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Recruitment
Rules (Gazetted)
Drugging

**JAMMU AND KASHMIR
DRUGS AND FOOD CONTROL
(GAZETTED) SERVICE RECRUITMENT
RULES, 1997**

[Health and Medical Education Department Notification SRO-56,
dated 3rd February, 1997]

In exercise of the powers conferred by the provision to section 124 of the Constitution of Jammu and Kashmir the Government hereby makes the following rules:--

1. Short title and commencement

(i) These rules may be called the Jammu and Kashmir Drugs and Food Control (Gazetted) Service Recruitment Rules, 1997;

(ii) They shall come into force from the date these are notified in the Government Gazette.]

2. Definitions

In these rules unless the context otherwise requires:

- (a) "Administrative Department" means the Department of the Government in the Civil Secretariat holding the administrative charge of the Service;
- (b) "Service" means the Jammu and Kashmir Drugs and Food Control (Gazetted) Service;
- (c) "Cadre" means the cadre of the Service;
- (d) "Commission" means the Jammu and Kashmir Public Service Commission;
- (e) "member of the Service" means a person appointed to a post in the Service under the provisions of these rules;
- (f) "Schedule" means the schedule annexed to these rules; and
- (g) Words and expressions used in these rules but not defined, shall have the same meaning as are assigned to them in the Jammu and Kashmir Civil Service (Classification, Control and Appeal) Rules, 1955.

1. Published in Govt. Gazette dated 2-2-1997.

3. Constitution of Service

(i) From the date of commencement of these rules there shall be constituted Jammu and Kashmir Drugs and Food Control Gazetted Service.

(ii) The Government may at the commencement of these rules appoint to the service any person who at the commencement of these rules is holding any post in a regular capacity in its sanctioned scale of pay included in the cadre of the service.

4. Strength and composition of the service

(i) The authorised permanent and temporary strength of the cadre and the nature of posts included therein shall be determined by the Government from time to time and shall at the initial constitution of the service under these rules, be such as specified in Schedule (I) annexure to these rules:

Provided that the Government may create temporary posts in the cadre of the service for a specified period as may be considered necessary from time to time.

(ii) The Government shall, at the interval of every three years or at such other intervals as may be necessary re-examine the strength and composition of the cadre of the service and make such alterations therein as it deems fit:

Provided that nothing in this sub-rule shall be deemed to affect the power of the Government to alter the strength and composition of the cadre at any time.

5. Qualifications and method of recruitment

(i) No person shall be eligible for appointment or promotion to any post in any class, category or grade in the service unless he/she possesses the qualifications as laid down in the schedule 'II' and fulfils other requirements of recruitment as provided in the rules and orders for the time being in force.

(ii) Appointment to the service shall be made—

(a) by direct recruitment (which will include appointment by transfer);

(b) by promotion; and

(c) partly by direct recruitment and partly by promotion to the ratio and manner mentioned against each post in the Schedule:

Provided that in case a post cannot be filled up by promotion according to the rules due to non-availability of suitable qualified persons, the post shall be filled up by direct recruitment and vice-versa with the prior approval of the Commission.

6. Probation

(i) Persons appointed to the service (either directly or by promotion), shall be on probation or trial for two years, as the case may be.

(ii) If it appears at any time during or at the end of the period of probation or of trial, as the case may be, that an officer has not made sufficient use of his

opportunities or if he has otherwise failed to give satisfaction and has not passed the prescribed departmental examination or training, if any, if directly recruited be discharged from the service and if appointed by promotion be reverted to the post on which he holds a lien.

(iii) The Government may in the case of any person extend the period of probation or trial up to the maximum period of four years.

Explanation.- Appointment on probation will be made against substantive vacancies only. All other appointments will be on trial; provided that any period of officiating appointment shall be considered as period spent on probation when person appointed on trial is given regular appointment to the service.

(iv) In respect of persons who immediately before such appointment held a post under the Government in officiating capacity and draw his presumptive pay equal to or higher than the minimum of the time scale as initial pay at the time of appointment to the service shall be regulated under Article 77 (a) (ii) of the J&K Civil Service Regulations, treating his/her presumptive pay as substantive pay for purpose of such fixation alone. He/she shall not however, get the benefit of Article 67 (a) (ii) either at the time of initial fixation or subsequently.

(v) In the case of people who are appointed under these rules by direct recruitment their fixation of pay shall be regulated under the normal rules relating to such fixation from time to time.

7. Training and departmental examination

Persons appointed to the service by direct recruitment shall be required to undergo such training from time to time during the course of service and to pass, during the period of probation or trial as the case may be such departmental examination as the Government may prescribe:

Provided that the Government may exempt wholly or partly from such training or departmental examination, person who have passed departmental examination or have undergone training declared by the Government to be equivalent under these rules.

8. Eligibility of Government servants for direct recruitment

Persons already in Government service may apply through proper channel for direct recruitment to a vacant post in any particular class or category in the service, if he/she possesses the educational and other qualifications prescribed for recruitment to such class or category of post. The upper age limit for Government servants shall be provided as in the general rules:

Provided that in case of a post which requires a higher degree of specialization and experience the Government may prescribe a higher age limits.

9. Maintenance of seniority list

Seniority of the members of the Service shall be regulated under the Jammu and Kashmir Civil Service (Classification, Control and Appeal) Rules,

1956. The Administrative Department in the Civil Secretariat shall maintain an up to date and final seniority list of the service.

