

The Odisha Gazette

EXTRAORDINARY

PUBLISHED BY AUTHORITY

No. 206, CUTTACK, FRIDAY, JANUARY 24, 2014/MAGHA 4, 1935

[No. 1066-GAD-SC-RULES-0009/2013/Gen.]

GENERAL ADMINISTRATION DEPARTMENT

RESOLUTION

The 16th January, 2014

Sub: Regular Appointment of existing Contractual Group C and Group-D employees who are not holding any post in contravention of any statutory Recruitment Rules made under the proviso to Article 309 of the Constitution of India or any executive instruction in absence of such rules.

1. As per General Administration Department Resolution No. 26108/Gen., Dated the 17th September, 2013, the following are the mandatory eligibility conditionalities for regularization of contractual appointees/ engagements.

- (i) Contractual appointments/engagements must have been made against contractual posts created with the concurrence of Finance Department on abolition of the corresponding regular posts or contractual posts created with the concurrence of Finance Department without abolition of any corresponding regular post in case of new offices or for strengthening of the existing offices/services,
- (ii) Such Contractual appointments/engagements must have been made following the recruitment procedure prescribed for the corresponding regular posts, and
- (iii) Principle of reservation of Posts must have been followed in case of such Contractual appointments/engagements.

In other words, no contractual appointee shall be eligible for regular appointment as per the aforesaid Resolution unless the mandatory eligibility conditionalities described above are fulfilled.

2. A part from the contractual employees fulfilling the conditionalities elucidated in Para. 1 above, there are other categories of contractual employees engaged with or without creation of posts with the concurrence of Finance Department, without following the relevant recruitment and reservation Rules. There are also contractual employees engaged on out sourcing basis through service providing agencies. These contractual employees are not eligible for regularization as per the aforesaid Resolution.

3. In order to prevent misuse of the aforesaid Resolution, it is felt necessary to put appropriate mechanism in place to ensure that the necessary conditionalities as mentioned in Para. 1 are met.

4. Government, therefore, after careful consideration have been pleased to decide in the following manner.

- (a) Proposal for regularization of contractual appointees/engagements as per the aforesaid Resolution shall be considered and approved by a High Power Committee to be constituted under the Chairmanship of the Secretary of the relevant Department in which the concerned Head of Department and FA/AFA of the Department shall be Members.
- (b) In case the matter pertains to Administrative Department, then the High Power Committee shall be constituted under the Chairmanship of the Secretary of the Department with Special Secretary/ Additional Secretary in-charge of the office establishment and FA/AFA of the Department as Members.
- (c) While considering the cases of regularization, High Power Committee shall at the outset ensure that the concerned appointments fulfil the mandatory eligibility conditionalities as elucidated in Para. 1 above and thereafter consider the case on the basis of the stipulations contained under the heading "**Regular Appointments**" of the General Administration Department Resolution No.26108/Gen, Dated the 17th September, 2013.

5. This Resolution has been issued with the advice of Finance Department communicated to General Administration Department vide their UOR No.5660-ACSF, dated the 19th December, 2013.

ORDER

Ordered that the Resolution be published in the Extraordinary issue of the *Odisha Gazette*. Ordered also that copies of the Resolution be forwarded to all Departments of Government / all Heads of Departments / all Collectors / Registrar, Odisha High Court / Registrar, Odisha Administrative Tribunal / Special Secretary, Odisha Public Service Commission / Secretary, Odisha Staff Selection Commission/ Secretary, Odisha Sub-ordinate Staff Selection Commission, Bhubaneswar.

By Order of the Governor

NITEN CHANDRA

Special Secretary to Government