

52. No permanent officer or servant shall be entertained in any department of the municipal administration unless he has been appointed under section 40 or 45, or his office and emoluments are covered by sub-section (1) of section 51 or are included in the statement sanctioned under sub-section (3) of section 51 and for the time being in force ¹[excepting the Deputy Municipal Commissioner or the Assistant Municipal Commissioner.]

Restriction on employment officers and servants.

53. (1) The power of appointing municipal officers, whether temporary or permanent, whose minimum monthly salary exclusive of allowances ³[exceeds such amount as may be fixed in this behalf by the State Government, by a general or special order, from time to time in the case of each Corporation] shall vest in the Corporation:

Power of appointment in whom to vest

Provided that temporary appointments for loan works carrying ³[a minimum monthly salary, exclusive of allowances of the amount as so fixed by the State Government] may be made for a period of not more than six months by the Commissioner with the previous sanction of the Standing Committee on condition that every such appointment shall forthwith be reported by the Commissioner to the Corporation and no such appointment shall be renewed on the expiry of the said period of six months without the previous sanction of the Corporation.

(2) Save as otherwise provided in sub-section (1), the power of appointing municipal officers and servants, whether temporary or permanent, under the immediate control of the Municipal Chief Auditor and the Municipal Secretary shall vest in the Municipal Chief Auditor or the Municipal Secretary, as the case may be, subject, in either, case, to the approval of the Standing Committee unless the said Committee in any particular case or class of cases dispenses with his requirement.

(3) Save as otherwise provided in this Act, the power of appointing municipal officers and servants whether permanent or temporary vests in the Commissioner:

Provided that such power in respect of permanent appointments shall be subject to the statement for the time being in force prepared and sanctioned under section 51:

Provided further that no temporary appointment shall be made by the Commissioner for any period exceeding six months and no such appointment carrying ⁴[a monthly salary exceeding such amount as may be fixed in this behalf, by a general or special order, from time to time by the State Government in the case of each Corporation] shall be renewed by the commissioner on the expiry of the said period of six months without the previous sanction of the Standing Committee.

54. (1) There shall be a Staff Selection Committee consisting of the Commissioner or any other officer designated by him in this behalf, the Municipal Chief Auditor, the Head of the Department concerned and not more than one other officer nominated by the Commissioner.

Manner of making appointments.

(2) The Staff Selection Committee shall, in the manner prescribed in the rules, select candidates for all appointments in the municipal service other than appointments referred to in sub-section (1) of section 53 and other than those which the Corporation may, with the previous approval of the ⁵[State] Government, by order specify in this behalf, unless it is proposed to fill the appointment from amongst persons already in municipal service or unless the appointment is of a temporary character and is not likely to last for more than six months.

(3) Every authority competent to make appointments in the municipal service shall make appointments of the candidates so selected in accordance with the directions given by the Staff Selection Committee.

1. These words were inserted by Guj. 17 of 2017, s. 7.

2. These words were substituted for the words "is or exceeds four hundred rupees" by Guj. 1 of 1979, s. 6 (i).

3. These words were substituted for the words "a monthly salary of rupees four hundred or more exclusive of allowances", *ibid.*, s. 6 (ii).

4. These words were substituted for the words "a monthly salary of more than one hundred rupees exclusive of allowances", *ibid.*, s. 6 (iii).

5. This word was substituted for the word "Provincial" by the Adaptation of Laws Order, 1950.