

In Pursuance of the provisions of clause (3) of article 348 of the constitution of India the Governor is pleased to order the publication of the following English translation of notification no. 590/karmic-2/2003-55/2002, dated may,13 2003 for general information.

No. 590/karmic-2/2003-55/2002

Dated Dehradun, May 13,2003

**Notification**

**Miscellaneous**

In exercise of the powers conferred by the proviso to Article 309 of the constitution and in supersession of all existing rules and orders on the subject, the governor is pleased to make the following rules regulating recruitment and conditions of service of persons appointed to the Uttarakhand Government Department Driver's service:-

**THE \* UTTARAKHAND GOVERNMENT DEPARTMENT DRIVER'S SERVICE RULES, 2003**

**(\*As Amended vide Notification No. 178/XII(2)/2008 dated 11-02-2008 )**

**PART—I**

**General**

- |          |   |                              |
|----------|---|------------------------------|
| <b>1</b> | <b>(1)</b> These Rules may be called the Uttarakhand Government Department Driver's Rules, 2003   | Short Title and commencement |
|          | <b>(2)</b> They shall come into force at once.  |                              |
| <b>2</b> | The service of drivers in a government department or office comprises group "C" posts   | Status of service            |
| <b>3</b> | These rules shall apply to Drivers in a Government department or office under the rule making power of the Governor under the proviso to Article 309 of the constitution.   | Applications of these rules  |
| <b>4</b> | These rules shall have effect notwithstanding anything to the contrary contained in any other rules made by the Governor under proviso to Article 309 of the constitution, or orders, for the time being in force.      | Overriding effect            |
| <b>5</b> | In these rules, unless there is anything repugnant in the subject or context  | Definitions                  |
|          | <b>(a)</b> "Appointing Authority " means an authority empowered to make appointment to a post of Driver in a Government department or office under relevant service rules or executive instructions as the case may be; |                              |
|          | <b>(b)</b> "Citizen of India" means a person who is or is deemed to be a citizen of India Under Part-II of the constitution:  |                              |
|          | <b>(c)</b> "Constitution " means the constitution of India:   |                              |
|          | <b>(d)</b> ""Government" means the Government of Uttarakhand  |                              |
|          | <b>(e)</b> "Member of the service" means a person substantively appointed under these rules or the rules or orders in force prior to the commencement of these rules to a post in the cadre of the service;             |                              |
|          | <b>(f)</b> "Service" means the service of Drivers in a Government department or office constituted under relevant service rules or executive instructions, as the case may be:  |                              |

- (g) "Substantive appointment" means an appointment not being an ad-hoc appointment on a post in the cadre of the service made after selection in accordance with the rules and , if there are no rules, in accordance with the procedure prescribed for the time being by Executive instructions issued by the Government
- (h) "Year of recruitment" means a period of Twelve months commencing from the first day of July of a calendar year

**PART—II**

**Cadre**

- |   |   |                         |
|---|---|-------------------------|
| 6 | <b>The strength of the service in each Government Department or office shall be such as may be determined by the Government from time to time under the relevant service Rules or Executive instructions, as the may be</b> | <b>Cadre of service</b> |
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**Part-III**

**Recruitment**

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|---|---|------------------------------|
| 7 | Recruitment to a post in the service shall be made by direct recruitment.   | <b>Source of recruitment</b> |
| 8 | Reservation for the candidates belonging to the scheduled castes. Scheduled Tribes and other categories shall be in accordance with the orders of the Government in force at the time of recruitment. | <b>Reservation</b>           |

**PART—IV**

**Qualification**

- |     |  |                              |
|-----|--|------------------------------|
| 9   | A candidate for direct recruitment to a post in the service must be:-<br>A citizen of India, or  | <b>Source of recruitment</b> |
| (a) | A Tibetan refugee who come over to India before the 1 <sup>st</sup> January, 1962 with the intention of Permanently settling in India    |                              |
| (b) | A person of Indian origin who has migrated from Pakistan, Burma, Sri Lanka or any of the East African Countries of Kenya, Uganda and the |                              |
| (c) | United Republic Of Tanzania (formerly Tanganyika and Zanzibar) with the intention or permanently settling in India:                      |                              |

Provided that a candidate belonging to category (b) or (C) above must be a person in whose favour a certificate of eligibility has been issued by the State Government:

Provided also that if a candidate belonging to category (b) will also be required to obtain a certificate granted by the Deputy Inspector General of Police, intelligence Branch, Uttarakhand:

Provided also that if a candidate belongs to category (C) above no certificate of eligibility will be issued for a period of more than one year and the retention of such candidate in service beyond the period of one year shall be subject to his acquiring Indian citizenship.

