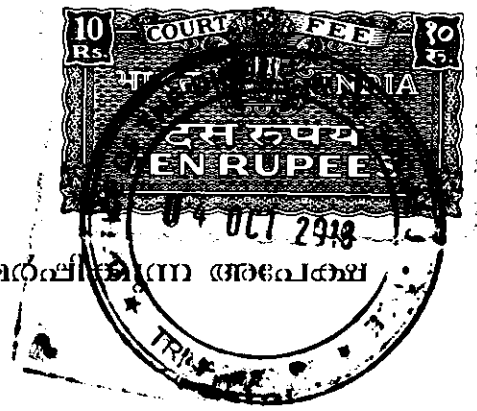


13081



വിവരാവകാശ നിയമം - 2005 പ്രകാരം സമരപ്പിഴയ്ക്കുന്ന അപേക്ഷ

പ്രേഷകൻ

Adarsh S.K

Nathanazhikathu Sreevilas

Hempallikunnam Chethannoor P.O

Kollam: '691572

സ്വീകർത്താവ്

സ്റ്റേറ്റ് പബ്ലിക് ഇൻഫോർമേഷൻ ഓഫീസർ(RIA)

Directorate of Social Justice

Fifth Floor, Vikas Bhavan P.O

Thiruvananthapuram

Pin: 695033

സർ,

വിഷയം- വിവരാവകാശ നിയമം - 2005 പ്രകാരം വിവരം

ആവശ്യപ്പെടുന്നത് സംബന്ധിച്ച്.

സൂചന- Adv.c3/149/18/P&ARD dt 10.08.2018 ലെ സർക്കുലർ.

മേൽ സൂചനയിലേക്ക് അങ്ങയുടെ ശ്രദ്ധ സഭയ്ക്കു ക്ഷണിക്കുന്നു. സൂചന പ്രകാരമുള്ള സർക്കുലറിൽ 2019 കലണ്ടർ വർഷത്തെ എല്ലാ പ്രതീക്ഷിത ഒഴിവുകളും 2018 സെപ്റ്റംബർ 1 ന് മുമ്പായി പി.എസ്.സിക്ക് റിപ്പോർട്ട് ചെയ്യണമെന്ന് എല്ലാ നിയമന അധികാരികളോടും സർക്കാർ നിർദ്ദേശിച്ചിട്ടുണ്ട്.

അതിന്റെ അടിസ്ഥാനത്തിൽ വിവരാവകാശ നിയമം -2005 പ്രകാരം താഴെ പറയുന്ന വിവരങ്ങൾ അടിയന്തിരമായി ലഭ്യമാക്കണമെന്ന് അപേക്ഷിക്കുന്നു.

1. അങ്ങയുടെ കീഴിലുള്ള വിവിധ ഓഫീസുകളിലെ ടൈപ്പിസ്റ്റ് തസ്തികയിൽ നിന്നും 2019 ജനുവരി 1 മുതൽ 2019

ഡിസംബർ 31 വരെ എത്ര പേർ വിരമിക്കും? വിരമിക്കുന്നവരുടെ പേര്, തസ്തികയുടെ പേര്, വിരമിക്കുന്ന തീയതി എന്നീ വിവരങ്ങൾ ലഭ്യമാക്കുക.

2. അങ്ങയുടെ കീഴിലുള്ള വിവിധ ഓഫീസുകളിലെ ടെഷിസ്റ്റ് തസ്തികയിൽ നിന്നും 2019 ജനുവരി 1 മുതൽ 2019 ഡിസംബർ 31 വരെ വിരമിക്കുന്നതുമൂലം എൻട്രികേഡറിൽ ഒഴിവുകൾ ഉണ്ടാകുന്നത് എത്രയും ജില്ലകളിലാണെന്നുള്ള ജില്ല തിരിച്ചുള്ള വിവരം ലഭ്യമാക്കുക.

3. ജേതാ സൂചന സർക്കുലറിലെ നിർദ്ദേശ പ്രകാരം ഈ പ്രതീക്ഷിത ഒഴിവുകൾ പി.എസ്.സിക്ക് റിപ്പോർട്ട് ചെയ്തിട്ടുണ്ടോ? ഉണ്ടെങ്കിൽ റിപ്പോർട്ട് ചെയ്ത ഒഴിവുകളുടെ എണ്ണവും, തീയതിയും, നമ്പരും ലഭ്യമാക്കുക.

