

**Amendment in Maharashtra Municipal
Councils, Nagar Panchayats and
Industrial Townships State Services
(Absorption, Recruitment and Conditions
of Service) Rules, 2006.**

GOVERNMENT OF MAHARASHTRA

Urban Development Department

Mantralaya, Mumbai 400 032

Resolution No. Napras. 1008/365/CR 76/08/UD 14

Mantralaya, Mumbai 400 032, dated 28th January 2009.

Read.— Government Resolution, Urban Development Department No. Napras. 1008/365/CR 76/08/UD 14, dated 2nd March, 2009.

RESOLUTION

Resolution.— After carefully considering the objections and suggestions received in respect of the draft of the Maharashtra Municipal Councils, *Nagar Panchayats* and Industrial Townships State Services (Absorption, Recruitment and Conditions of Service) Rules, 2006 published in the Government Notification No. Napras. 1008/365/CR 76/08/UD 14, dated 2nd March, 2009, Government is pleased to direct that the rules should now be finally published. The accompanying notification should be published in the *Maharashtra Government Gazette*, Extraordinary Part I-A – Central Section.

2. The General Administration Department should be requested to incorporate the Recruitment Rules in the consolidated report.

3. The Director of Languages should be requested to translate the notification into Marathi and forward the translation to the Manager, Government Central Press, Mumbai, for publication in the *Maharashtra Government Gazette*. The Manager should be requested to forward six copies of the Notification to the Director of Languages, for this purpose immediately.

4. The Director, Government Printing and Stationery, Mumbai should be requested to keep in stock at the Government Book Depot, sufficient number of copies of the notification in English and Marathi for supply to officers, on indent and for sale to the public.

5. The Director General of Information and Public Relations, Mumbai should be requested to issue a suitable press note.

By order and in the name of the Governor of Maharashtra,

I. M. MORE,

Joint Secretary to Government.

To,

- (1) The Commissioner and Director of Municipal Administration, Mumbai (10 copies)
- (2) The Commissioner of Division and Regional Director of Municipal Administration, Konkan/ Nashik/ Amravati/ Nagpur/ Pune/ Aurangabad Divisions.
- (3) The Collectors of Districts (3 copies)
- (4) The Presidents of all Municipal Councils (3 copies)

- (5) The Chief Officers of all Municipal Councils,
- (6) The Secretary, Maharashtra Public Service Commission, Mumbai (by letter),
- (7) The General Administration Department (XII Desk),
- (8) The Finance Department,
- (9) The Law and Judiciary Department (3 copies)
- (10) The Manager, Government Central Press, Mumbai,
- (11) The Director General, All India Institute of Local Self Government, Mumbai,
- (12) The Director General of Information and Public Relations, Mumbai (for issue of a press note),
- (13) The Accountant General, Maharashtra-I, Mumbai (50 copies)
- (14) The Accountant General, Maharashtra-II, Nagpur (50 copies)
- (15) The Chief Auditor, Local Fund Accounts, Mumbai (50 copies)
- (16) The Deputy Chief Auditor, Local Fund Accounts, Aurangabad, Pune, Amaravati, Nagpur, Konkan, Nashik
- (17) The Director of Languages
- (18) All Other Department of Mantralaya.
- (19) The Secretary, Maharashtra Legislature Secretariat, Mumbai.
- (20) All Joint Secretary/ Deputy Secretary/ Under Secretary and Section Officers of Urban Development Department.
- (21) Desk UD 14 for select file.



महाराष्ट्र शासन राजपत्र

असाधारण भाग एक-अ-मध्य उप-विभाग

वर्ष १, अंक ५३]

शुक्रवार, जानेवारी २९, २०१०/माघ ९, शके १९३१

[पृष्ठ ६, किंमत : रुपये २०.००

असाधारण क्रमांक १४

प्राधिकृत प्रकाशन

महाराष्ट्र जिल्हा परिषदा व पंचायत समित्या, ग्रामपंचायती, नगरपरिषदा, प्राथमिक शिक्षण आणि स्थानिक निधी लेखापरीक्षा अधिनियम यांखालील (भाग चार-ब मध्ये प्रसिद्ध करण्यात आलेले आदेश व अधिसूचना यांव्यतिरिक्त) आदेश व अधिसूचना.

URBAN DEVELOPMENT DEPARTMENT

Mantralaya, Mumbai 400 032, dated the 28th January 2010.

