies to be filled by various methods. | : | By promotion failing which by deputation including short-term contract. |
| 11. In case of recruitment by promotion /deputation/ absorption, grades from which promotion/deputation/absorption is to be made. | : | Promotion
Assistant Commissioner/Appellate Assistant Commissioner (CT) in Level 10 in the Pay Matrix with 5 years service in the grade rendered after appointment thereto on a regular basis and have successfully completed the two weeks mandatory training in the Refresher Course as prescribed and sponsored by Department. |

Note : (1) Where juniors who have completed their qualifying/eligibility service are being considered for promotion, their seniors would also be considered provided they are not short of the requisite qualifying/eligibility service by more than half of such qualifying/eligibility service or two years, whichever is less, and have successfully completed their probation period for promotion to the next higher grade along with their juniors who have already completed such qualifying/eligibility service.

Note : (2) For the purpose of computing minimum qualifying service for promotion, the service rendered on a regular basis by an officer prior to 1-1-2006/the date from which the revised pay structure based on the Sixth Central Pay Commission recommendations has been extended, shall be deemed to be service rendered in the corresponding Grade Pay/Pay Scale extended based on the recommendations of the Pay Commission.

Deputation (ISTC)

Officers under the Central or State Governments or Union Territories or Public Sector Undertakings or Recognized Research Institutions or Universities or Semi-Government or Statutory or Autonomous Organization:

- (a) (i) holding analogous posts on regular basis in the parent cadre/department ; or
 - (ii) with five years service in the grade rendered after appointment thereto on a regular basis in posts in Level 10 in the Pay Matrix;
- and

(b) 5 years of experience in Commercial Taxation in Central/State/Union territory Government/Public Sector Undertakings/Autonomous Organisation/University.

Note : (1) The Departmental Officers in the feeder category who are in the direct line of promotion will not be eligible for consideration for appointment on deputation/absorption. Similarly, the deputationists shall not be eligible for consideration for appointment by promotion.

(Period of deputation (ISTC) including the period of deputation (ISTC) in another ex-cadre post held immediately preceding this appointment in the same or some other organization/department of the Central Government shall ordinarily not to exceed four years. The maximum age-limit for appointment by deputation (ISTC) shall not be exceeding 56 years as on the closing date of receipt of applications).

Note : (2) For the purpose of appointment on deputation basis, the service rendered on a regular basis by an officer prior to 1-1-2006/the date from which the revised pay structure based on the Sixth Central Pay Commission recommendations has been extended, shall be deemed to be service rendered in the corresponding grade pay/pay scale extended based on the recommendations of the Pay Commission except where there has been merger of more than one pre-revised Scale of Pay into one grade with a common Grade Pay/Pay Scale, and where this benefit will extend only for the post(s) for which that Grade Pay/Pay Scale is the normal replacement grade without any upgradation.

12. If, a Departmental Promotion Committee exists, what is its composition? : *Group 'A' Departmental Promotion Committee (for considering promotion):-*
- | | |
|--|-------------|
| (1) Chief Secretary,
Government of Puducherry | .. Chairman |
| (2) Secretary to Government,
(Commercial Taxes) | .. Member |
| (3) Secretary to Government,
(Finance) | .. Member |
| (4) Secretary to Government,
(General Administration) | .. Member |
13. Circumstances in which the Union Public Service Commission is to be consulted in making recruitment. : Consultation with the Union Public Service Commission is necessary while appointing an officer on deputation (ISTC).

(By order of the Lieutenant-Governor)

G. SRINIVAS,
Additional Secretary to Government (Commercial Taxes).

GOVERNMENT OF PUDUCHERRY
COMMERCIAL TAXES SECRETARIAT

(G.O. Ms. No. 15/CT/A1/2017, Puducherry, dated 10th February 2017)

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, read with the Notification No. 24/78/68-DH (S), dated 24th September, 1968 of the Government of India, Ministry of Home Affairs, New Delhi and in supersession of the notification issued in G.O. Ms. No. 51/87/F6/CTD, dated 24th March, 1987 and published as a Supplement to the Gazette No. 28, dated 14th July, 1987, save as respects things done or omitted to be done before such supersession, the Lieutenant-Governor, Puducherry, hereby makes the following rules regulating the method of recruitment to the Group 'A' Gazetted post of "Assistant Commissioner/Appellate Assistant Commissioner (Commercial Taxes)" in the Commercial Taxes Department, Government of Puducherry, namely:—

1. *Short title and commencement.*— (i) These rules may be called the Government of Puducherry, Commercial Taxes Department, Group 'A' Gazetted post of Assistant Commissioner/Appellate Assistant Commissioner (Commercial Taxes) Recruitment Rules, 2017.

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

2. *Number of post, its classification and Pay Level in the Pay Matrix.*—The number of the said post, its classification and Pay Level in the Pay Matrix attached thereto shall be as specified in columns (2) to (4) of the Schedule annexed hereto.

3. *Method of recruitment, age-limit and other qualifications.*— The method of recruitment to the said post, age-limit, qualifications and other matters relating thereto, shall be as specified in columns (5) to (13) of the said Schedule.