4. ജേതാ സൂചന സർക്കുലറിലെ നിർദ്ദേശ പ്രകാരം ഈ പ്രതീക്ഷിത ഒഴിവുകൾ മുഴുവൻ പി.എസ്.സിക്ക് റിപ്പോർട്ട് ചെയ്തിട്ടില്ലെങ്കിൽ അത് എന്തുകൊണ്ടാണെന്നുള്ള വിവരം ലഭ്യമാക്കുക.

5. കൊല്ലം ജില്ലയിൽ അങ്ങയുടെ കീഴിലുള്ള വിവിധ ഓഫീസുകളിലെ ടെഷിസ്റ്റ് തസ്തികയിൽ നിലവിൽ എത്ര ഒഴിവുകളുണ്ട്? ഈ ഒഴിവുകൾ മുഴുവൻ പി.എസ്.സിക്ക് റിപ്പോർട്ട് ചെയ്തിട്ടുണ്ടോ? ഉണ്ടെങ്കിൽ റിപ്പോർട്ട് ചെയ്ത ഒഴിവുകളുടെ എണ്ണവും, തീയതിയും, നമ്പരും ലഭ്യമാക്കുക.

6. കൊല്ലം ജില്ലയിൽ എൽ.ഡി, യു.ഡി, സീനിയർ ഗ്രേഡ്, സെലക്ഷൻ ഗ്രേഡ് ടെഷിസ്റ്റ് തസ്തികകളിൽ എത്ര പേർ വീതം

നിലവിൽ ഉണ്ട് എന്ന വിവരവും , അവരുടെ പേര്, തസ്തിക,
നിലവിൽ ജോലി ചെയ്യുന്ന ഓഫീസിന്റെ പേര് വിവരം എന്നിവ
തരംതിരിച്ച് ലഭ്യമാക്കുക.

7. കൊല്ലം ജില്ലയിൽ അങ്ങയുടെ കീഴിലുള്ള വിവിധ ഓഫീസുകളിലെ
കളാർക്ക് ടൈപ്പിസ്റ്റ് തസ്തികയിൽ നിലവിൽ എത്ര
ഒഴിവുകളുണ്ട് എന്ന വിവരം ലഭ്യമാക്കുക.

8. ഈ ഒഴിവുകൾ പി.എസ്.സിക്ക് റിപ്പോർട്ട് ചെയ്തിട്ടുണ്ടോ?
ഉണ്ടെങ്കിൽ റിപ്പോർട്ട് ചെയ്ത ഒഴിവുകളുടെ എണ്ണവും,
തീയതിയും, നമ്പരും ലഭ്യമാക്കുക.

9. അങ്ങയുടെ വകുപ്പിൽ ടൈപ്പിസ്റ്റ് തസ്തികയിൽ അന്യർ ജില്ലാ
സ്ഥലമറ്റം നടയമ്പ്രോൾ ഒരു വർഷം ഉണ്ടാകുന്ന ആകെ
ഒഴിവുകളുടെ 10ശതമാനം നീക്കിവയ്ക്കണമെന്നുള്ള 06-02-2013
ലെ Go(P)No.05/2013/P&ARD നമ്പർ സർക്കാർ ഉത്തരവിലെ
നിബന്ധന പാലിക്കാവുന്നോ എന്നുള്ള വിവരം ലഭ്യമാക്കുക.

10. അങ്ങയുടെ വകുപ്പിലെ ടൈപ്പിസ്റ്റ് തസ്തികയിൽ നിന്നും
~~31-07-2019~~ തീയതി ശ്രീ Adarsh SK - P.R.
എന്നയാൾ വിരമിക്കുന്നതുവഴി എൽ.ഡി ടൈപ്പിസ്റ്റ്
തസ്തികയിൽ ഉണ്ടാകുന്ന പ്രതീക്ഷിത ഒഴിവ് സൂചന
സർക്കാരിലെ നിർദ്ദേശ പ്രകാരം പി.എസ്.സിക്ക് റിപ്പോർട്ട്
ചെയ്ത നമ്പരും, തീയതിയും ലഭ്യമാക്കുക.

Adarsh SK
Adarsh
അപേക്ഷകൻ

752
12/2/13



GOVERNMENT OF KERALA

Abstract

P&ARD - Mutual or Inter-departmental transfer from one unit to another in the same Department or from one Department to another within the same subordinate service-Conditions for granting transfers to Government servants other than Last Grade Servants -revised orders issued.

**PERSONNEL & ADMINISTRATIVE REFORMS
(ADVICE-C) DEPARTMENT**

G.O.(P)No.05/2013/P&ARD Dated, Thiruvananthapuram, 06.02.2013.