NOTIFICATION

MAHARASHTRA MUNICIPAL COUNCILS, NAGAR PANCHAYATS AND INDUSTRIAL TOWNSHIPS ACT, 1965.

No. Napras 1008/365/C.R.76/08 UD-14.—In exercise of the powers conferred by sub-sections (1) and (2) of section 321 read with sub-section (2) of section 75A of the Maharashtra Municipal Councils, Nagar Panchayats and Industrial Townships Act, 1965 (Mah. XL of 1965), and of all other powers enabling it in that behalf, the Government of Maharashtra hereby amends the Maharashtra Municipal Councils, Nagar Panchayats and Industrial Townships State Services (Absorption, Recruitment and Conditions of Service) Rules, 2006; the same having been previously published as required by sub-section (3) of section 321 of the said Act, as follows :—

1. These Rules may be called the Maharashtra Municipal Councils, *Nagar Panchayats* and Industrial Townships State Services (Absorption, Recruitment and Conditions of Service) (Amendment) Rules, 2010.

2. In rule 2 of the Maharashtra Municipal Councils, *Nagar Panchayats* and Industrial Townships State Services (Absorption, Recruitment and Conditions of Service) Rules, 2006 (hereinafter referred to as "the principal rules"), for clause (e), the following clause shall be substituted, namely :—

“(e) “Appointing Authority” in relation to,—

(i) Grade “A” posts means the Director of Municipal Administration;

(ii) Grade “B” posts means the Regional Director of Municipal Administration; and

(iii) Grade “C” posts means the Collector;”

3. In rule 5, in sub-rule (2), in clause (b), for the words “these rules” the words “the Maharashtra Municipal Councils, *Nagar Panchayats* and Industrial Townships State Services (Absorption, Recruitment and Conditions of Service) (Amendment) Rules, 2010” shall be substituted.

4. After rule 7 of the principal rules, the following rule shall be inserted, namely:-

"7A. Absorption to be provisional.—The absorption of every existing employee shall be provisional. The absorbed employee shall, unless he has already passed the MSCIT examination or a certificate in computer, specified by the Directorate of Information Technology, have to pass the MSCIT examination in two chances within the period of one year from the date of absorption or the date of coming into force of the Maharashtra Municipal Councils, *Nagar Panchayats* and Industrial Townships State Services (Absorption, Recruitment and Conditions of Service) (Amendment) Rules, 2010, whichever is later. If such employee fails to submit a certificate to that effect his absorption shall stand terminated."

5. In rule 16 of the principal rules, for sub-rule (1), the following sub-rule shall be substituted, namely:—

"(1) A separate select list of employees in each Grade of each service shall be prepared for the purpose of appointment by promotion to the higher post of services. For the purpose of preparing such select list of employees eligible for promotion, there shall be constituted a Selection Committee for each grade:-

(A) Selection Committee for promotion of Grade A to Selection Grade and Grade 'B' employees to Grade 'A' shall consist of,-

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|-------|--|------------------|
| (i) | The Director of Municipal Administration, Mumbai. | Chairman |
| (ii) | Group-A officer, not below the rank of Deputy Secretary, to be nominated by the Government. | Member |
| (iii) | One of the Regional Directors of Municipal Administration to be nominated by the Director. | Member |
| (iv) | Group-A officer from the Social Justice and Special Assistance Department to be nominated by the Government. | Member |
| (v) | Group-A officer of the relevant Administrative Department of the Government to be nominated by the Government. | Member |
| (vi) | The concerned Deputy Director of Municipal Administration to be nominated by the Government. | Member Secretary |

(B) Selection Committee for promotion of Grade 'C1' and 'C2' employees to Grade 'B' shall consist of the following, namely:—

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|-------|--|------------------|
| (i) | Regional Director of Municipal Administration | Chairman |
| (ii) | One of the Collectors in the region to be nominated by the Regional Director of Municipal Administration | Member |
| (iii) | Group-A officer from the Social Justice and Special Assistance Department to be nominated by the Government. | Member |
| (iv) | Assistant Director in the Office of the Regional Director of Municipal Administration to be nominated by the Government. | Member Secretary |

