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EXCISE DEPARTMENT

NOTIFICATION

The 9th May 2014

No. 2747—FE-II-17/2013-Ex.—In exercise of the powers conferred by the proviso to Article 309 of the Constitution of the India, the Governor of Odisha is pleased to make the following rules further to amend the Odisha Lower Excise Service (Method of Recruitment and Conditions of Service) Rules, 2011, namely :—

1. (1) These rules may be called the Odisha Lower Excise Service (Method of Recruitment and Conditions of Service) Amendment Rules, 2014.
(2) They shall come into force on the date of their publication in the *Odisha Gazette*.
2. In the Odisha Lower Excise Service (Method of Recruitment and Conditions of Service) Rules, 2011 (hereinafter referred to as the said rules) in Rule 2, in sub-rule (1),—
 - (i) for clause (c), the following clause shall be substituted, namely :—

‘(c) “Committee” means a Departmental Promotion Committee constituted under sub-rule (1) and sub-rule (1-a) of Rule 9 ;’
 - (ii) after clause (m), the following clause shall be inserted, namely :—

‘(n) “E.I. and E.B. Unit” means Excise Intelligence and Enforcement Bureau of three Excise Divisional Offices situated at Cuttack, Sambalpur, Berhampur and includes the Flying Squad situated at the Headquarters at Cuttack ;’
3. In the said rules, in Rule 3, for sub-rule (1), the following sub-rules shall be substituted, namely :—

“(1) The service shall consists of following posts, namely :—

 - (a) Excise Constables ; and
 - (b) Assistant Sub-Inspector of Excise ; and

(1-a) There shall be two cadres, namely :—

 - (a) District Cadre, and
 - (b) E. I. and E. B. unit cadre”.

4. In the said rules, in Rule 6,—

(a) for sub-rule (1), the following sub-rule, shall be substituted, namely :—

“(1) The Commissioner shall determine the number of vacancies and the reservation status for the district cadre and E. I. and E. B. Unit cadre separately and distinctly, and issue advertisement for all the districts and E. I. and E. B. Unit for recruitment of Excise Constables :

Provided that the candidates are required to opt their choice in order of preference in the application form for recruitment against the post in E. I. and E. B. Unit and the post in different districts ;”

(b) in sub-rules (4) and (5) for the word “Committee” wherever it occurs the word “Board” shall be substituted ;

(c) for sub-rule (7), the following sub-rule shall be substituted namely :—

“(7) The Board shall, after conducting the required tests, and taking into consideration the option exercised by the candidate, prepare a list of qualified candidates in order of merit for District Cadre and for E. I. and E. B. Unit cadre situated in the Division separately and also a separate list for the reserved categories candidates to the extent of number of vacancies reserved for each of such reserved category and forward the same to the Commissioner along with the marks secured in physical standard, physical test and written test, the certificates and mark sheet of Secondary Examinations of such recommended candidates, not later than one month from the date of examination” :

Provided that the list prepared by the Board in respect of the E. I. and E. B. Unit cadre, shall be forwarded to the State Level Committee constituted under sub-rule (9) which shall prepare a merit list of the said unit and send the same to the Commissioner for approval.

(d) after sub-rule (7), the following sub-rule shall be inserted namely :—

“(7a) the appointment order shall be issued by the Superintendent of Excise on receipt of an order from the Commissioner for appointment of required number of candidates named therein in a district from the select list formed under Rule 12.”

(e) after sub-rule (8), the following sub-rule shall be inserted namely :—

“(9) There shall be constituted a State Level Committee in the Office of the Commissioner, which shall consist of the following members for preparation of final list on the basis of merit for appointment to the post of Excise constables in E.I. and E.B. Unit :—

(a) Excise Commissioner . . . Chairman

(b) Excise Deputy Commissioner of the three Divisions . . . Member

(c) Establishment Officer, office of the . . . Member-Convener”.
Excise Commissioner, Odisha, Cuttack.

“(10) the appointment order shall be issued by the Excise Deputy Commissioner of the concerned Divisions where the E. I. and E. B. Unit is situated after receiving an order from the Commissioner for appointment of required number of candidates named therein in an E. I. and E. B. Unit from the select list formed under Rule 12”.

5. In the said rules, in Rule 9, after sub-rule (1), the following sub-rule shall be inserted, namely :—

“(1-a) There shall be constituted a Departmental Promotion Committee consisting of the following members for promotion by way of selection to the rank of Assistant Sub-Inspector of Excise in E. I. and E. B. Units from among the eligible Excise Constables of E. I. and E. B. Unit cadre :—

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|---|------------------------|
| (a) Excise Commissioner | . . . Chairman |
| (b) Excise Deputy Commissioner of three divisions | . . . Member |
| (c) Establishment Officer, Office of the
Excise Commissioner, Odisha, Cuttack. | . . . Member-Convener” |

6. In the said rules, in Rule 10,—

- (a) in sub-rule (1), for the words “The Committee”, the words, the figures and brackets, “The Committees constituted under sub-rules (1) and (1-a) of Rule 9” shall be substituted ; and
- (b) in sub-rule (2), for the words “The Committee”, the words “The Committee concerned” shall be substituted.

7. In the said rules, in Rule 12, for the words “the Board or Committee”, the words “the Board or the State Level Committee constituted under sub-rule (9) of Rule 6 or the Committee” shall be substituted.

ORDER—Ordered that the Notification be published in an Extraordinary issue of the *Odisha Gazette* for general information and copies communicated to all Departments of Government/all Heads of Departments/all Collectors.

By order of the Governor

S. P. THAKUR

Principal Secretary to Government