- Read: -1. G.O.(Ms) No.4/61/PD dated 2.01.1961.
2. G.O.(P) No.154/71/PD dated 22.05.1971.
3. Circular No.123746/SD5/73/PD dated 28.05.1976.
4. Circular No. 143088/SD1/76/GAD dated 11.07.1977.
5. G.O.(P) No. 442/80/GAD dated 26.09.1980.
6. G.O.(P) No. 180/81/GAD dated 3.06.1981.
7. G.O.(P) No.36/91/P&ARD dated 2.12.1991.
8. Letter No. AV(1)13277/2012/GW dated 03.11.2012 from the Secretary, Kerala Public Service Commission.

ORDER

It was ordered in the Government Order read as 1st paper above that mutual or Inter-departmental transfer of Government servants from one unit to another within the same Department or from one Department to another within the same subordinate service may be ordered by the Appointing Authority concerned on request subject to the condition specified therein. It was later clarified as per circular, read as 3rd and 4th paper above that the five year rule prescribed for Inter-district transfer of Government employees in Government Order read as 2nd paper above shall be treated as applicable to all cases of Inter-departmental transfers including mutual transfers also. Again it was clarified in Government Order read as 6th paper above that the orders issued in Government Order read as 5th paper above in respect of Inter-district transfer should be applicable to Inter-departmental transfers as well.

2. However after the issue of Government Order read as 7th paper above, by which the conditions under which Inter-district transfers are to be granted are recast in supersession of all previous orders, no order has since been issued making the conditions specified therein applicable to Inter-departmental transfers also as was done in earlier occasions. As a result certain confusion is noticed to be prevalent as to whether the conditions of Government Order in the

7th paper read above, prescribed exclusively for Inter-district transfers can be made applicable as such in the case of Inter-departmental transfers also.

3. In this connection it is clarified that although certain resemblances do exist between Inter-district and Inter-departmental transfers, the conditions prescribed in Government Order read as 7th paper above, exclusively for Inter-district transfers cannot be made applicable to Inter-departmental transfers in toto. Therefore after examining the matter in detail the Government are pleased to order in supersession of relevant provisions of all existing orders and circulars that mutual or Inter-departmental transfers of Government servants, other than Last Grade Servants, from one unit to another within the same Department or from one Department to another in the same subordinate service shall hence forth be allowed only on the following conditions.

(i) No Government Servant can claim Inter-departmental transfer as a matter of right and the same will always be subject to the willingness of the Appointing Authorities concerned to spare and take the services of the Government Servant.

(ii) Inter-departmental Transfers should be made only in cases in which the posts concerned carry the same scale of pay and have the same qualification and method of appointment prescribed. No Inter-departmental transfer from a department is allowed if appointment to that department is made from a ranked list exclusively prepared for that department. Inter-departmental transfer is permissible only in the entry cadre.

(iii) A permanent person is required to relinquish his permanency. He may be permitted to retain his permanent lien in the old post until he is confirmed in the new unit or department, but he can come back to the old department only if and when there is no vacancy for him to continue in the new unit or if for any reason his pay in the substantive post in the parent department becomes higher than the pay of the new post held by him. The benefit of Rule 8 part II KS&SSRs is not applicable to Inter-departmental transferees since the transfer is on his own application or not in public interest.

(iv) A person transferred to a new unit/department will take rank below the junior most in the category in the new unit or department. He/She will not be allowed to count his previous service towards seniority in the new unit/department. He/She will have to commence and complete probation afresh in the new unit/department as laid down in Rule 18 of Part II KS&SSRs even if he/she had completed probation in the previous department before the transfer. But he/she may be allowed to count his/her previous service towards increment, leave and retirement benefits namely pension, gratuity etc.

(v) Persons transferred from one unit to another in the same department or from one department to another due to proved administrative reasons will retain all their rights in the old unit or department as the case may be.

(vi) In the case of transfer (other than those coming under item 5 above) no T.A., or joining time pay will be allowed whether at the time of first transfer or at the time of reversion to parent department.

(vii) Transfer among Departments where recruitment is made district wise, will be allowed, even within the same district only after completion of five year service in the department from which transfer is sought.

(viii) The only exemption to the five year rule will be in cases of transfer to any other Department in the district of choice of candidates advised from a district ranked list to Head quarters vacancies in Departments which do not have any office/post in the district of choice. Such Inter-departmental transfers can be allowed by Government with the mutual consent of the Appointing Authorities, subject to forfeiture of seniority.