6. In rule 25 of the principal rules,—

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

"(1) A person in service of the Selection Grade and Grade 'A' shall be liable to be transferred anywhere in the State of Maharashtra. He shall be eligible for being posted in any Municipal Council on a post indicated in column (5) of Appendix-I appended to the rules. A person in service of Grade 'B' shall be liable to be transferred within the same Revenue Division and a person in service of Grade 'C' shall be liable to be transferred within the same District:

Provided that, a person in service in any of the above Grades, may, on a written request made by him to the Director, be transferred to other Region or other District:

Provided further that, if suitable Grade is not available for the posting of a person in the same Division or District, the Director of Municipal Administration or, as the case may be, the Regional Director may, by order, transfer such person outside the Division or, the District”;

(ii) in sub-rule (3), the words “or such employee to whom the Appointing Authority may empower for a given Grade/Service” shall be deleted.

7. In Appendix-II to the principal rules,—

(i) in entry at Serial No. 1,-

(A) in sub-entry (a), in column (3), in clause (ii) after the words “Have passed MSCIT Examination” The words “or a certificate in computer specified by the Directorate of Information Technology ” shall be inserted;

(B) in sub-entry (b), in column (3), in clause (ii), after the words “ Have passed the MSCIT Examination” the words “or a certificate in computer specified by the Directorate of Information Technology” shall be inserted;

(C) in sub-entry (c), in column (3), in clause (ii), after the words “ Have passed the MSCIT Examination” the words “or a certificate in computer specified by the Directorate of Information Technology” shall be inserted;

(D) in sub-entry (d), in column (3), for the portion beginning with the words “ Have passed MSCIT Exam.” and ending with the words “ of the existing post.”, the following shall be substituted, namely:-

“ Have passed the MSCIT Exam. or a certificate in computer specified by the Directorate of Information Technology;

(iii) have not less than five years’ experience on any Class III post.” ;

(ii) in entry at serial No.2,-

(A) in sub-entry (a), in column (3), for the portion beginning with the words “ Municipal service” and ending with the words, “passed MSCIT Exam.”, the following shall be substituted, namely:-

“ Municipal Service should,—

(i) hold, either a Degree in Engineering (Mechanical/ Environmental) or, a Diploma in Mechanical/ Environmental Engineering;

(ii) have passed MSCIT Exam., or a certificate in computer specified by the Directorate of Information Technology;”;

(B) in sub-entry (b), in column (3), for the portion beginning with the words “ Municipal service” and ending with the words, “passed MSCIT Exam.”, the following shall be substituted, namely:-

“ Municipal Service should,—

(i) hold, either a Degree in Engineering (Mechanical/ Environmental) or, a Diploma in Mechanical/ Environmental Engineering;

(ii) have passed MSCIT Exam., or a certificate in computer specified by the Directorate of Information Technology;”;

(C) in sub-entry (c), in column (3), for the portion beginning with the words “ Municipal service” and ending with the words, “the existing post.”, the following shall be substituted, namely:—

“ Municipal Service should,—

(i) hold, either a Degree in Engineering (Mechanical/ Environmental) or, a Diploma in Mechanical/ Environmental Engineering;

(ii) have passed MSCIT Examination, or a certificate in computer specified by the Directorate of Information Technology;

(iii) have not less than five years' experience on any Class III post.”;

(iii) in entry at Serial No. 3,—

(A) in sub-entry (a), in column (3), in clause (ii), after the words “passed MSCIT Examination”, “or a certificate in computer specified by the Directorate of Information Technology;” shall be inserted;

(B) in sub-entry (b), in column (3), for the portion beginning with the words “Municipal service” and ending with the words, “passed MSCIT Exam.”, the following shall be substituted, namely:-

“Municipal Service should,-

(i) hold, either a Post- Graduate Degree in Commerce (M.Com.), or a Degree in Commerce (B.Com.) with Membership of the Institute of Costs and Works Accountants of India or the Institute of Chartered Accountants of India;

(ii) have passed MSCIT Exam., or a certificate in computer specified by the Directorate of Information Technology;”;

(C) in sub-entry (c), in column (3), for the portion beginning with the words “municipal service” and ending with the words, “passed MSCIT Exam.”, the following shall be substituted, namely:-

“Municipal service should,-

(i) hold, either a Post- Graduate Degree in Commerce (M.Com.), or a Degree in Commerce (B.Com.) with Membership of the Institute of Costs and Works Accountants of India or the Institute of Chartered Accountants of India;

