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**NOTIFICATION**

No.A.12034/1/2000-P&AR(GSW), the 29th May, 2000.

**THE GOVERNMENT OF MIZORAM REGULARISATION OF WORK-CHARGED EMPLOYEES (IN PUBLIC WORKS DEPARTMENT, PUBLIC HEALTH ENGINEERING DEPARTMENT, POWER & ELECTRICITY DEPARTMENT AND IN OTHER ESTABLISHMENTS) SCHEME, 2000.**

**Preamble :** This scheme is formulated for giving scope for regularisation of work-charged employees to regular service under the Government of Mizoram in the light of the Hon'ble Supreme Court's directive in the case reported in AIR 1992 SC 2130.

**Short title and commencement :** This scheme shall be called, "The Government of Mizoram Regularisation of work-charged employees (in Public Works Department, Public Health Engineering Department, Power and Electricity Department and in other establishments) Scheme, 2000.

It shall come into force with immediate effect.

**Application :** This scheme shall apply to all Work-charged Employees under the Government of Mizoram in group C & D categories, who were duly appointed by Competent Authority or Authorities, as the case may be.

**Regularisation :** (i) Regularisation of Work-charged Employees shall be in consonance with the reservation policy adapted by the Government of Mizoram from time to time.

(ii) Any person who has been employed in Work-charged capacity in Group C & D category under the Government of Mizoram who has rendered satisfactorily a minimum continuous service

of 5 (five) years shall be eligible for regularisation to the corresponding posts prescribed for direct recruitment in the relevant Recruitment Rules.

Provided that such Work-charged Employee possesses the requisite Educational and other qualifications, etc. prescribed in the relevant Recruitment Rules.

Provided further that such regularisation shall be subject to satisfactory performance accorded in the Performance Report or any other like report for the last 3 (three) years, as may be maintained by the Department concerned.

(iii) Notwithstanding anything as provided in this clause, such regularisation shall be subject to availability of vacant post in direct quota of the corresponding post and shall be considered on order of length of service rendered as Work-charged Employee in the relevant category.

- Regularisation not as right : Notwithstanding anything contained in the clause 4 above, such regularisation cannot be claimed as a matter of right.
- Upper age limit : Overaged appointment of Work-charged Employee at the initial entry in Work-Charged capacity if any, shall be subject to condonation in consultation with DP & AR immediately before such regularisation.
- Pay : The pay of a Work-charged Employee shall be fixed by the Government immediately on regularisation in accordance with the relevant provisions of the Fundamental Rules, as amended from time to time and as adapted by the Government of Mizoram.
- Counting of Work-charged service on regularisation : (i) SENIORITY : The seniority of a Work-charged Employee shall be determined and fixed by the Government on regularisation in the corresponding post.
- (ii) PENSION : Past service rendered in Work-charged capacity shall be counted as qualifying service for the purpose of pensionary benefits as per the provisions incorporated under Government of India Decision No. 2 below Rule 14 of the CCS (Pension) Rules, 1972.
- (iii) RESIDUARY : All residuary matter regarding counting of past service in Work-charged capacity towards entitlement of Leave, Advance etc. shall be as may be determined by the Government formulated in consonance with relevant provisions of the Rules in force and governing similar matters.

By order etc.

B. Lalhema,  
Secretary to the Govt. of Mizoram,  
Deptt. of Personnel & A.R.



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#### NOTIFICATION

**No. A. 12034/1/2000-P&AR (GSW), the 7th August, 2008.** In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Mizoram is pleased to amend "The Government of Mizoram Regularisation of Work Charged Employees (in Public Works Department, Public Health Engineering, Power & Electricity Department and in other establishments) Scheme 2000" notified under the notification No. A. 12034/1/2000-P&AR (GSW) dt. 29.07.2000 and published in Mizoram Gazette, Vol. XXIX, Extra-ordinary Issue No. 164 dt. 05.06.2000, page - 1, (hereinafter referred to as the Principal Scheme), as follows, namely :-

*Short title and commencement*

1. (1) This scheme may be called "the Government of Mizoram Regularisation of Work-Charged Employees (in PWD, PHE, P&E and in Other Establishments) (Amendment) Scheme, 2008.
- (2) It shall come into force from the date of its publication in the official Gazette.

*Amendment of sub-clause (ii) of the clause Viz. "counting of Work Charged Service on regularization" of the Principal Scheme.*

2. In the Principal Scheme, for clause (ii) under the heading viz. "counting of Work Charged Service on regularization" the following shall be substituted, namely :-  
"(ii) -**PENSION** : Past service rendered in Work Charged capacity shall be counted towards qualifying service for the purposes of pensionary benefits".

By orders, etc.

C. Lalchhuana,  
Addl. Secretary to the Govt. of Mizoram,  
Deptt. of Personnel & Administrative Reforms.



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#### NOTIFICATION

**No.A.12034/1/2009-P&AR(GSW)**, the 9<sup>th</sup> October, 2014. In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Mizoram is pleased to amend “The Government of Mizoram Regularisation of Work Charged Employees (in Public Works Department, Public Health Engineering Department, Power & Electricity Department and in other Establishment) Scheme, 2000 notified under Notification No.A.12034/1/2000-P&AR(GSW) dt 29.5.2000 and published in the Mizoram Gazette Vol.XXIX Extra-Ordinary Issue No.164 dt 5.6.2000 (hereinafter referred to as the Principal Scheme), as follows, namely:-

1. Short title and commencement
  - (1) This Scheme may be called “The Government of Mizoram Regularisation of Work Charged Employees (in Public Works Department, Power & Electricity Department and in other Establishment) (Second Amendment) Scheme, 2013.
  - (2) It shall come into force from the date of its publication in the Official Gazette.
2. Amendment of Para 3

In para 3 of the Principal Scheme, the following shall be inserted between the words “in” and Group ‘C’ namely;

“Group ‘B’ with grade pay of ` 4400/- and below”
3. Amendment of Para 4(ii)

In para 4(ii) between the words “in” and Group ‘C’ the following shall be inserted namely;

“Group ‘B’ with grade pay of ` 4400/- and below”

**By orders, etc**

**B. Zahmuaka,**

Joint Secretary to the Govt. of Mizoram,  
Deptt. of Personnel & Adve. Reforms.