

No. DPr-B (6) 1/93-III- 4463
Directorate of Prosecution,
Himachal Pradesh, Shimla-9.



From

The Director of Prosecution,
Himachal Pradesh, Shimla-9.

To

- 1 The Excise and Taxation Commissioner,
Himachal Pradesh, Shimla-9.
- 2 The Principal Chief Conservator of Forests,
Himachal Pradesh, Shimla.
- 3 ✓ The Director of Higher Education,
Himachal Pradesh, Shimla-1.
- 4 The Director of Elementary Education,
Himachal Pradesh, Shimla-1
5. The Registrar, CSK, Agriculture University,
Palampur District Kangra, H.P.
6. The Director (Personnel), HP, Power Corporation Limited,
BCS, Shimla-9.
7. The Secretary, H.P. Electricity Regulatory Commission,
H.P. Shimla-9.
8. The Chief Engineer Generation, BBMB (PW)
Nangal Township, Punjab.
9. The Director (Personnel) SJVN, Limited, Shakti Sadan
Shanan, Shimla-6.
10. The Assistant Chief (Admn.) Central Electricity Regulatory,
Commission, Ground Floor Chanderlok Building 36 Janpath,
New Delhi-1
- 11 The Director of Health Services,
Himachal Pradesh, Shimla-9
- 12 The Director of Energy, Shanti Bhawan,
Phase-III Sector-6,
Himachal Pradesh, New Shimla-9.
- 13 The Registrar, Dr. Y.P. University, Horticulture & Forestry,
Solan District Solan, H.P.
14. The Secretary, H.P. Staff Selection Commission,
Hamirpur District Hamirpur, H.P.
- 15 The Director Health and Safety Regulation,
Shimla-2.
16. The Secretary, H.P. Private Educational Institution,
Regulatory Commssisson, Happinest Below BCS,
Kangna Dhar, New Shimla-9.

Dated, Shimla, 9

5 June, 2017

Subject:-

Filling up of posts on secondment basis (formely deputation).

Sir,

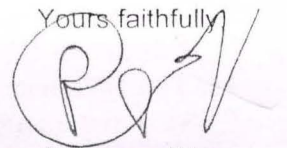
The Govt of H.P. Prosecution Department vide letter No.Home(G)B(14)22/2013 Dated 7.4.2017 has decided to get deputation posts added to cadre i.e. "deputation reserve post" as in case of HAS, as the department has sent prosecutors on secondment / deputation / transfer basis to other institutions/ departments.

In this regard, it is pertinent to mention that the Department of Personnel (AP-II) vide OM No.8-17/73-DP(AP-II)-Pt. dated 28.6.2001 had issued instructions that the employees will be lent /borrowed in their own pay scales. No deputation allowance will be allowed and the resultant post in the lending department will also not be filled up by any mode of recruitment. Hence, it has been decided that henceforth, no appointment will be made on secondment basis under the State Govt. except in the cases in which the concerned Recruitment and Promotions Rules mandate and that too with the prior approval of the concerned AD. As such, the borrowing departments are required to make such provisions of secondment / deputation / transfer in their respective R & P Rules or decision of the competent authority to this effect, otherwise, it will not be possible, to send the Law Officers on secondment basis to other departments/ organizations because, this Department cannot keep the posts vacant, as the Court work may suffer due to shortage of Law officers.

You are, therefore, requested to convey the decision of your organisation with regard to taking the services of Law Officers on secondment / deputation / transfer basis from the Prosecution Department exclusively or provisions in R & P Rules to this effect, so that these posts can be treated as ex-cadre posts and resultant vacancy in this department can be filled as per instructions of the Department of Personnel referred to above and matter can be referred to the Govt. as desired, to add these posts as deputation/ secondment reserve in the Department of Prosecution.

Encls: As above:

Yours faithfully



Director of Prosecution,
Himachal Pradesh, Shimla-9.

Endst. No. . DPr-B (6) 1/93-III-

Dated June, 2017.

Copy forwarded to the Joint Secretary (Home) to the Govt. of Himachal Pradesh, Shimla-2 for information please.

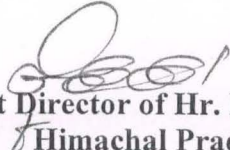
Director of Prosecution,
Himachal Pradesh, Shimla-9.