**Note:**\*A candidate in whose case a certificate of eligibility is necessary but the same has neither been issued nor refused may be admitted to an examination and he may also be provisionally appointed subject to the necessary certificate being obtained by him or issued in his favour

**(\*As Amended vide Notification No. 178/XII(2)/2008 dated 11-02-2008 )**

- 10** A candidate for direct recruitment must have attained the age of twenty one years and must not have attained the age of more than thirty five years on the first day of the year of recruitment in which vacancies are advertised or notified: **Age**

**Provided that the upper age limit in the case of candidate belonging to the Schedules castes, Scheduled Tribes and such other categories as may be notified by the Government from time to time shall be greater by such number of years as may specified.**

- 11** **A candidate for direct recruitment to the service must** **Technical and Academic qualifications**
- (i)** Have passed class VIII examination from a recognized educational institution and
  - (ii)** Possess a valid driving license for heavy or light vehicle, as the case may be , for a period of not less than three years preceding the date on which vacancy is notified to the employment exchange under rule 16
- 12** A candidate who has **Preferential qualification**
- (i)** Passed high school examination of the board of High School and intermediate Education, Uttar Pradesh or Uttarakhand & Pariksha Parishad:
  - (ii)** Knowledge of vehicle mechanism;
  - (iii)** Served in the territorial army for a minimum period of two years:  
Shall other things being equal, be given preference in the matter of recruitment to the service.
- 13** The character of a candidate for recruitment to the service must be such as to render him suitable in all respects for employment in Government service The appointing authority shall satisfy itself on this point. **Character**
- NOTE:-: Persons dismissed by the Union Government or a State Government or a Local authority or by a corporation or Body owned or controlled by the Union Government or State Government shall be ineligible for recruitment to the service persons convicted of an offence involving moral turpitude shall also be ineligible.
- 14** A male candidate who has more than one wife living or a female candidate who has married a man already having a wife living shall not be eligible for recruitment to the service. **Marital Status**
- Provided that the Government may, if satisfied that there exist special grounds for doing so, exempt any person from the operation of this rule:
- 15** No person shall be appointed to service by direct recruitment unless be in good mental and bodily health and free from all physical defect likely to interfere with the efficient performance of his duties. Before a candidate is finally approved for appointment to the service. He shall be required to produce a certificate of fitness in accordance with the rules framed under Fundamental Rule 10 contained in chapter III of the Financial Hand Book, Volume II part III **Physical Fitness**

## PART-V

### Procedure of Recruitment

- 16** The appointing authority shall determine the number of vacancies to be filled during the course of the year as also the number of vacancies to be reserved for candidate belonging to Scheduled caste, Scheduled Tribes and other categories under rule 8. The appointing authority shall, notify the vacancies to the employment exchange in accordance with the rules and orders of the Government for the time being inforce, and he may also advertise the vacancies in the leading newspapers. Determination of Vacancies
- 17 (1)** For the Purpose of direct recruitment there shall be constituted a selection committee comprising
- (i)Appointing Authority Chairman
  - (ii)An officer belonging to scheduled castes or scheduled Tribe nominated by the appointing authority if the appointing does not belong to Scheduled caste or scheduled Tribes. If the appointing authority belongs to Scheduled castes or Scheduled Tribes an officer other than belonging to Scheduled caste or Scheduled Tribes to be nominated by the appointing authority; Member
  - (iii)Two officers nominated by the appointing authority, one of whom shall be an officer belonging to minority community and the other belonging to Backward class. If such suitable officers are not available in his department or organization such officers shall on the request of the appointing authority be nominated by the concerned district Magistrate Member
  - (iv) (1) Regional Transport Officer of the concerned region or his nominee not below the rank of Assistant Regional Transport Officer Member
- \* (2)** The applications received directly or through the Employment Exchange shall be scrutinized by the Appointing Authority. The selection committee shall call for written examination and driving test such persons who are eligible under these rules.
- \*\* (3)** (i) The test for selection shall be of 100 marks out of which there shall be written examination carrying 25 marks and the driving test of 75 marks. The merit and the driving test of 75 marks. The merit list shall be prepared on the basis of the aggregate of the marks obtained in the written examination and the driving test.
- (ii)Written examination of 25 marks shall consist of objective type question on motor driving and general Knowledge. There will be 25 question in all and each question shall carry one mark. One mark shall be awarded for every correct answer and 1/4 mark shall be deducted for every incorrect answer as negative marking

**(\*&\*\* As Amended vide Notification No. 178/XII(2)/2008 dated 11-02-2008 )**

(iii) After the examination is over the candidates shall be permitted to carry back the Question Booklet of the Written examination with them.