10. Residuary matters

In regard to matters not specified/covered by these rules, the matter of the service shall be governed by the rules, regulations and orders applicable to the State Civil Service in general.

11. Interpretation

If any question arises relating to the interpretation of these rules, the matter shall be referred to the Government whose decision shall be final and binding.

12. Repeal and savings

(i) All Rules corresponding to these rules and in force immediately before the commencement of these rules are hereby repealed.

(ii) Notwithstanding such repeal, any appointment order made and action taken under the provisions of rules so repealed shall be deemed to have been made or taken under the corresponding provisions of these rules.

SCHEDULE - I (GAZETTED)

S.No.	Designation	Scale	No. of posts
1.	Controller, Drugs & Foods	3700-5000	One
2.	Deputy Controller, Drugs & Food	3000-4500	Three
3.	Drugs Analyst		
4.	Assistant Controller (Drugs)	2125-3600	Four
5.	Assistant Drugs Analyst		
6.	Assistant Controller (PFA)	2125-3600	Two
7.	Public Analyst	2000-3400	Two

[SCHEDULE - II]

[See Rule 4 of the Jammu and Kashmir Drugs and Food Control (Gazetted) Service Recruitment Rules, 1997]

Class	Category	Designation	Grade	Minimum qualification for direct recruitment	Method of recruitment
					6
I	2	3	4	5	
I	Controller	3700-5000		100% promotion by selection from Class II with a minimum of seven years of service as such.
II	Deputy Controller, Drugs and Food/ Drug Analyst	3000-4500		(i) 75% by promotion from Class III category (a) with at least five years experience as such. (ii) 25% by promotion from Class III category (a) with at least five years experience as such and possessing the qualification as prescribed in respect of Assistant Controller, Drugs and Food.
III	(a)	Assistant Controller, Drugs Assistant/ Drugs Analyst	2125-3600	(i) Post-graduate in Pharmacy or Pharmaceutical Chemistry or Medicine With specialization in Clinical Pharmacology or Microbiology from a University	(i) 20% by direct recruitment (ii) 80% by promotion from among Senior Scientific Officers and Senior

established in India by law.

(iii) Experience in the manufacture or testing of Drugs from an approved laboratory or enforcement of the provisions of the Drugs and Cosmetics Act, 1956 for a minimum for Drug period of five years.

Drug Inspector, Instrument Technicians of Drugs and Food (Subordinate) Service subject to fulfillment of statutory qualification laid down in the Drugs and Cosmetics Rules, 1945
Inspector in following ratio:-
(i) Senior Scientific Officer 20%
(ii) Senior Drug Inspector/Instrument Technician 60%

Selection from Class IV and Senior Food Inspectors of Drugs and Food (Subordinate) Service in the ratio of 50:50.

(c)

Assistant Controller
(PEA)

2125-3600

(a) Degree in Science with Chemistry or Bio-Chemistry or Food Technology or Food and Drugs from a University established in India by law or an recognized and notified by the Central Government for such purpose with not less than five years experience after graduation in the analysis of Food

or

Master's Degree in Chemistry or Bio-Chemistry or Food Technology or Microbiology or Food and Drugs from a University established in India by law.

or

An Associate of the institution of Chemists (India) by Examination in the section of analysis of food conducted by the Institutions of Chemists (India) or an equivalent qualification recognized and notified by the Central Government for such purpose with

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not less than three years experience in the analysis of food.

or

A Medical Officer Incharge of Health Administration of a local area.

or

Degree in medicine having received atleast one month's training in Food Inspection and sampling work approved for the purpose by the Central Government or State Government.

or

Degree in Science with Chemistry as one of the subject.

or

Degree in Agriculture or Public Health or Pharmacy or in Veterinary Science of Food Technology or Dairy Technology.

or

A Diploma in Food Technology or Dairy Technology from a University or Institution established in India by law.

IV	Public Analyst	2000-3400	(a) Degree in Science with Chemistry or Bio-Chemistry or Food Technology. Food and Drugs from a University established in India by law or an equivalent qualification recognized and notified by the Central Govt. for such purpose.	100% promotion from Assistant Public Analysts of Drugs and Food (Subordinate) Service.
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Government of Jammu and Kashmir
Health and Medical Education Department
Civil Secretariat, Srinagar.

Amendment
in Gazette
Recruitment
Rules

Notification,
Srinagar, the 24th of September, 2013

SRO 417.- In exercise of powers conferred by the proviso to section 124 of the constitution of Jammu and Kashmir, the Governor hereby directs that in the Jammu and Kashmir Drugs and Food Control (Gazetted) Services Recruitment Rules, 1997, the words "Senior Drug Inspector" appearing in Column 6 under the heading method of recruitment against Class III, Category (a) of Schedule II shall be substituted by the words "Drug Inspector with five years service".

By order of the Government of Jammu and Kashmir.


Secretary to Government,
Health and Medical Edu. Department

No. HD/16/90/R.R Drugs

Dated :- 24-09-2013

Copy to the :-

1. Secretary to Government, ARI Department.
2. Secretary to Government, Law Department.
3. Secretary, Public Service Commission, J&K, Srinagar.
4. Controller, Drugs and FC Organization, J&K, Srinagar.
5. General Manager Government Press for publication in the next Gazetted.
6. Special Assistant to Hon'ble Minister of State (Independent Charge) for Health.
7. Pvt. Secretary to Secretary to Government, H&ME Deptt.
8. SRO file (w.3.s.c).
9. File.