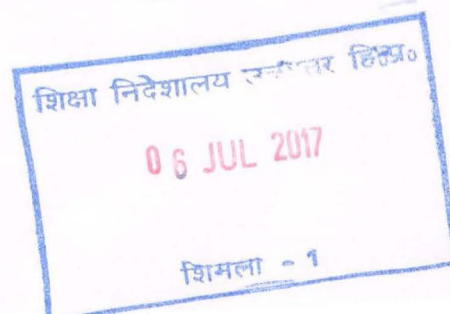
Directorate of Hr. Education
Himachal Pradesh

Endst. No. EDN-H(1)B(15)1/2009- Imp. Instt. Dated Shimla - 171001 the
Copy for information and further necessary action is forwarded to :-

4/7/2017

1. The Director of Prosecution, Himachal Pradesh w.r.t. his letter No.DPr-B(6)1/93-III-4463 Dated 20th April 2017 05.06.2017 for information please.
2. The Addl. Director of Hr. Education, (School), H.P.
3. The Joint Director of Hr. Education (Adm.), H.P.
4. The Joint Director of Hr. Education, C-I/ C-II, H.P.
5. The Joint Controller (F&A), Dte. of Hr. Education, H.P.
6. The OSD(C)/ OSD(Skt.) Directorate of Hr. Education, H.P.
7. All Deputy Directors / Assistant Directors, Dte. of Hr. Education, H.P.
8. All the Principals of Govt. Degree Colleges / Skt. Colleges in the H.P.
9. All the Deputy Directors of Hr. Education, H.P. with the remarks that to take further necessary action in the matter accordingly.
10. The Group Commander, GP HQ, Shimla -4.
11. The Chief Librarian, Center State Library Solan.
12. All the District libraries in the H.P.
13. All the NCC units in the Pradesh.
14. All the Principals in the Govt. Sr. Secondary Schools in H.P.
15. All the Headmaster in the Govt. High Schools in HP.
16. The PS to the Director of Higher Education, H.P.
17. All the Branch Officer / Superintendent, Establishment Branches, Directorate of Higher Education Himachal Pradesh for information.
18. The Incharge Computer Cell, Dte. of Hr. Education, H.P with the remarks to upload the said orders on the deptt. Website
19. Guard File.


Joint Director of Hr. Education(Admn.)
Himachal Pradesh



GOVERNMENT OF HIMACHAL PRADESH
DEPARTMENT OF PERSONNEL (AP-II)

No. H-17/73-DP(AP-II)-Pt. Dated Shimla-17/002 28th June, 2001

OFFICE MEMORANDUM

Subject: Filling up of posts on deputation basis- change in procedure for filling up of posts.

The undersigned is directed to invite a reference to the subject cited above and to say that the Finance Department (Regulations), P.W. Govt., vide their O.M. No. Fin(D. 12)-4/96 dated 20.2.1999 have issued detailed and comprehensive guidelines and terms & conditions of transfer on deputation which inter alia provide that an employee appointed on deputation/foreign service has an option to elect to draw either the pay in the scale of pay of deputation/foreign service post or his basic pay in the parent cadre plus deputation(duty) allowance thereon plus personal pay, if any.

The issue has been re-examined and it has been felt necessary to bring about a change in this procedure as the same has been causing administrative problems. After considering all pros and cons it has been decided by the Government that henceforth all such posts as are to be filled-up on transfer on deputation basis in the light of relevant R&P rules will be filled-up on secondment basis and not on deputation basis and the employees appointed as such will not have any option referred to in the preceding para. In other words, the employees will come in their own pay scales and no deputation allowance will be allowed. The resultant post(s) in the lending department(s) will also not be filled-up by any mode of recruitment.

However, the employees who are presently on deputation shall continue to be governed under the existing procedure.

The guidelines issued by the Finance Department as referred to above will be deemed to have been modified

to this extent.

Kindly acknowledge receipt.

Secretary (Personnel) to the
Government of Himachal Pradesh

1. All Administrative Secretaries,
to the Government of Himachal Pradesh.
2. All Heads of Departments,
in Himachal Pradesh.

No. B-17/73-DPPAP-II)PC

Dated Shimla-17/002^{28th} June, 2001

Copy forwarded to the FC-cum-Secretary (Finance)
to the Govt. of Himachal Pradesh, with reference to U.O.
No. FIN(C)B(12)-4/96 dated 12th Junr, 2001.

Secretary (Personnel) to the
Government of Himachal Pradesh