

GOVERNMENT OF KERALA

Abstract

Local Self Government Department – Special Rules under Engineering Services – orders issued

LOCAL SELF GOVERNMENT (EPA) DEPARTMENT

G.O. (P) No. 271/2007/LSGD

Dated, Thiruvananthapuram, 27.11.2007

NOTIFICATION

S.R.O. No. 995/2007, - In exercise of powers conferred by sub – section (1) of section 2 of the Kerala Public Services Act, 1968 (19 of 1968) the Government of Kerala hereby make the following Special Rules in respect of the qualifications and methods of appointment for various posts under the Kerala Local Self Government Engineering Services, namely:-

RULES

1. *Short title and commencement* – (1) These Rules may be called the Special Rules for the Kerala Local Self Government Engineering Services, 2007
(2) They shall come into force with effect from 1st January 2008
2. *Constitution* – (1) The Services shall consists of the following categories of officers, namely:-

Category 1	Chief Engineer
Category 2	Superintending Engineer
Category 3	Executive Engineer
Category 4	Assistant Executive Engineer
Category 5	Assistant Engineer

(2) This the Kerala Local Self Government Engineering Service is constituted by absorbing the Engineering Wing of the Kerala Panchayat Services, Kerala Municipal Common Services (Engineering & Town Planning Services) and the excess staff in the Engineering Services consequent to the transfer of functions, responsibilities of Government to the Local Government institutions:-

- (i) With effect from 1st January, 2008, the members in the category of Assistant Engineer in the Kerala Panchayat Service shall be absorbed into the Kerala Local Self Government Engineering Service and included in the respective category in the Kerala Local Self Government Engineering Service.
- (ii) With effect from 1st January, 2008, the members in the categories of Superintending Engineer, Executive Engineer/Town Planning Officer, Assistant Executive Engineer/Town Planning Officer Grade I and Assistant Engineer/Head Draftsman/Town Planning Officer Grade II/Assistant Town Planning Officer in the Kerala Municipal Common Service (Engineering and Town Planning Service) shall be absorbed into the Kerala Local Self Government Engineering Service and included in the categories of Superintending Engineer, Executive Engineer, Assistant Executive Engineer and Assistant Engineer respectively in the Kerala Local Self Government Engineering Service.
- (iii) With effect from 1st January 2008, the members in the categories of Chief Engineer, Superintending Engineer, Executive Engineer and Assistant Executive Engineer in the Kerala Engineering Service and the members in the category of Assistant

Engineer in Kerala Engineering Subordinate Service may opt to be included in the respective categories in the Kerala Local Self Government Engineering Services, and on acceptance of their option they shall be absorbed into that Service and included in the respective categories. The acceptance of option under this sub rule shall be in the order of seniority and subject to requirement.

- (iv) With effect from 1st January 2008, those members in the categories of Chief Engineer, Superintending Engineer, Executive Engineer and Assistant Executive Engineer in the Kerala Engineering Service and those members in the category of Assistant Engineer in Kerala Engineering Subordinate Service, who are found to be excess in the respective categories in the respective Services, as a result of the transfer of functions and responsibilities of the Government to Local Self Government Institutions and on consequent fixation of staff strength and determination of number of posts required in those categories and services, shall suo moto be absorbed into Kerala Local Self Government Engineering Services, and included in the respective categories in the Kerala Local Self Government Engineering Service. The absorption under this sub – rule shall be in the order of juniority and subject to requirement.
- (v) The rank and seniority of a person absorbed into the Kerala Local Self Government Engineering Service and included in a category in that service, under sub – rule (2), (3), (4) or (5) shall be determined on the basis of his date of appointment and seniority in the respective category in the former service, and if he is a direct recruit in that category, on the basis of the date of advice of the Public Service Commission for appointment to that category.

