

# **Bihar State Public Health Engineering Department Research Cadre Rules, 2016**

BIHAR

India

## **Bihar State Public Health Engineering Department Research Cadre Rules, 2016**

### **Rule**

### **BIHAR-STATE-PUBLIC-HEALTH-ENGINEERING-DEPARTMENT-RESEARCH CADRE RULES, 2016**

- Published on 8 September 2016
- Commenced on 8 September 2016
- [This is the version of this document from 8 September 2016.]
- [Note: The original publication document is not available and this content could not be verified.]

Bihar State Public Health Engineering Department Research Cadre Rules, 2016 Published vide Notification No. 3/Misc.-10113/2013-948, dated 08.09.2016 Last Updated 7th February, 2020 No. 3/Misc.-10113/2013-948. - In exercise of the powers conferred by the provision to Article 309 of the Constitution of India, the Governor of Bihar is hereby pleased to make the following rules for regulation of well arranged management, recruitment, promotion and service condition for the employees of research cadre of Public Health Engineering Department of the State:-

### **1. Short title, extent and commencement.**

(1) These rules may be called the Bihar State Public Health Engineering Department Research Cadre Rules, 2016; (2) It shall extend to the staff/officers of research cadre in the Public Health Engineering Department, Bihar; (3) It shall come into force at once.

### **2. Definitions.**

- In these rules, unless otherwise requires in the context :- (i) "Research Cadre" means research cadre of the staff and officers in Public Health Engineering Department of the state government; (ii) "Governor" means the Governor of Bihar; (iii) "Government" means the State Government of Bihar; (iv) "Rules" means The Bihar State Public Health Engineering Department Research Cadre Rules, 2016; (v) "Employees" means the Research Assistants (Chemists, Scientific Assistants, Assistant Research Officer, Microbiologist), Assistant Research Officer, Research Officer, Deputy Director (Research), of the research cadre of the Public Health Engineering Department of

the state;(vi)"Cadre strength" means number of the total employees of the cadre;(vii)"Department" means the Public Health Engineering Department;(viii)"Commission" means The Bihar Public Service Commission or The Bihar Staff Selection Commission as the case may be.

### 3. Constitution of the Cadre.

- This cadre shall be under the administrative control of the Public Health Engineering Department of the state.

### 4. Creation of the post, pay and category.

(1)The existing posts of the research employees of the Public Health Engineering Department shall be according to the classification given below and the posts of different categories of the cadre and their appointing authorities shall be as follows:-

Sl. No.	Existing post under Public Health Engineering Department	Changed Designation	Category	Gazetted / Non-Gazetted	Appointing Authority
1	Chemist / Scientific Assistant / Assistant Research Officer / Microbiologist	Research Assistant	Category 'C'	Non-Gazetted	Principal Secretary / Secretary, Public Health Engineering Department
2	Junior Research Officer / Research Officer	Assistant Research Officer	Category 'C'	Non-Gazetted	Principal Secretary / Secretary, Public Health Engineering Department
3	Senior Research Officer	Research Officer	Category 'B'	Gazetted	Governor of Bihar
4		Deputy Director (Research)	Category 'B'	Gazetted	Governor of Bihar

(2)Pay Scale sanctioned by the Finance Department from time to time for above posts of Research Assistant, Assistant Research officer, Research officer and Deputy Director (Research) shall be payable.

### 5. Numbers of Posts.

- The number of Posts under this Cadre for different categories of posts as shown in rule 4 shall be such as may be determined by the Department, from time to time.

## **6. The Source and qualification for the appointment.**

- The number of vacancies to be filled up by Promotion and through direct recruitment shall be determined by the Government on 1st April in every year and in cases of direct recruitment's in which the recommendation of Bihar Public Service Commission/Bihar Staff Selection Commission are required, in respect of it, the requisition shall be sent to the concerned commission respectively by 30th April by the department.

## **7. Age Limit.**

- The minimum age for the recruitment shall be 21 years and the maximum age limit shall be the same as may be determined by the Government of Bihar from time to time.