(ii) have passed MSCIT Exam., or a certificate in computer specified by the Directorate of Information Technology;”;

(D) in sub-entry (d), in column (3), for the portion beginning with the words “municipal service” and ending with the words, “the existing post.”, the following shall be substituted, namely:-

“Municipal service should,-

(i) hold a Degree in Commerce (B.Com.);

(ii) have passed MSCIT Examination, or a certificate in computer specified by the Directorate of Information Technology;

(iii) have not less than five years' experience on any Class III post.”;

(iv) in entry at Serial No. 4,—

(A) in sub-entry (a), in column (3), in clause (ii), after the words “Have passed the MSCIT Examination” the words “or a certificate in computer specified by the Directorate of Information Technology” shall be inserted;

(B) in sub-entry (b), in column (3), in clause (ii), after the words “Have passed the MSCIT Examination” the words “or a certificate in computer specified by the Directorate of Information Technology” shall be inserted;

(C) in sub-entry (c), in column (3), in clause (ii), after the words “Have passed the MSCIT Examination” the words “or a certificate in computer specified by the Directorate of Information Technology” shall be inserted;

(D) in sub-entry (d), in column (3), for the portion beginning with the words “Have passed MSCIT Examination” and ending with the words “of the existing post”, the following shall be substituted, namely:-

"Have passed the MSCIT Examination or a certificate in computer specified by the Directorate of Information Technology ;

(iii) have not less than five years' experience in any Class III post." ;

(v) in entry at Serial No. 5,—

(A) in sub-entry (a), in column (3), in clause (ii) after the words "Have passed the MSCIT examination" the words "or a certificate in computer specified by the Directorate of Information Technology" shall be inserted ;

(B) in sub-entry (b), in column (3), in clause (ii), after the words "Have passed the MSCIT examination" the words "or a certificate in computer specified by the Directorate of Information Technology" shall be inserted ;

(C) in sub-entry (c), in column (3), in clause (ii), after the words "Have passed the MSCIT examination" the words "or a certificate in computer specified by the Directorate of Information Technology" shall be inserted ;

(D) in sub-entry (d), in column (3), in clause (ii), after the words "have passed the MSCIT examination" the words "or a certificate in computer specified by the Directorate of Information Technology" shall be inserted ;

(E) in sub-entry (e), in column (3), for the portion beginning with the words "Have passed the MSCIT exam." and ending with the words "existing post" the following shall be substituted, namely :-

"Have passed the MSCIT exam. or a certificate in computer specified by the Directorate of Information Technology ;

(iii) have not less than five years' experience on any Class III post." ;

(vi) in entry at serial No. 6,—

(A) in sub-entry (a), in column (3), for the portion beginning with the words "municipal service" and ending with the words, "passed MSCIT Examination", the following shall be substituted, namely:-

"Municipal Service should,—

(i) hold either a Degree in Architecture or, a Post-Graduate Diploma in Town and Country Planning ;

(ii) have passed MSCIT Exam., or a certificate in computer specified by the Directorate of Information Technology ;

(B) in sub-entry (b), in column (3), for the portion beginning with the words "municipal service" and ending with the words, "passed MSCIT Examination"; the following shall be substituted, namely:-

"Municipal Service should,—

(i) hold, either a Degree in Architecture or, a Post-Graduate Diploma in Town and Country Planning ;

(ii) have passed MSCIT Exam., or a certificate in computer specified by the Directorate of Information Technology ;

(C) in sub-entry (c), in column (3), for the portion beginning with the words "municipal service" and ending with the words, "passed MSCIT Examination"; the following shall be substituted, namely :-

"Municipal Service should,—

(i) hold, either a Degree in Architecture or, a Post-Graduate Diploma in Town and Country Planning,

(ii) have passed MSCIT Exam., or a certificate in computer specified by the Directorate of Information Technology;";

(D) in sub-entry (d), in column (3), for the portion beginning with the words " municipal service" and ending with the words, "of the existing post.", the following shall be substituted, namely :-

" Municipal Service should,-

(i) hold, either a Degree in Architecture or, a Post- Graduate Diploma in Town and Country Planning ;

(ii) have passed MSCIT Exam., or a certificate in computer specified by the Directorate of Information Technology ;

(iii) have not less than five years' experience in any Class III post".

By order and in the name of the Governor of Maharashtra,

I. M. MORE,
Joint Secretary to Government.