3. *Method of appointment:-* (1) Appointment to the various categories shall be as follows, namely:-

<i>Category</i> (1)	<i>Method of Appointment</i> (2)
1. Chief Engineer	By promotion from category 2
2. Superintending Engineer	By promotion from category 3
3. Executive Engineer	By promotion from category 4
4. Assistant Executive Engineer	By promotion from category 5
5. Assistant Engineer	(i) By direct recruitment (ii) By transfer from the category of First Grade Overseer in the Kerala Local Self Government Engineering Subordinate Service

Note 1:- The direct recruitment and the appointment by transfer shall be made in the ratio the 6:4

Note 2:- The appointment by transfer shall be in the ratio of 3:1 from among the Diploma holders and Certificate holders in the feeder category

Note 3:- Out of these posts, for direct recruitment, 10% shall be filled by direct recruitment from among members in the Kerala Local Self Government Engineering Subordinate Service.

Note 4:- The ratio fixed for appointment by direct recruitment and by transfer shall be applied to the cadre strength of posts of Assistant Engineer and not to the vacancies.

(2) Promotion to categories 1 to 4 and appointment by transfer to category 5 shall be made on the basis of merit and ability assessed with reference to consistent good performance appraisal reports. Seniority will be considered only when merit and ability are approximately equal. Persons included in the select list shall be ranked in the order of their seniority.

4. *Qualifications:-* (1) No person shall be eligible for appointment to the category mentioned in column (1) of the table below unless he possesses the qualification prescribed in the corresponding entry in column (2) thereof.

TABLE

Category	Qualifications
(1)	(2)
1. Chief Engineer	(i) Must possess any Degree in Civil Engineering or any other qualification recognized as equivalent thereto OR Associate Membership of Institution of Engineers, India in Civil Engineering (ii) Minimum one year Service as Superintending Engineer.
2. Superintending Engineer	(i) Must possess any Degree in Civil Engineering or any other qualification recognized as equivalent thereto OR Associate Membership of Institution of Engineers, India in Civil Engineering (ii) Minimum one year Service as Executive Engineer
3. Executive Engineer	(i) Must possess any Degree in Civil Engineering or any other qualification recognized as equivalent thereto OR Associate Membership of Institution of Engineers, India in Civil Engineering (ii) Minimum one year Service as Assistant Executive Engineer.
4. Assistant Executive Engineer	(i) Must possess any Degree in Civil Engineering or any other qualification recognized as equivalent thereto OR Associate Membership of Institution of Engineers, India in Civil Engineering OR

Diploma in Civil Engineering or any other qualification recognized as equivalent thereto.

(ii) Minimum two year Service as Assistant Engineer.

5. Assistant Engineer

1. *By direct recruitment*

(i) Must possess any Degree in Civil Engineering or any other qualification recognized as equivalent thereto

OR

Associate Membership of Institution of Engineers, India in Civil Engineering

2. *By transfer (from Diploma holders)*

(i) Diploma in Civil Engineering or any other qualification recognized as equivalent thereto.

(ii) Minimum two years Service as First Grade Overseer.

3. *By transfer (from Certificate Holders)*

(i) Must have passed SSLC or equivalent

(ii) Must possess any of the certificates mentioned below:-

(a) Kerala Government Certificate Examination (Two years course in Civil Engineering)

(b) Diploma in Craftsmanship in the trade of Draftsman (Civil) obtained after 18 months course (followed by six months practical training) at the Industrial Training Institute / Centres, conducted by Government of India, Ministry of Labour

(c) Diploma (two year course) in Civil Engineering in Women's Polytechnics.

(iii) Minimum 5 years service of which not less than 2 years as First Grade Overseer

Note:- Any person who, as on the date of coming into force of these Rules, is included in any category in the Local Self Government Engineering Service or in the Local Self Government Engineering Subordinate Service and is in possession of a Degree in Architecture/ Mechanical Engineering or a Diploma in Mechanical Engineering as on that date, shall be exempted from being in possession of a Degree in Civil Engineering or a Diploma in Civil Engineering, as the case may be, for the purpose of appointment by promotion or by transfer under these Rules.

5. *Appointing Authority:-* The appointing authority in respect of the posts under categories 1, 2, 3, and 4 shall be the Government and the appointing authority in respect of the posts under the category 5 shall be the Chief Engineer, Local Self Government Department.