## **8. The Procedure for recruitment.**

(1)Research Assistant:-(i)The educational qualification for direct recruitment to the post of Research Assistant shall be passing of Bachelors' degree in Chemistry/Physics/ Mathematics / Biology / Microbiology.(ii)Out of the total posts of the Research Assistant, 50 percent posts shall be filled up through direct recruitment and rest 50 percent shall be filled up through promotion amongst the Laboratory Assistants working in the department.(iii)Such graduate Laboratory Assistants, who have completed 10 years of service and fulfill all other qualifications for promotion, will be promoted to this cadre.(iv)Such Laboratory Assistants, who are having the qualification of I.Sc. and have completed the 15 years of his service and fulfill other qualifications for promotion, will be promoted to this cadre under the condition.(v)Such Laboratory Assistants, who have educational qualification less than I.Sc., will not be entitled to be recruited in this Cadre through promotion.(vi)The direct appointment to the sanctioned posts of the Research Assistants may be made on the basis of Graduate (Science) level Competitive Examination conducted by Bihar Staff Selection Commission.(vii)The syllabus and marks for the examinations will be determined by the department after the consultation with the Bihar Staff Selection Commission.(2)Assistant Research Officer.-The cent-percent sanctioned posts of the Assistant Research Officer shall be filled up through promotion amongst Research Assistants. The basis of selection for promotion to the post of Assistant Research Officer amongst Research Assistant shall be seniority- cum- qualification. However, such promotion shall be given according to the circulars/directions issued time to time by the Government for promotion.(3)Research Officer:-(i)Out of the total created posts of Research Officer, 50 percent posts shall be filled up on the basis of the recommendation of the Bihar Public Service Commission. The minimum essential educational qualification for a candidate for direct recruitment shall be a master degree in Chemistry/ Zoology/Mathematics/Physics/Microbiology from any recognized university or its affiliated institution. Determination of the subjects and marks for examinations for direct recruitment to this post shall be made by the department in consultation with the Commission.The interview of successful candidates shall be taken on the basis of written examination by the Bihar Public Service Commission. The recruitment shall be made amongst selected candidates on the basis of total marks obtained in written examination and interview separately by Bihar Public Service Commission. The validity of the panel so prepared on the basis of the above examination, shall be maximum up to 1 year.(ii)The rest 50 percent posts of the Research

Officer shall be filled up by promotion on the basis of seniority-cum -eligibility amongst such Assistant Research Officers who have obtained post- graduate degree in subjects as described above under sub rule 3(i) and fulfill the criterion as per the circulars/directions issued by the State Government for promotion.(4)Deputy Director (Research):- The sanctioned posts of Deputy Director (Research) shall be filled by promotion amongst Research Officers on the basis of seniority-cum- eligibility.Only such officers shall be eligible for promotion to the above mention post, whose services are confirmed and who have completed KALAWADHI for promotion, determined by the General Administration Department from time to time.

## **9. Departmental Promotion Committee.**

(1)Promotion from non-gazetted to non-gazetted posts shall be considered by the Departmental Promotion Committee constituted under the chairmanship of the Principal Secretary/Secretary Public Health Engineering Department.(2)Promotion from non-gazetted to gazetted posts shall be considered by the Departmental Promotion Committee constituted under the chairmanship of the Chairman, Bihar Public Service Commission/or any Member nominated by him.(3)Promotion to the post of Deputy Director (Research) shall be considered by the Departmental Promotion Committee constituted under the chairmanship of the Chairman, Bihar Public Service Commission/ or any Member nominated by him.

## **10. Seniority.**

(1)Under these rules, the seniority inter-se of direct recruits in this cadre shall be determined in order of the merit list recommended by the commission.(2)The employee appointed by promotion in this cadre shall be senior to the person appointed by direct recruitment in that year, even if, the process of appointment by direct recruitment may have been already completed.(3)Seniority of employees of all the categories of this cadre shall be determined at the level of Public Health Engineering Department.

## **11. Probation and Training.**

- The staff/officer appointed by direct recruitment shall remain on probation for a period of two years from the date of his joining, in which a period of 3 months for training will include. In case of service not found satisfactory in the probation period, it may be extended for 6 months twice, i.e. maximum one year. Training shall have to taken at the State Level Laboratory in the department. As per necessity, the concerned Govt. Servant/ Officer may be sent to outside the State in any Institute for undertaking training.

## **12. Confirmation.**

- The staff/officer on probation shall be confirmed after successful completion of the probation period;provided --(a)his service has been satisfactory during the probation period;(b)he has completed training and probation period successfully in prescribed period under rule-11 during this

period;(c)It will be essential for all staff/officer appointed to all the posts to pass in the examination Hindi Noting and Drafting. Only after that he will be entitled for his first increment;(d)It will be essential for the Research Assistant / Microbiologist and Research Officer appointed by direct recruitment to pass the Hindi and departmental examination in first two years and vocational examination in three years of the service. If Hindi examination is passed by any person in the first year of the service, it will not be essential to pass in the Examination of Hindi Noting and Drafting. Second increment and third increment shall only be admissible after passing the departmental and vocational examination respectively. The subjects and level of question for Hindi and vocational examinations for staff/officer of different categories shall be determined separately. The subjects/marks for Hindi and vocational examination shall be determined within thirty days from the date of the notification of these Rules.

### **13. Reservation.**

- In the matter of recruitment to the posts under this cadre, the provision of Reservation Act and provision of reservation determined from time to time shall be applicable.

### **14.**

Except the rules as provided in these rules, the service condition of the employees appointed under this cadre shall be regulated under the rules prescribed by the government for the time being for the government servants.

### **15. Removal of Difficulties.**

- If the Government is satisfied that there is any difficulty to enforce any rule in any special case with regard to the service condition of any appointed employee under this cadre, the State Government may remove the same, by notification, after the consultation of the Law Department.

### **16. Savings and Repeal.**

(1)All resolutions/circulars and directions relating to this cadre issued earlier are hereby repealed.(2)Notwithstanding such repeal, any action taken under the resolutions/ circulars and directions issued earlier shall be valid as if they were made under these rules.