

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES - Andhra Pradesh State Consumer Disputes Redressal Commission, Hyderabad established under the Consumer Protection Act, 1986 – The Andhra Pradesh District Consumer Fora (Last Grade Service) Rules 2006 – Orders – Issued

CONSUMER AFFAIRS, FOOD AND CIVIL SUPPLIES (CS.III) DEPARTMENT

G.O.Ms.No. 35

Dated : 27-04-2006

Read the following:-

1. G.O.Ms.No.1131, Food and Agriculture (CS.III) Dept., dt.25.8.92.
2. G.O.Ms.No.206, Food & Civil Supplies (CS.III) Department dated 16.7.1993.
3. G.O.Rt.No.207 Food & Civil Supplies (CS.III) Department dated 16.07.1993.
4. G.O.Ms.No.594, Food, Civil Supplies & Consumer Affairs (CS.II) Department, dated 30.12.1997.
5. G.O.Ms.No.659, Finance (TFR I) Department, dated 28.09.2004.
6. Lr.No.2030/2000 dated 26.7.2000 from the Registrar, A. P. State Consumer Disputes Redressal Commission, Hyderabad.
7. From the APPSC, Lr.no.162/RR/1/06, dt. 7-3-2006.

ORDER:

Whereas in the reference first read above, the Government has ordered reconstitution of State Commission under Consumer Protection Act, 1986 as the Andhra Pradesh State Consumer Disputes Redressal Commission and shall continue to function on regular basis with effect from the 20th January, 1993.

And whereas, in the reference second read above, the posts of Shersitadar/Head Assistant, Bench Clerk in the cadre of Senior Assistant, Junior Stenographer, Junior Assistant, Typist, Attender and Sweeper have been sanctioned.

And whereas, in the reference third read above, the Government has empowered the State Commission to fill up the aforesaid posts without the media of the Employment Exchange in relaxation of relevant provisions contained in the Employment Exchanges (Compulsory Notification of Vacancies) Act, 1959 and the rules made there- under and also without the concurrence of the Andhra Pradesh Public Service Commission.

And whereas, the aforesaid posts have been created and sanctioned by the Government in the reference third read above and empowered to fill up without the media of the Employment Exchange and also without the concurrence of the Andhra Pradesh Public Service Commission, therefore, it can be said that the provisions of the Andhra Pradesh (Regulation of Appointments to Public Services and Rationalization of Staff pattern and Pay Structure) Act, 1994 (A. P. Act 2 of 1994) shall not be made applicable.

And whereas, in the references fourth and fifth read above, the Government have declared that the President, Andhra Pradesh State Consumer Disputes Redressal Commission, Hyderabad, as Head of the Department for exercising the Financial and Administrative powers and functions.

And whereas, according to paragraph 8 of the Andhra Pradesh Public Employment (Organization of Local Cadre and Regulation of Direct Recruitment) Order 1975 issued in G.O.P.No.728 G.A. (SPFA) Department dated 1st November, 1975, Offices of the Heads of the Departments are excluded from the application of the provisions of the aforesaid Presidential Order.

And whereas, according to Paragraph 4(A) of the Andhra Pradesh Public Employment (Organization of Local Cadre and Regulation of Direct Recruitment) Order, 1975 issued in G.O.P.No.728, G.A. (SPFA) Department dated 1st November, 1975 all categories of posts equivalent to or Lower than that of Lower Division Clerks in each Department in each District shall be organized into a separate Local cadre and it may be referred as a District Cadre.

And whereas, in the reference sixth read above, the Registrar, Andhra Pradesh State Consumer Disputes Redressal Commission, Hyderabad has sent consolidated the draft rules for the Gazetted and Non-Gazetted Posts for Andhra Pradesh State Consumer Disputes Redressal Commission, Hyderabad and for the Non-Gazetted posts and Last Grade posts in the District Forums for the approval of the Government.

And, whereas, the Government considers that it is appropriate to issue separate rules in respect of Last Grade posts of District Consumer Forums in the State separately as they are governed by the aforesaid Presidential Order.

Therefore, in view of the position explained above, Government have carefully examined the proposal of the Registrar, Andhra Pradesh State Consumer Disputes Redressal Commission, Hyderabad and accordingly decided to issue the rules governing the Last Grade posts of District Consumer Forums in the State separately .

The following Notification shall be published in the Extra-ordinary issue of the Andhra Pradesh Gazette.

NOTIFICATION

In exercise of the powers conferred by the Proviso to Article 309 of the Constitution of India, and of all other powers hereunto enabling and in super-session of the orders and rules covering the subject, the Governor of Andhra Pradesh hereby makes the following Special Rules to regulate the method of recruitment and other conditions of service in respect of the Last Grade Servants of District Consumer Forums in the State of Andhra Pradesh.

1. SHORT TITLE ,COMMENCEMENT AND EXTENT.

- (1) These rules may be called "The Andhra Pradesh District Consumer Fora Last Grade Service Rules, 2006".
- (2) These rules shall be deemed to have come into force with effect from the 20th January, 1993 i.e. the date on which the Andhra Pradesh State Consumer Disputes Redressal Commission, Hyderabad started functioning on regular basis.
- (3). These rules shall apply to all persons appointed to the service and to the holders of the posts, whether temporary or permanent but shall not apply to the posts born on the contingent establishment.

2. **Constitution:** The Service Rules shall consist of the following categories of posts, namely:-

Category (1) : Attender

Category (2) : Sweeper-cum-chowkidar

13. Unit of appointment :

For the purpose of recruitment, appointment, seniority, promotion, transfer and appointment as a full member, the unit of appointment for the posts indicated in column (2) of the table below shall be as specified in column (3) there of.

