

GOVERNMENT OF ODISHA
FINANCE DEPARTMENT

NOTIFICATION

Bhubaneswar dated the 07.11.2019

No.FIN-OTAS-CADRE-0007/2015. 37738 /F.- In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Odisha is pleased to make the following rules to further amend the Odisha Taxation and Accounts Service Rules,2011, namely:-

1. Short title and commencement:

(1) These rules may be called the Odisha Taxation and Accounts Service (Amendment) Rules, 2019.

(2) They shall come into force on the date of their publication in the *Odisha Gazette*.

2. In the Odisha Taxation and Accounts Service Rules, (here-in-after referred to as the said rules), in rule 4,

(i) for clause (b), the following clause shall be substituted, namely:-

(b) Not more than fifty percent of the posts shall be filled up by way of promotion from among the members of the Odisha Sub-ordinate Finance Service cadres and such other categories of employees as may be notified by the Government from time to time."

"Provided that if promotional vacancies remain vacant due to non-availability of eligible candidates, the same shall be filled up by way of Direct Recruitment."

(ii) for the proviso to clause (b), the following proviso shall be substituted namely:-

"Provided that the number of posts in the services for promotion from among the members of Odisha Sub-ordinate Finance Service cadre shall be fixed in the ratio of 5:4:1 for the Assistant Commercial Tax & GST Officers, Audit Personnel of Local Fund Audit organization and Accountants of the Treasuries respectively ".

(iii) the clause (c) shall be deleted.

3. In the said rules, rule 7 shall be deleted.

4. In the said rules, rule 12 shall be substituted with the following rule, namely:-

“12. The Commission shall consider the lists prepared in accordance with rule 9 and recommend to the Government the list of persons for appointment to the Service or posts by promotion under clause (b) of rule 4 arranged in order of merit.”

5. In the said rules, in rule 14, for sub-rule (2) the following sub-rule shall be substituted, namely:-

“14 (2). Appointment to the Service by promotion shall be made in the order in which names of persons appear in the select lists under rule 13.”

6. In the said rules, in rule 15, for the proviso, the following proviso shall be substituted, namely:-

“ Provided that the inter-se seniority of officers appointed by promotion under clause (b) of rule 4 in a year shall be fixed on the basis of their length of service in the feeder grade and shall *en bloc* be senior to those appointed by direct recruitment under clause (a) of rule 4 in that year.”

7. In the said rules, rule 16 shall be substituted with the following rule, namely:-

“16. **Probation and Confirmation :** (1) Every person appointed to any post in the service by direct recruitment shall be on probation for a period of two years and when appointed on promotion shall be on probation for a period of one year from the date of joining in the post:

Provided that the appointing authority may, if think fit in any case or class of cases, extend the period of probation:

Provided further that such period of probation shall not include-

- (a) extraordinary leave;
- (b) period of unauthorized absence; or
- (c) any other period held to be not being on actual duty.

(2) The appointment of a probationer may for good and sufficient reasons to be recorded in writing, be terminated by Government at any time without previous notice during the period of probation including extension of such period, if any, and after such termination, the employee shall deem to be reverted to his/her former cadre/post, if he/she is a promotee.

(3) A probationer after completing the period of probation to the satisfaction of Government and on passing of the prescribed training examination shall be eligible for confirmation subject to the availability of substantive vacancy in the service.

8. In the said rules, rule 17 shall be deleted.

9. In the said rules, in rule 18, for clause (b) the following clause shall be substituted, namely:-

“18 (b). Every person appointed to the Service by way of Promotion shall have to successfully complete four months’ Institutional Training at Madhusudan Das Regional Academy of Financial Management for confirmation in the Service.”

By order of the Governor

Sd/-

Principal Secretary to Government