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NOTIFICATION

No. A.32013/38(Pt)/2021-P&AR (GSW), the 18th June, 2024: In the interest of public service and consequent upon the decision of item No. 4 in the council of Ministers' meeting held on 06.06.2024, the State Government hereby makes the following scheme for regularization/regular appointment of Centrally Sponsored Scheme Employees to corresponding regular posts under the Government of Mizoram, namely:-

1. Short title and commencement.-
 - 1) This Scheme may be called the Government of Mizoram Regularization of Centrally Sponsored Scheme (CSS) Employees Scheme, 2024.
 - 2) This Scheme shall come into force from the date of their publication in the Official Gazette.
2. Application.-

This Scheme shall apply to all employees under the Centrally Sponsored Scheme availed by the Government of Mizoram who were duly engaged through the proper recruitment process by the competent authority.
3. Reservations.-

The State Government in the concerned Department is responsible for determining the number of employees under the scheme to be considered for regularization into corresponding regular posts of the State under the direct quota at a time when the State Government is of the opinion that it is necessary or expedient so to do in departments under the Government, taking into account the following factors:

 - 1) The number of vacant posts available for direct open competition, quota for regularizations of Provisional Employees and State Contract employees;
 - 2) Financial prudence and fiscal space;
 - 3) The overall impact on the implementation of Centrally Sponsored Schemes availed by the State Government.
 - 4) Such regularization shall further be limited to employees under CSS who are engaged in essential and continuous services/core of the core Schemes that are necessary to maintain a minimum national standard of service for social protection and social inclusion, and which the State Government is obligated to continue even if the support of the Central Government is eventually withdrawn.

Note: The corresponding post, in this context, refers to a job position with similar description, duties, responsibilities, and qualifications.

4. Eligibility conditions for regularization. -
- Subject to the decision of the State Government as provided under paragraph 3, an employee under a Centrally Sponsored Scheme shall be eligible to be considered for regularization to a regular post under this scheme if he/she fulfils all of the following eligibility conditions, namely:-
- a) He/She must be continuously engaged as Centrally Sponsored Scheme Employee for not less than 10 (ten) years in the same post under the same scheme for which he seeks regular appointment/regularization;
 - b) He/she must possess the educational and other qualifications for direct recruitment prescribed by the relevant recruitment rules for the corresponding post;
 - c) Performance Evaluation Committee within the respective department concerned as notified by the government in Department of Personnel and Administrative Reforms from time to time shall initially evaluate the performance of the employees under CSS for the preceding 5 (five) years in the order of their initial appointment. Only the employee who is considered deserving an appointment on regular basis after such evaluation shall be presented for consideration of the relevant Departmental Promotion Committee under the Government for regularisation under this Scheme.

Note: Subject to the provisions of law for the time being in force, relevant recruitment rules for this purpose shall be those that were in effect in the Government at the time of the initial appointment of the employee under the Centrally Sponsored Scheme and under which the regularization is to occur.

5. Procedure for regularization. -
- The procedure to be followed by the Departmental Promotion Committee for consideration of cases for regularization under this scheme shall be as per the instructions/guidelines on the subject matter issued by the Government from time to time.
6. Overage condonation. -
- The age of the employee under CSS, while considered for regular appointment/regularization, may be condoned by the Government in the respective Department if the employee at the time of initial engagement was not overaged as per the age limit prescribed by the Government at the time of initial engagement but overaged as on the date of the meeting of the Departmental Promotion Committee that considered the case for regularization:
- Provided that no condonation of age shall be permitted for anyone who was overage at the initial appointment.

7. Pension & other retirement benefits. - The pension and other retirement benefits of any Centrally Sponsored Scheme Employee regularized under this Scheme shall be governed by the relevant Pension Scheme/Rules in force at the time of such regularization.
8. Counting of past service. - Counting of past service rendered as Centrally Sponsored Scheme Employee in terms of leave, qualifying service for promotion, deputation, pay, pensionary benefits, seniority, etc. shall be governed by the provisions of the rules on counting of past service framed by the State Government from time to time.
9. Interpretation. - In the event of any difficulty arising in the interpretation of this scheme, the decision of Government shall be final and binding.
10. No right to regularization. - Notwithstanding anything contained in this scheme, regularization of any Centrally Sponsored Scheme Employee under this scheme cannot be claimed as a matter of right.

K. Lalthawmmawia,

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