S.No (1)	Category and post (2)	Unit of appointment (3)
1	Category (1) : Attender	Respective Revenue District
2	Category (2): Sweeper-cum- Chowkidar	Respective Revenue District.

Appointing Authority: The Appointing Authority for various categories of posts shall be the Registrar, Andhra Pradesh State Consumer Disputes Redressal Commission

4. **METHOD OF APPOINTMENT:**

The appointment to the post in the categories mentioned in Column (1) of the Table below shall be made in the manner specified against them in Column (2) thereof,

T A B L E

S.No.	Category of post (1)	Method of Appointment (2)
1	Category (1) Attender	(i) By direct recruitment (ii) If any person in category (2) possesses the qualifications prescribed for direct recruitment for appointment to the post in category (1) and are willing for transfer, by transfer of such persons.
2	<u>Category (2)</u> Sweeper-cum- chowkidar	By Direct Recruitment

5. **GENERAL QUALIFICATIONS:**

No person shall be eligible for appointment to the service unless he satisfies the following, namely:-

- (a) He is a citizen of India.
- (b) that he is in sound health, active habits and free from any bodily defect or infirmity making him unfit for the service.
- (c) That his character and antecedents are such as would not disqualify him for the service.

6. **Special Qualifications:**

No person shall be eligible for appointment or promotion to the services unless he possesses the educational qualifications mentioned against the category as specified in the Table.

T A B L E

CATEGORY OF POST	EDUCATIONAL QUALIFICATIONS
CATEGORY-1 Attender	(i) Must have passed VII class Examination. (II) Must be able to ride a bicycle.
Category -2:	

**Sweeper-
Cum-chowkidar**

- (i) **Must be able to read and write Telugu or Urdu or English or Hindi**
- (ii) **Must be able to ride a bicycle.**

7. ELIGIBILITY FOR PROMOTION OR APPOINTMENT BY TRANSFER:

For appointment to a higher post either by promotion from one category to another within a service or by appointment by transfer from one service to another service a member of a service or class of the service, shall have satisfactorily completed his probation in the category from which he is proposed to be promoted or appointed by transfer to such higher post

8. RESERVATION OF APPOINTMENT:

- (A) Except in so far as it relates to physically handicapped persons, the Rule of Special Representation (General Rule 22) shall apply to the appointment of Attender and Sweeper-cum-chowkidar by Direct Recruitment and to their appointment by Transfer.
- (B) In the matter of Direct Recruitment to the posts for which women and men are equally suited, other things being equal, preference shall be given to women to an extent of at least 33 1/3% of posts in each category of O.C., BC, SC & ST quota in terms of General Rule 22-A (2).

9. PROBATION:

- (1) Every person appointed to the Service by Direct Recruitment to any post shall be on probation for a total period of two years on duty within a continuous period of three years.
- (2) Every person appointed to any post either by promotion or by transfer shall be on probation for a total period of one year on duty within a continuous period of two years.

10. Minimum Service:

No persons shall be eligible for appointment by transfer or promotion unless he is an approved probationer and has put in not less than three years of service.

11. Applicability of General and Special Rules :

The Andhra Pradesh Last Grade Service Rules 1992, the Andhra Pradesh Civil Services (Conduct) Rules, 1964 and the Andhra Pradesh Civil services (Classification, Control and Appeal) Rules, 1991 for the time being in force shall apply to members of this service.

12. Age :

No person shall be eligible for appointment by direct recruitment or for promotion unless that he has completed the age of 18 years and must not have completed the maximum age limit as prescribed by the State Government from time to time in the Andhra Pradesh Last Grade Service Rules, 1992

13. Appointment of Full Members:

An Approved probationer shall, if a substantive vacancy in the permanent cadre of a category or post for which he was selected exists, he shall be so appointed with retrospective effect from such date, or as the case may be, from a subsequent date from which he was continuously on duty as a member of the service in such category or in a higher category.

14. Postings and Transfers:

- (a). No member of the service shall be required to serve outside the unit of appointment in which he is appointed.
- (b). The appointing authority may transfer a person from One post to another, within a category, irrespective of the functions attached to such posts for reasons to be recorded in writing.
- (c). All transfers and postings shall be made by the appointing authority.

15. Savings:

Nothing in these Rules shall adversely affect the interests of any person who was appointed to the service according to the provisions of the Rules then in force at the commencement of Consumer Protection Act, 1986.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

BHANWAR LAL
E.O. SECRETARY TO GOVERNMENT.

To

The Director of Printing, Stationary and Stores
Purchase Department, for publication of the Notification
in the next issue of Andhra Pradesh Gazette. (with a request to supply 100
copies to this Department)

The Registrar, A.P. State Consumer Disputes Redressal Commission,
Hyderabad.

All the Presidents, District Consumer Fora in the State through the Registrar, Andhra
Pradesh State Consumer Disputes Redressal Commission, Hyderabad

The General Administration Department (Services-E) Department

The Law (J) Department.

The Secretary to A.P. Public Service Commission, Hyderabad.

The P.S. to the E.O. Secretary to Government, Consumer Affairs, Food & Civil
Supplies Department, Hyderabad

The PA to the Joint Secretary to Government, Consumer Affairs, Food & Civil
Supplies Department, Hyderabad.

SF / SC.

//FORWARDED BY ORDER//

SECTION OFFICER