6. *Qualification regarding age:-* No person shall be eligible for appointment by direct recruitment unless he has completed 18 years of age or if he has completed 35 years of age on the first day of January of the year in which applications for appointment are invited. Usual relaxation in upper age limit shall be allowed to candidates belonging to Scheduled Castes, Scheduled Tribes and Other Backward Classes. In the

case of a candidate who is an Ex – Serviceman, the period of his service in the Defense Forces and the period of unemployment on discharge up to a maximum period of five years shall be excluded in computing his age for appointment by direct recruitment. The candidates for direct recruitment from service shall be exempted from the upper age limit for direct recruitment.

7. *Probation:-* (1) Every person appointed to any of the categories shall, from the date on which he joins duty, be on probation,

(i) If appointed by direct recruitment or by transfer through P.S.C. or by transfer to a category to which direct recruitment is one of the methods of appointment for a total period of two years on duty within a continuous period of three years.

(ii) If appointed by transfer to a category to which direct recruitment is not one of the methods of appointment or by promotion, for a total period of one year on duty, within a continuous period of two years

(2) Any person who is absorbed in to the Local Self Government Engineering Service and included in a category under sub – rules (2), (3), (4), or (5) of Rule 2 shall be entitled to count his service in the respective category in the former Service for probation in that category in the latter service. If he is already as approved probationer in a category in the former service, he shall be deemed to be approved probationer in the respective category in the latter service.

8. *Reservation:-* The rules regarding reservation of appointment contained in rules 14 to 17 of Part II of the Kerala State Subordinate Service Rules, 1958 shall apply to appointment by direct recruitment.

Provided that in the case of direct recruitment from among departmental candidates the above rules will not apply.

9. *Test Qualification:-* The Assistant Engineers in category 5, appointed by direct recruitment or by transfer shall pass Account Test (Lower) or Executive Officer Test, Kerala Public Works Department Test and Kerala Public Works Department Manual Test within the period of probation, if they have not already passed these tests.

Provided that in the case of the Assistant Engineers who are absorbed into the Kerala Local Self Government Engineering Service from Kerala Municipal Common Service (Engineering and Town Planning Service), a pass in Kerala Municipal Test and Kerala Public Works Departmental Test, two papers namely (i) Kerala Public Works Account Code and (ii) Kerala Public Works Department Code within the period of probation or earliest will suffice.

By order of the Governor

S.M.VIJAYANAND
Principal Secretary to Government

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purpose)

Consequent to transfer of functions, responsibilities and schemes to the three tier Panchayats and Municipal bodies as provided in the Kerala Panchayat Raj Act: 1994 (13 of 1994) and the Kerala Municipalities Act, 1994 (20 of 1994), Government have hitherto been providing the services of engineering staff to them by re deployment from the Public Works Department and Water Resources Department. In the municipal bodies (including Municipal Corporations) and in some Grama Panchayats there is already a limited number of Engineering Staff who are attending to public works and administration of building rules. Government are now of the view that a separate Local Self Government Engineering Service and Engineering Subordinate Service are to be constituted under the Kerala Public Services Act for the Local Self Government Institutions in the State, drawing personnel from the Public Works Department and Water Resources Department, in proportions to the functions, responsibilities and schemes relating to roads, buildings, irrigations etc, transferred to Local Self Government Institutions from those Departments. Government also consider if necessary that the existing Engineering personnel of the Grama Panchayats who are at present Government Servants, may also be absorbed into the proposed new Service. Further, certain categories of the Engineering Staff in the Municipal Common Service are also proposed to be absorbed into the new Service constituted under the Kerala Public Services Act, despite that the fact that the staffs in the Kerala Municipal Common Service are as at present covered by the Rules issued under the Kerala Municipal Act. Government as per G.O. (Ms) No. 253/07/LSGD dated 13th November, 2007 have approved the creation of an Engineering cadre drawing staff from various sources mentioned therein, and for framing Special Rules for the new cadre. Accordingly the Special Rules for the Local Self Government Engineering Service consisting of the Chief Engineer, Superintending Engineer, Executive Engineer, Assistant Executive Engineer and Assistant engineer is proposed to be issued prescribing the methods of appointment, qualifications etc, for these posts.

This notification is intended to achieve the above purpose.

Extracted from KERAL GAZETTE, Extraordinary, dated 27th November' 2007