(iv) The answer sheet of the written examination shall be in duplicate (including the carbon copy) and the candidate shall be permitted to carry back the duplicate copy with them.

(v) After the written examination the answer key of the written examination shall be displayed on the Uttarakhand website [www.ua.nic.in](http://www.ua.nic.in)

(vi) After the results of the written examination as mentioned under above clause(i) have been received and tabulated a driving test carrying 75 marks shall be conducted having regard to provisions of the reservation . the number of candidates to be called for driving test shall be six times of the number of vacancies.

(vii) The selection committee shall prepare a list of the candidates in order of their proficiency as disclosed by the aggregate of marks obtained in the written examination and the driving test. If two or more candidates obtain equal marks, the selection committee shall place the candidate obtaining higher marks in written examination at the higher place in the selection list. If two or more candidates obtain equal marks in the written examination also, the candidate senior in age shall be placed higher in order in merit by the selection committee. The number of names in the list shall be more (but not more than 25%) than the number of vacancies. The selection committee shall forward the list to the Appointing Authority.

(viii) The appointing Authority shall display the marks obtained in the written examination and driving test on the website [www.ua.nic.in](http://www.ua.nic.in) of Uttarakhand

## **PART – VI**

### **Appointment, Probation, Confirmation and Seniority**

- 18** (1) The Appointing Authority shall make appointment by taking the names of the candidate in the order in which they stand in the list prepared under rule 17. **Appointment**
- (2) If more than one orders of appointment are issued in respect of any one selection, a combined order shall also be issued mentioning the names of the persons in order of seniority as determined in the selection.
- 19** (1) A Person on substantive appointment to a post in the service shall be placed on probation for a period of two years. **Probation**
- (2) The appointing authority may, for reasons to be recorded , extend the period of probation in individual cases specifying the date up to which the extension is granted.

Provided that, except in exceptional circumstances the period of probation shall not be extended beyond one year and in no circumstances beyond two years.

- (3) If it appears to the appointing authority at any time during or at the end of the period of probation or extended period of probation that a probationer has not made sufficient use of his opportunities, or has otherwise failed to give satisfaction his services may be dispensed with .
- 20 A probationer shall be confirmed in his appointment at the end of the period of probation or extended period of probation if Confirmation
- (i) his work and conduct are found to be satisfactory
  - (ii) his integrity is certified and
  - (iii) the appointing authority is satisfied that he is otherwise fit for confirmation
- 21 The seniority of persons substantively appointed to the posts of driver shall be determined in accordance with the Uttarakhand Government servants Seniority Rule, 2002 as amended from time to time. Seniority

## **PART-VII**

### **Pay Etc**

- 22 The scale of pay admissible to a person appointed to post in the service shall be such as may be determined by the government from time to time Scale of pay
- 23 Notwithstanding any provision in the Fundamental Rules to the contrary, a person on probation if he is not already in permanent service, shall be allowed his first increment into the time scale when has completed one of his satisfactory service, and second increment after two years service when he has completed the probationary period and also confirmed Pay during probation
- Provided that if the period of probation is extended on account of failure to give satisfaction such extension shall not count for increment unless the appointing authority directs otherwise.

## **PART-VII**

### **Other Provisions**

- 24 No recommendations, either written or oral, other than these required under these rules applicable to the service will be taken in to consideration. Any attempt on the part of a candidate to enlist support directly or indirectly for his candidature by other means shall disqualify him for appointment. Canvassing
- 25 In regard to matters not specifically covered by these rules, or by special orders persons appointed to the service shall be governed by the rules, regulations and orders applicable generally to Government servants serving in connection with the affairs of the state Regulation of other matters

- 26** Where the state Government is satisfied that the operation of any rule regulating the conditions of service of persons appointed to the service causes under hardship in any case, it may not withstanding anything contained in the rules applicable to the case, by order, dispense with or relax the requirements of that rule to such extent and subject to such conditions as it may consider necessary for dealing with the case in a just and equitable manner Relaxation in the condition of service.
- 27** Nothing in these rules shall affect reservation and other concessions required to be provided for the candidates belonging to the scheduled castes Scheduled tribes and other special categories of persons in accordance with the orders of the Government issued from time to time in this regard Saving

**By order**

**Alok Kumar Jain**  
**Secretary**

