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NOTIFICATION

No.A.12017/2/2003-P&AR(GSW), the 17th June, 2019. In exercise of the powers conferred by the proviso to clause (3) of article 320 of the Constitution, the Governor of Mizoram is pleased to make the following regulations further to amend the Mizoram Public Service Commission (Limitation of Functions) Regulations, 1994 specifying matters in which it shall not be necessary for the Mizoram Public Service Commission to be consulted, namely:-

1. Short title and commencement:

- 1) These regulations may be called the Mizoram Public Service Commission (Limitation of Functions) (Amendment) Regulations, 2019
- 2) They shall come into force from the date of their publication in the Official Gazette.

2. Amendment of regulation 3 :

- 1) In the Mizoram Public Service Commission (Limitation of Functions) Regulations, 1994 (hereinafter referred to as the Principal Regulations), entries in clause (a) of regulation (3) shall be substituted as follows, namely:

“(a) Appointment through direct recruitment by the Governor or by an authority other than the Governor in respect of Group ‘B’ (Non-Gazetted), Group ‘C’ and Group ‘D’ posts.

Provided that the recruitment of all posts for the establishment of Zoram Medical College shall stand exempted from consultation with the Commission”

- 2) Clause (f) of regulation (3) of the Principal Regulations shall be deleted.
- 3) After clause (j) of regulation 3 of the Principal Regulations, new clauses (k), (l) and (m) shall be inserted as follows, namely:
 - “(k) Appointment through deputation by the Governor or by an authority other than the Governor in respect of Group ‘A’, ‘B’, ‘C’ and ‘D’ posts save as otherwise expressly provided in the recruitment rules
 - (l) Appointment through absorption by the Governor or by an authority other than the Governor in respect of Group ‘B’ (Non-Gazetted), Group ‘C’ and Group ‘D’ posts save as otherwise expressly provided in the recruitment rules
 - (m) Appointment through regularisation of Contract/Work-charged/Muster Roll/officiating or ad hoc employees by the Governor or by an authority other than the Governor in

respect of Group 'B' (Non-Gazetted), Group 'C' and 'D' posts save as otherwise expressly provided in the recruitment rules"

3. **Amendment of regulation 4** :- After clause (c) of regulation 4 of the Principal Regulations, a new clause (d) shall be inserted as follows, namely:
“(d) Promotion through limited departmental examination from a lower to a higher post/grade to Group 'B' (Non-Gazetted) posts and below”
4. **Amendment of regulation 6** :- After regulation 6 of the Principal Regulations, new regulations viz. 6A and 6B shall be inserted as follows, namely:
“6A. It shall not be necessary to consult the Commission in regard to any claim by or in respect of a person who is serving or has served under the State Government in a civil capacity, that any costs incurred by him in defending legal proceedings instituted against him in respect of acts done or purporting to be done in the execution of his duty should be paid out of the Consolidated Fund of the State as mentioned in sub-clause (d) of clause (3) of article 320 of the Constitution:
a) In the case of person belonging to Group 'B' (Non-Gazetted), Group 'C' and Group 'D' posts
b) In any other case, where the Government accepted the claim of the person”

6B. It shall not be necessary to consult the Commission on any claim for the award of a pension in respect of injuries sustained by a person while serving under the State Government in a civil capacity, and any question as to the amount of any such award as mentioned in sub-clause (e) of clause (3) of article 320 of the Constitution:
a) In the case of person belonging to Group 'B' (Non-Gazetted), Group 'C' and Group 'D' posts”

By order, etc.

Lalrinsanga,

Joint Secretary to the Govt. of Mizoram,
Department of Personnel & Administrative Reforms.

Notes: The Principal Regulations were notified vide No.A.12017/2/91-P&AR(GSW) and published in the Mizoram Gazette Extra Ordinary Issue No. 131 dated 20.07.1994 and subsequently amended vide

1. No.A.12017/2/91-P&AR(GSW) dated 20.05.1996 and published in the Mizoram Gazette Extra Ordinary Issue No. 224 dated 20.05.1996;
2. No.A.12017/2/91-P&AR(GSW) dated 29.08.2008 and published in the Mizoram Gazette Extra Ordinary Issue No. 345 dated 01.09.2008;
3. No.A.12017/2/91-P&AR(GSW) dated 19.03.2009 and published in the Mizoram Gazette Extra Ordinary Issue No. 121 dated 25.03.2009;
4. No.A.12017/2/2003-P&AR(GSW) dated 26.05.2011 and published in the Mizoram Gazette Extra Ordinary Issue No. 226 dated 30.05.2011;
5. No.A.12017/2/91-P&AR(GSW) dated 30.07.2013 and published in the Mizoram Gazette Extra Ordinary Issue No. 389 dated 31.07.2013;
6. No.A.12017/2/91-P&AR(GSW) dated 28.05.2014 and published in the Mizoram Gazette Extra Ordinary Issue No. 254 dated 29.05.2014;
7. No.A.12017/2/2003-P&AR(GSW) dated 26.06.2018 and published in the Mizoram Gazette Extra Ordinary Issue No. 362 dated 29.06.2018;