(ix) However in cases where the department to which a candidate is appointed in Head quarters vacancy has an office in the district of choice but authorities concerned certifies that a vacancy is not likely to arise in the district to accommodate him/her within five years of such appointment, Inter-departmental transfer may be allowed to the candidate to any other Department in his/her district of choice in relaxation of the five year rule with the mutual consent of the Appointing Authorities after taking orders of Hon'ble Chief Minister.

(x) An Inter-departmental transferee will have to complete five years service in the new unit/department before securing further transfer to Third unit/department. In either case he will forfeit his seniority and will have to commence probation afresh.

(xi) Only 10% of the vacancies arising in the department/district in a year in a category shall be filled up by Inter-departmental and Inter-district transfer.

(xii) Five year rule need not be insisted in the case of Inter-departmental transfer from one department to another if the recruitment to both departments is made from a common ranked list prepared statewide.

(By order of the Governor)

T.J.Mathew

Secretary to Government

To

All Heads of Departments/Appointing Authorities and Offices.

All District Collectors.

All Departments/All sections of the Secretariat including Law and Finance.

The Principal Accountant General (Audit), Kerala, Thiruvananthapuram
(with C.L.).

The Accountant General (A&E), Kerala, Thiruvananthapuram (with C.L.).

The Advocate General, Kerala, Ernakulam/Thiruvananthapuram Branch
(with C.L.).

The Registrar, Kerala High Court (with C.L.).

The Secretary, Kerala Public Service Commission (with C.L.)

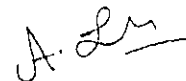
The Secretary, Kerala Legislature Secretariat (with C.L.).

The Director, Information & Public Relations Department (for wide publicity).

Information & Public Relations (Web & New media) Department (for uploading
in the official website)

Stock File/ Office Copy.

Forwarded/By order



Section Officer



GOVERNMENT OF KERALA

Personnel and Administrative Reforms (Advice-C) Department
CIRCULAR

No. Adv. C3/149/18/P&ARD.

Dated, Thiruvananthapuram, 10th August, 2018.

**Sub:—Personnel and Administrative Reforms Department—
Recruitment to Public Service—Advance intimation to the
Kerala Public Service Commission regarding anticipated
vacancies for the calendar year 2019—Instructions—Issued.**

- Ref:—**
1. G. O. (Ms.) No. 232/1971/PD dated 12-8-1971.
 2. G. O. (P) No. 38/1992/P&ARD dated 18-9-1992.
 3. Circular No. 4185/Adv. C3/2009/P&ARD dated 1-6-2009.
 4. Circular No. Adv. C3/304/2017/P&ARD dated 16-8-2017.

As per the reference first cited, it was ordered that the Appointing Authorities should report to the Kerala Public Service Commission, the vacancies estimated for one year in each category of posts separately by the first of June every year and that if no vacancies are anticipated, a 'Nil' report should invariably be sent.

2. Again, as per the Circular 3rd cited, all Heads of Departments and Appointing Authorities were directed to see that the anticipated vacancies for the calendar year that are caused by retirement/promotion/creation/deputation etc. or 'Not Joining Duty' of a candidate advised earlier are assessed and reported to the Kerala Public Service Commission, concerned

Administrative Department and Personnel and Administrative Reforms (Advice-C) Department in advance latest by the 30th June every calendar year. Vide Circular 4th cited, direction was given to all the Appointing Authorities to report the anticipated vacancies in each category of posts for the calendar year 2018 to the Kerala Public Service Commission.

3. In the above circumstances, in order to avoid delay in assessing and reporting vacancies to the Kerala Public Service Commission, Government are pleased to issue the following instructions to the Heads of Departments/Appointing Authorities:—

(i) The Appointing Authorities should report to the Public Service Commission the anticipated vacancies for the calendar year 2019 (1st January, 2019 to 31st December, 2019) in each category of posts separately by the 1st September, 2018. If no vacancies are anticipated, a 'Nil' report should invariably be sent. The details of vacancies reported to the Kerala Public Service Commission for the calendar year 2019 shall be furnished by the Appointing Authorities to the Administrative Department concerned in the Secretariat with copy to Personnel and Administrative Reforms (Advice-C) Department by 30th September, 2018 without fail in the following format:—

<i>Name of Department</i>	<i>Name of Post</i>	<i>Number of vacancies anticipated</i>	<i>Number of vacancies reported to KPSC</i>	<i>Date of reporting to KPSC</i>
(1)	(2)	(3)	(4)	(5)

(ii) In the case of state wise recruitment, the responsibility of reporting anticipated vacancies to KPSC lies with the Heads of Departments concerned.

