

45
39

P. C. C. F. G. S.
GANDHINAGAR

12 OCT 2009

Inward No. 9072
Branch Am

NOTIFICATION
FORESTS AND ENVIRONMENT DEPARTMENT

Sachivalaya, Gandhinagar.
Dated the 25th September, 2009

Constitution
of India.

No.GVN/2009/(5)/GFS/EXM/102007/1131/D :- In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, and in supersession of all the rules made in this behalf, the Governor of Gujarat hereby makes the following rules, to provide for regulating the conditions of service of persons appointed to the posts of Forest Officer in the Forest Department, in so far as they relate to passing of departmental examination, namely:-

1
Pri. C. C. F. G. S.
12 OCT 2009
Inward No. 831
Table No. 2

(1) These rules may be called the Gujarat Forest Department Forest Officers (Examination) Rules, 2009.

(2) They shall apply to the persons appointed as Assistant Conservator of Forests, Class II, in the Forest Department, either by direct recruitment or by promotion and to the Range Forest Officer.

Provided that these rules shall not apply to the persons who have before the appointed date, passed the examination or has been exempted from passing the examination:


Provided further that where any such person has before the appointed date exhausted all the chances prescribed under the old rules for passing the examination and has accordingly failed to pass examination nothing in these rules shall, save as expressly provided, entitle him to appear at the examination as provided in these rules.

T-285
5-10-09

Adm
1/10

2. In these rules, unless the context otherwise requires,-

- (a) "Appendix" means the appendix appended to these rules;
- (b) "appointed date" means the date on which these rules shall come into force;
- (c) "Direct recruit" means a person appointed as an Assistant Conservator of Forests, otherwise than by promotion;
- (d) "examination" means the departmental examination prescribed under these rules and includes the departmental examination prescribed for Assistant Conservator of Forests and Range Forest Officers under the old rules;


30/9-09

- (e) "Forest Officer" means a person belonging to any of the categories mentioned in rule 1;
- (f) "Old rules" means the rules for the departmental examination of Assistant Conservator of Forests and Range Forest Officer in force immediately before the appointed date;
- (g) "Promoted Officer" means a person appointed as Assistant Conservator of Forests, Class II, by promotion from the post of a Range Forest Officer;
- (h) "specified chances" means the number of chances specified in these rules within which a Forest Officer is required to pass the examination;
- (i) "specified period" means the period specified in these rules within which a Forest Officer is required to pass the Examination.

3. Subject to the provisions of rule 5-

- (1) every person who is appointed otherwise than by promotion prior to the appointed date as Assistant Conservator of Forests (hereinafter referred to as "the Assistant Conservator of Forests") shall require to pass the examination during the probation period;
- (2) every person who is appointed as Assistant Conservator of Forests otherwise than by promotion on or after the appointed date shall be required to pass the examination during the probation period.

Provided that in the case of a person appointed as Assistant Conservator of Forests, otherwise than by promotion, if the period of passing the examination as provided in clause (1) or (2), as the case may be, expires before the date of the holding of the examination, the said period shall be deemed to have been extended until the date of the declaration of the result of the examination so held.

4. To be eligible for promotion to the post of an Assistant Conservator of Forests, a Range Forest Officer appointed prior or after the appointed date shall have to pass the examination within a period of five years from the date of his appointment as Range Forest Officer unless he has been exempted from passing the examination:

Provided that in case of a person appointed as Range Forest Officer, if the period of passing the examination as provided above expires before the date of holding the examination, the said period

47
33

shall be deemed to have been extended until the date of declaration of the result of the examination so held:

Provided further that no Range Forest Officer shall be eligible to appear at the examination unless he has completed two years' of service as Range Forest Officer.

5. The examination required to be passed under clause (1) or (2) of rule 3 or under rule 4 shall have to be passed in not more than three chances within the specified period:

Provided that the chances already availed of before the appointed date under the old rules shall be counted as having been availed of under these rules.

Provided further that the persons belonging to the Scheduled castes and Scheduled Tribes may be allowed one additional chance which shall be required to be availed of within a period of one year from the date of declaration of the result of the examination at which the last normal chance shall have been availed of.

6. (1) If a direct recruit Assistant Conservator of Forests fails to pass the examination as required under these rules, his services shall be terminated:

Provided that where the State Government is satisfied that a candidate could not pass the examination at which he had his last chance for the reasons beyond his control, the State Government may, after recording reasons in writing, give him one additional chance to pass the examination, on payment of an examination fee as may be determined by the Government.

(2) If a Range Forest Officer fails to pass the examination as required under these rules, he shall not be eligible for promotion as Assistant Conservator of Forests until he passes the examination.

7. Notwithstanding anything contained in these rules, a Range Forest Officer, who fails to pass the examination within the specified period and specified chances may also be eligible to appear at any time in such examination on payment of an examination fee as may be determined by the Government and if he passes the examination, he shall be eligible for promotion to the higher post:

Provided that such person shall not be entitled to claim seniority over those persons who have been promoted before he becomes eligible for promotion on account of their having passed the departmental examination earlier than him notwithstanding that he