

*P. K. S.*

COPY OF:

GOVERNMENT OF TAMIL NADU

ABSTRACT

PUBLIC SERVICES SPECIAL QUALIFYING EXAMINATION 1995 -  
Personnel qualified in the examination - Conditions of  
service - Special Rules - Issued.

PERSONNEL & ADMINISTRATIVE REFORMS (P) DEPARTMENT

G.O.Ms.No.71

Dated: 7.4.2000

Read:-

1. G.O.Ms.No.433, P&AR (PC) Department,  
dt. 14.12.93.
2. G.O.Ms.No.25, P&AR (PC) Department,  
dt. 20.1.94.
3. Government Ir.No.66543/P/97-1, P&AR Department,  
dt. 13.1.98.
4. From the Secretary, Tamil Nadu Public Service  
Commission Ir.No.2558/PSD-C1/96, dt. 15.7.98  
and 12.1.2000.

ORDER:

In the Government Orders read above, the Government have ordered for conducting a Special Qualifying Examination by the Tamil Nadu Public Service Commission for bringing the Temporary employees in the common categories of Junior Assistant/Typist and Steno-Typist into regular service. Accordingly, the Tamil Nadu Public Service Commission had conducted the Special Qualifying Examination (SSLC Standard) on 24.6.95 and allotted the successful candidates to the various departments for appointment.

2. The Government have examined the question of framing special rules governing the service conditions of such persons who were appointed through Special Qualifying Examination, 1995.

3. The following Notification will be published in the Tamil Nadu Government Gazette:-

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Tamil Nadu hereby makes the following rules.

2. The rules hereby made shall be deemed to have come into force on the 24th June 1995.

RULES

1. Short title and application.— (1) These rules may be called the Tamil Nadu Special Qualifying Examination Rules, 2000.  
(2) They shall apply to all candidates appointed through Special Qualifying Examination in 1995.
2. Definitions.— In these rules, unless the context otherwise requires,—
  - (a) "candidates appointed through Special Qualifying Examination in 1995" means Typist appointed to the Tamil Nadu Secretariat Service or Junior Assistant, Typist or Steno-typist appointed to the Tamil Nadu Ministerial Service or to the Tamil Nadu Judicial Ministerial service, as the case may be, through the Special Qualifying Examination conducted by the Tamil Nadu Public Service Commission in 1995;
  - (b) "General Rules" means the General Rules in Part II of the Tamil Nadu State and Subordinate Services Rules; and
  - (c) "Special Rules" means the Special Rules for the Tamil Nadu Secretariat Service, The Tamil Nadu Ministerial Service or the Tamil Nadu Judicial Ministerial Service, as the case may be.
3. Special Provisions.— If any of the provisions of these rules are repugnant to the corresponding provisions of the General Rules, Special Rules, Fundamental Rules, Tamil Nadu Leave Rules, 1933 or the Tamil Nadu Travelling Allowance Rules, the candidates appointed through the Special Qualifying Examination in 1995 shall, notwithstanding such repugnancy, be governed by these rules.
4. Qualifications.— (a) Age.— The age qualifications prescribed in the Special Rules shall not apply to the candidates appointed through the Special Qualifying Examination in 1995.  
(b) Educational qualification.— The candidates appointed through the Special Qualifying Examination in 1995 shall possess the educational qualifications prescribed in the Special Rules concerned.  
(c) Technical Qualifications.— The candidates appointed through the Special Qualifying Examination in 1995 shall possess the technical qualifications prescribed in the Special Rules concerned.

Provided that a candidate appointed through the Special Qualifying Examination in 1995 and who does not possess the technical qualifications prescribed in the Special Rules concerned shall acquire the technical qualifications prescribed in the Special Rules concerned within period

of two years from the date of issue of these rules, failing which, his services shall be terminated following the procedure laid down in General Rules for the Tamil Nadu State and Subordinate Services and the Special Rules concerned.

5. Commencement of Probation.— (1) A candidate who has been allotted through the Special Qualifying Examination in 1995 and appointed to the post of Typist in the Tamil Nadu Secretariat Service or Junior Assistant, Typist or Steno-Typist in the Tamil Nadu Ministerial Service or Tamil Nadu Judicial Ministerial Service shall commence his probation with effect from the 24th June 1995, if he was working temporarily in the said service on the said date.

Provided that if such candidate was not working in the said service on the said date, he shall commence his probation with effect from the date on which he was appointed temporarily in the said service subsequent to 24th June 1995 or with effect from the date of joining duty in the said service on allotment by the Tamil Nadu Public Service Commission.

(2) If any candidate has been allotted to a department other than the department in which he was previously working temporarily or to the same department and joined there in, but has commenced his probation from a date earlier than the date of joining duty on allotment by the Tamil Nadu Public Service Commission as provided in sub-rule (1), such candidate shall not acquire any preferential right in the department in which he was previously working temporarily.

(3) The provisions contained in the above sub-rules (1) and (2) shall also be applicable to the candidate who has been allotted through Special Qualifying Examination in 1995 and appointed to the post of Typist in the Tamil Nadu Secretariat Service, Junior Assistant, Typist or Steno-typist in the Tamil Nadu Ministerial Service or in the Tamil Nadu Judicial Ministerial Service, even if he was not temporarily working in the said category/service, provided the post held by a candidate before and after allotment by Tamil Nadu Public Service Commission carries identical scale of pay.

