

ASSAM DISTRICTWISE POPULATION PATTERN REFLECTION IN SERVICES (IN CLASS III AND CLASS IV POSTS) ACT, 1994.

R— No. A-12 The Assam Gazette EXTRAORDINARY PUBLISHED BY AUTHORITY 64 7 17 1916 No.16YDispüf, Saturday/7thZ Maye, 4994, 17th Vaisakha, 1916 (S. E) 1 GOVERNMENT OF ASSAM ORDERS BY TUE GOVERNOR LÉGISLATIVPDEPARTMENT : -LECiSLATIVE BÉANCH NOTIFfCATION The 7th May 1994 NoXG1i.115/53/931—ffhetf01ioWing of Assam Legislative Assembly which received the assent oof the Governor is hereby- publishécYv fore generalrcinformation• 768 ASSAM GAZETTE, EXTRAORDINARY, MAY 1994 ASSAM ACT NO. XXIX OF 1994 (Received the assent of the Governor on 6th May, 1994) THE ASSAM DISTRICTWISE POPULATION PATTERN REFLECTION IN SERVICES (IN CLASS III AND CLASS IV POSTS) ACT, 1994. AN ACT to provide for reflection of districtwise population pattern in appointment to Services in Class III and Class IV posts, Preamble. Short title, extent and commence. rent. Whereas it is expedient 'to provide for reflection of districtwise population patt- ern in appointment in Services in Class III and Class IV posts in Government and Semi-Government Offices in order to give proper representation of various sections of the people. And whereas the Assam Legislative Assembly, in a resolution adoWted on 10th February 1976, recommended to the State Government to take imrnediate steps to rationalise appointment in posts in GO- vernment and Semi-Government services 30 that the sub-divisionwise population pattern in the State is suitably reflected And whereas it would be more ratio- nal to ensure to reflect popuraffon pattern districtwjsé It is hereby enacted in the FoHty-fif- th Year of the Republic of India as follo- ws, namely :—

1. (1) This Act may be called the Assam Districtwise Population Pattern Reflection in Services (in Class III and Class IV posts) Act, 1994, fHE ASSAM GAZETTE, EXTRAORDINARY, MAY 7, 1994 969 (2) It extends to the whole of Assam, (3) It shall come into force on such date as the Government may, by notifi- cation, appoint. Definitions

2. In this Act', unless the context otherwise requires,—(a) etCommisszon" means the Assam Public Service Commission (b) eGovernment" means the State Government of Assam ; (c) "High Power Officer" means an officer of the rank of Additional Chief Secretary of the Government appointed as such under Secti'on 6 of this Act , (d) tCC1ass III and Class IV posts" means Dosts classified as such in the Cla- ssification of Services in the Resolution on the Report of Assam Pav Commission, 1988, vide Notification No. FPC. 24/90/128, dated 6th December, 1990 (e) "Population Pattern" means the ratio or percentage of various classes of bopulation to the total population of a district and (f) AeReserved Categories" means persons belonging to Scheduled Castes/ Scheduled Tribes/Other Backward Class- es/More Other Backward Classes/ Ex-Ser- viceman/Physically Handicapped persons, as the case may be

3. This Act shall apply to services of Application.all Class III and Class IV posts under Ohe Government and Semi-Government ser vices and agencies recruitment- to which 770 THE ASSAM GAZETTE, EXTRAORDINARY, MAY 7, are made through the Commission or otherwise. Principle of 4. (1) At the of this Act, all abpoihtments to Services in Class III and Class IV in the Government or Semi-Government Offices or agencies which are to be made by direct recruit" ment shall be regulated in the following lilanner : (a) Minimum Qualification and stan- aard prescribed shall be maintained in all examinations and tests Feld for the pur- pose of recruitment to the Services in Class III and Class IV posts. (b) Candidates possessing minimum cvüa)ificatiord and achieving minimum stan- dafd shall be given Clute weightage so as to enSC1te lthe reflection of the population patfrern 'in Othe districti. There shall be backlog for not filling of the vacancy in anv year for non- availability Of candidate

5. Notwitfhgtandinæ anything contai- Recruitment to be subject ned in this Act, recruitment under this to reserva- Act-Shall] 'be subiect to reservation in tion.- tfavour off candidates who are members of the Scheduled Castes/the • Scheduled Tribes (Hills)/ the Scheduled Tribes (Plains)/the Other Backward Classes including More other Backward Classes/ the Tx-Serviceman and tye Physically Handicapped persons as laid? by the Government from time to time Provided that in reflecting district* wise population pattern in such recruit- ment -thæovérall quota _ forthe reserved categories shall be maintained 1994 •IEWASSAM GAZETTE, EXTRAORDINARY, MAY 7, 1994 991 Provided further that the reserva- 'lion on all counts shall not exceed 50% of the vacancies. 6. (1) The Government ski RII appoint Appointment of High a I-iigh Power Officer of the rank of Ade officer. ditional Chief Secretary exclusively (i) to

examine the population pattern in suitable manner ; (ii) to determine non representation/" more representation/less tation in terms of Ohe population pattern - the existing GOVERN• ment Services/Semi-Government Services; and (liii) to recommend to Government the mode of reflection of such popula- tion pattern in recruitment to Government / Semi -Government Offices. (2) The Government shall consider the recommendat*ion of the officer appoin- ted under sub-sectiop (1) and shall de- -termine the basis for recruitment to re- flect the population pattern. Power to 7. The Government may, by notifica- make rules. lion in the Official Gazette, make rules for carrying out the purposes of this Acta 8. If any difficulty arises in giving Power to remove diff- effect to the provisions of this Act, t.ihe eulty. Government may by order published in the Official Gazette, make provision not inconsistent with the provisions of this Acti as appears to be necessary for remov- ing the difficulü.y. 772 THE ASSAM GAZETTE, EXTRAORDINARY, MAY 7, Power to 9. The Governor_ shall review the review. progress made- in- implementing the pro- visions of this Act in reflecting the popu- lation pattern in •the services in Class TYI and Class IV posts from time to time at least once in every two years and taken appropriate measures accordingly. 1994 IG. z (1) T HCAssam Disorictwise Ordi- Repeal and Saving, pattern Reflection in services (Classnance No. 1 of 1994), and Class •iV posts) Ordinance. 1992, is herebs repealed. (2) Notwithstanding such repeal, any- ithubing done or any action taken under the ordinance so repealed shall be deed to have done or taken under the correspond- ing provision of this Act. K. LASKAR, Secretary to the Govt. of Assam, Legislative Department. Guwaha ti: Prir ted and eubfishez D_yv Drector (P), Directorate, of Ptg and Güwahati•21 V(Ex. G}. zeite) No. 127-)005- 400--6-5.04.