(iii) In the case of District wise recruitment when an officer retires from a promoted post, it is the responsibility of the Heads of Departments to determine the District where a vacancy in the entry cadre post is likely to arise, on the basis of the final seniority list of officers in the entry cadre for promotion in his department and to inform the same to the District Officers concerned in his department, so as to enable them to report these vacancies to KPSC.

(iv) While reporting anticipated vacancies, prescribed percentage of vacancies as per rules should be set aside for By-transfer appointment, Inter-district/Inter departmental transfer, appointment under Compassionate Employment Scheme and other appointment, specified in Special Rules.

(v) The Appointing Authorities should exercise extreme diligence and accuracy in reporting vacancies to the Public Service Commission. When once the vacancies are reported to the Commission, they should neither be cancelled nor reduced. They should also note that the date of occurrence of the vacancy should be treated as the crucial date for deciding the method of appointment. The practice, if any, of filling the vacancies by promotion/transfer after reporting the vacancies to the Commission should be discontinued.

(vi) All the vacancies with a duration of six months and above except leave vacancies should invariably be reported to the Commission.

(vii) Maternity leave vacancies for six months need not be reported to Kerala Public Service Commission. But the maternity leave vacancies that are likely to continue beyond six months should be reported to K.P.S.C. if the vacancies are likely to last long and new vacancies are likely to arise.

(viii) When there is a ranked list, existing vacancies shall invariably be filled up from the candidates in that list.

(ix) All 'Not Joining Duty' (NJD) vacancies should be reported to K. P. S. C. soon after the completion of time limit prescribed for joining duty. Appointing Authority shall ensure that no request for extension of joining time is pending with the Government or with the Appointing Authority before the fact of 'Not Joining Duty' is reported to the K. P. S. C.

(x) Provisional appointments through Employment Exchanges, daily wages and contract basis shall not be resorted to in respect of any posts for which there is a valid Public Service Commission ranked list.

(xi) The Heads of Departments/Appointing Authorities will take utmost care in furnishing the correct information on the vacancy position in the prescribed pro forma (appended for ready reference) to Kerala Public Service Commission.

4. Any violation of these instructions by any of the Heads of Departments/Appointing Authorities will be viewed seriously and the officer concerned shall be held personally responsible.

K. GOPALAKRISHNA BHAT,
Special Secretary.

To

All Additional Chief Secretaries/Principal Secretaries/Secretaries/
Special Secretaries.

All Heads of Departments/Appointing Authorities and Offices.

All Chief Executives of Public Sector Undertakings.

All Heads of Autonomous Bodies/Quasi Government
Organisations.

All District Collectors.

All Departments (all sections) of the Secretariat including Law and
Finance.

The Principal Accountant General (Audit), Kerala,
Thiruvananthapuram (with C. L.).

The Accountant General (A&E), Kerala, Thiruvananthapuram
(with C. L.).

The State Election Commission Kerala, Corporation Office
Complex, Thiruvananthapuram (with C. L.).

The Secretary, Kerala Public Service Commission (with C.L.).

- The Secretary, Legislature Secretariat (with C.L.).
- The Registrar, High Court of Kerala, Ernakulam (with C.L.).
- The Registrar, University of Kerala/Kochi/Kozhikode/Kannur
(with C. L.).
- The Registrar, Mahatma Gandhi University, Kottayam (with CL.).
- The Registrar, Kerala Agricultural University, Thrissur (with C. L.).
- The General Manager, Kerala State Road Transport Corporation,
Thiruvananthapuram (with C. L.).
- The Secretary, Kerala State Electricity Board, Thiruvananthapuram
(with C. L.).
- The Advocate General, Ernakulam/Thiruvananthapuram Branch
(with C. L.).
- The Private Secretary to Chief Minister and other Ministers.
(with C. L.).
- The Private Secretary to the Leader of Opposition, Cantonment
House, Thiruvananthapuram (with C. L.).
- The Private Secretary to the Speaker/Deputy Speaker, Legislative
Assembly, Thiruvananthapuram (with C. L.).
- The Secretary to the Governor, Raj Bhavan, Thiruvananthapuram
(with C. L.).
- The Additional Secretary to the Chief Secretary.
- The Director, Information and Public Relations Department
(for wide publicity).
- Information and Public Relations (Web & New media)
Department (for uploading in Government Website).
- Stock File/Office Copy.