(4) In cases where a candidate is appointed to a post which carries higher scale of pay after allotment by Tamil Nadu Public Service Commission, he shall commence his probation only on the date of joining after allotment by the Tamil Nadu Public Service Commission in the said post.

6. Probation. - (1) Every person who has been appointed through the Special Qualifying Examination in 1995, shall, from the date on which he commences probation as provided in sub-rules (1), (3) and (4) of rule 5, be on probation for a total period of two years on duty within a continuous period of three years.
- (2) The past services rendered by the candidates in any category/service after the date of commencement of probation as provided in rule 5 shall count for probation in the category/service to which he was appointed after allotment by the Tamil Nadu Public Service Commission.
7. Seniority. - The Seniority of a person appointed through the Special Qualifying Examination in 1995 irrespective of the date of commencement of probation shall be determined by the rank obtained by him in the list of approved candidates drawn up by the Tamil Nadu Public Service Commission. The candidates appointed through Special Qualifying Examination in 1995 shall take seniority below the candidates selected from the Main List, Reserve List and beyond the Reserve list of candidates drawn for the posts of Junior Assistant and Typist and the Reserve List of Steno-Typist drawn separately for this post on the results of the Group IV Services regular Competitive Examinations conducted by the Tamil Nadu Public Service Commission in 1994.
8. Fixation of Pay. - (1) Every person appointed to the post of Junior Assistant, Typist or Steno-Typist, as the case may be, shall continue to draw the same pay drawn by him prior to the date of his commencement of probation if he had been allotted to the same category in the same department where he had been previously working temporarily. The pay of a person allotted to the same category in a different department shall be fixed at the same stage in the time scale of pay applicable to the post prior to such allotment.
- (2) The pay last drawn prior to the commencement of probation allotted in sub-rule (1) shall also be made applicable to the person who was appointed in a different category/service after allotment by the Tamil Nadu Public Service Commission, provided the post he holds before and after allotment by the Tamil Nadu Public Service Commission carries identical scale of pay. However special pay allowed to the post of Typist shall not be taken into account for last pay drawn in case he is appointed as Junior Assistant on allotment by the Tamil Nadu Public Service Commission.
- (3) In cases where a person is appointed to a post which carries higher scale of pay after allotment by Tamil Nadu Public Service Commission, he shall draw the minimum scale of pay applicable to the said post.

Provided that the above fixation shall not be applicable to a person who was ousted from such temporary appointment in a service for want of vacancy and was appointed in any department on allotment by the Tamil Nadu Public Service Commission. In such cases, the pay shall be fixed at the minimum of the time scale of pay applicable to the post to which he is appointed.

(4) The unavoidable breaks in services of a candidate appointed temporarily to the post of Junior Assistant, Typist or Steno-Typist, as the case may be, caused while on joining duty in a different department on allotment by the Tamil Nadu Public Service Commission shall be condoned.

(5) (i) The temporary services of Junior Assistant, Typist or Steno-Typist, as the case may be, prior to the date of commencement of probation shall count for increment in the time scale of pay, provided such services were continuous.

(ii) The provision contained in clause (i) shall also be applicable to a person who was appointed to a different category/service after allotment by the Tamil Nadu Public Service Commission.

9. Test or Training.— (1) Wherever Test or Training is prescribed as a qualification for declaration of completion of probation in a service, the candidate shall pass such test or undergo such training within two years from the date of issue of these Rules, failing which, his increments shall be stopped without cumulative effect. However if he fails to Pass such test or undergo such training within four years from the date of issue of these Rules, his services shall be terminated following the procedure laid down in the General Rules for the Tamil Nadu State and Subordinate Services and the Special Rules concerned.

(2) If any candidate who has been appointed through the Special Qualifying Examination in 1995 does not possess an adequate knowledge of Tamil, he shall pass the Second class Language Test in Tamil conducted by the Tamil Nadu Public Service Commission within two years from the date of issue of these Rules. If he fail to pass the said language Test within the said period of two years, his services shall be terminated following the procedures laid down in the General Rules for the Tamil Nadu State and Subordinate Services and the Special Rules concerned.

10. Earned Leave. - The candidate who has been appointed through the Special Qualifying Examination in 1995 shall earn the leave as provided in G.O.Ms.No.157, Personnel and Administrative Reforms (FR.III) Department, dt. 24.6.1994.

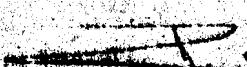
(BY ORDER OF THE GOVERNOR)

A.P. MUTHUSWAMY,  
CHIEF SECRETARY TO GOVERNMENT.

TO

The Director of Stationery & Printing for publication of Notification in the Tamil Nadu Government Gazette.  
All Secretaries to Government.  
All Heads of Departments including Collectors and District Judges.  
The Secretary, Tamil Nadu Public Service Commission, Chennai -  
All Sections in P&AR Department.  
SF/SCs.

//Forwarded by order//

  
SECTION OFFICER 3-520