4. *Disqualifications.*— No person,—

(a) who has entered into or contracted a marriage with a person having with a spouse living; or

(b) who, having a spouse living, has entered into or contracted a marriage with any person,

shall be eligible for appointment to the said post:

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

5. *Power to relax.*— Where the Lieutenant-Governor, Puducherry is of the opinion that it is necessary or expedient so to do, he may, by order and for reasons to be recorded in writing and in consultation with the Union Public Service Commission, relax any of the provisions of these rules with respect to any class or category of persons.

6. *Saving.*— Nothing in these rules shall affect the reservations, relaxations in upper age-limit and other concessions required to be provided for Scheduled Castes, Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Government from time to time in this regard.

SCHEDULE

RECRUITMENT RULES FOR THE POST OF ASSISTANT COMMISSIONER / APPELLATE ASSISTANT COMMISSIONER (COMMERCIAL TAXES)

1. Name of the post	: Assistant Commissioner/Appellate Assistant Commissioner (Commercial Taxes)
2. Number of post	: 3 (Three) [2017] Subject to variation dependent on work-load.
3. Classification	: General Central Service – Group 'A' – Gazetted – Non-Ministerial.
4. Level in the Pay Matrix	: Level-10
5. Whether selection post or non-selection post	: Selection
6. Age-limit for direct recruits	: Not applicable
7. Educational and other qualifications required for direct recruits.	: Not applicable
8. Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotees.	: Not applicable
9. Period of probation, if any	: Two years for promotees
10. Method of recruitment, whether by direct recruitment or by promotion or by deputation/absorption and percentage of the vacancies to be filled by various methods.	: By promotion failing which by deputation including short-term contract.

11. In case of recruitment by promotion /deputation/ : **Promotion**
 absorption, grades from which promotion/deputation/
 absorption is to be made.

Commercial Tax Officer in Level 7 in the Pay Matrix with 3 years service in the grade rendered after appointment thereto on a regular basis and have successfully completed the two weeks mandatory training in the Refresher Course of duties/responsibilities of the post for promotion.

Note : (1) Where juniors who have completed their qualifying/eligibility service are being considered for promotion, their seniors would also be considered provided they are not short of the requisite qualifying/eligibility service by more than half of such qualifying/eligibility service or two years, whichever is less, and have successfully completed their probation period for promotion to the next higher grade along with their juniors who have already completed such qualifying/eligibility service.

Note : (2) For the purpose of computing minimum qualifying service for promotion, the service rendered on a regular basis by an officer prior to 1-1-2006/the date from which the revised pay structure based on the Sixth Central Pay Commission recommendations has been extended, shall be deemed to be service rendered in the corresponding Grade Pay/Pay Scale extended based on the recommendations of the Pay Commission.

Deputation (ISTC)

Officers under the Central or State Governments or Union Territories or Public Sector Undertakings or Recognized Research Institutions or Universities or Semi-Government or Statutory or Autonomous Organization:

- (a) (i) holding analogous posts on regular basis in the parent cadre/department ; or
- (ii) with two years service in the grade rendered after appointment thereto on a regular basis in posts in Level 8 in the Pay Matrix;
- and
- (b) three years of experience in Commercial Taxation matters from a Government Department.

Note : (1) The Departmental Officers in the feeder category who are in the direct line of promotion will not be eligible for consideration for appointment on deputation/absorption. Similarly, the deputationists shall not be eligible for consideration for appointment by promotion.

(Period of deputation (ISTC) including the period of deputation (ISTC) in another ex-cadre post held immediately preceding this appointment in the same or some other organization/department of the Central Government shall ordinarily not to exceed three years. The maximum age-limit for appointment by deputation (ISTC) shall not be exceeding 56 years as on the closing date of receipt of applications).

Note : (2) For the purpose of appointment on deputation basis, the service rendered on a regular basis by an officer prior to 1-1-2006/the date from which the revised pay structure based on the Sixth Central Pay Commission recommendations has been extended, shall be deemed to be service rendered in the corresponding Grade Pay/Pay Scale extended based on the recommendations of the Pay Commission except where there has been merger of more than one pre-revised Scale of Pay into one grade with a common Grade Pay/Pay Scale, and where this benefit will extend only for the post(s) for which that Grade Pay/Pay Scale is the normal replacement grade without any upgradation.

12. If, a Departmental Promotion Committee exists, what is its composition? : *Group 'A' Departmental Promotion Committee (for considering promotion):-*
- | | | |
|---|----|----------|
| (1) Chairman/Member,
Union Public Service Commission | .. | Chairman |
| (2) Chief Secretary,
Government of Puducherry | .. | Member |
| (3) Secretary to Government,
(Commercial Taxes) | .. | Member |
- Group 'A' Departmental Confirmation Committee (for considering confirmation):-*
- | | | |
|--|----|----------|
| (1) Chief Secretary,
Government of Puducherry | .. | Chairman |
| (2) Secretary to Government,
(Commercial Taxes) | .. | Member |
| (3) Additional/Joint/Deputy Secretary
to Government (Commercial Taxes). | .. | Member |
13. Circumstances in which the Union Public Service Commission is to be consulted in making recruitment. : Consultation with the Union Public Service Commission necessary while appointing an officer on deputation (ISTC).

(By order of the Lieutenant-Governor)

G. SRINIVAS,
Additional Secretary to Government (Commercial Taxes).