

[TO BE PUBLISHED IN THE GAZETTE OF INDIA EXTRAORDINARY, PART II, SECTION
3, SUB-SECTION (i)]

Government of India
Ministry of Finance
(Department of Revenue)

New Delhi, the _____, 2022

Notification
New Delhi

G.S.R. (E).-- In exercise of the powers conferred by the proviso to article 309 of the Constitution, and in supersession of the Ministry of Finance, Department of Revenue, Directorate of Enforcement, Upper Division Clerk & Lower Division Clerk, Group 'C' Post, Recruitment Rules, 2018 except as respects things done or omitted to be done before such supersession, the President hereby makes the following rules regulating the method of recruitment to Group C posts of Upper Division Clerk & Lower Division Clerk in the Directorate of Enforcement, Ministry of Finance, Department of Revenue, namely:-

1. **Short title and commencement:** (1) These rules may be called Ministry of Finance, Department of Revenue, Directorate of Enforcement, Directorate of Enforcement, Upper Division Clerk & Lower Division Clerk, Group 'C' Post, Recruitment Rules, 2022

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Schedule to the Ministry of Finance, Department of Revenue, Directorate of Enforcement, Lower Division Clerk, Group 'C' Post, Recruitment Rules, 2018, under column 2 & 10, for the entries relating thereto, the following entries shall be substituted, namely:--

2	10
82*(2022) *subject to variation dependent on workload.	(i) 60% by Direct Recruitment through Staff Selection Commission. (ii) 25% by promotion of Group C staff in the Level-I in pay matrix in the Directorate and who possess 12 th Class pass or equivalent qualification and have rendered three years regular service in the grade, on the basis of Departmental Qualifying Examination failing which by Direct Recruitment. The maximum age limit for eligibility for examination is 45 years. (50 years of age for Scheduled Caste/Scheduled Tribes). (iii) 15% of the vacancies shall be filled on seniority cum fitness basis from Group C staff who have three years regular service in the post with Level-I in the Pay Matrix. Note: Where juniors who have completed their qualifying/eligibility service are being considered for promotion, their senior would also be considered provided they are not short of the requisite qualifying/eligibility service or two years, whichever is less, and have successfully completed probation period for promotion to the next higher grade along with their juniors who have already completed such qualifying service.

(Vivek Mishra)

Under Secretary to Govt of India

Note: The principal rules were published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-Section (i), vide number of G.S.R 458 (E), dated the 17th May, 2018.

Annexure-I

Name of the post	No. of posts	Classification	Pay Band and Grade Pay.	Whether selection post or non-selection post	Age limit for direct recruits.	Educational and other qualifications required for direct recruits.
1	2	3	4	5	6	7
Upper Division Clerk.	92*(2022) *subject to variation dependent on workload.	General Central Service Group 'C' Non-Gazetted, (Ministerial)	Level – 4 (Rs. 25500-81100 in pay matrix)	Non-Selection	Not Applicable	Not Applicable.
Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotee.	Period of probation, if any	Method of recruitment Whether by direct recruitment or by promotion or by deputation/transfer & percentage of the posts to be filled by various methods.	In case of Recruitment by promotion / deputation / transfer grades from which promotion/deputation/transfer to be made.	If a Departmental Promotion Committee exists what is its composition		Circumstances in which UPSC is to be consulted in making recruits.
8	9	10	11	12	13	
Not applicable	Two years	Promotion failing which by deputation	60% by promotion failing which by deputation. Promotion: (i) Lower Division Clerk in Level 2 (Rs. 19900-63200) in the Directorate of Enforcement having at least 8 years' service in the grade rendered from the date of appointment thereto on a regular	Group 'C' D.P.C. comprising of:- (i) Director of Enforcement-(Chairperson) (ii) Special or Additional Director of Enforcement-	Not Applicable.	

		<p>basis.</p> <p>(ii) 40% promotion on the basis of Limited Competitive Examination confined to Lower Division Clerks in Level 2 (Rs. 19900-63200) of the Directorate of Enforcement having at least five years' service in the grade rendered from the date of appointment thereto on a regular basis.</p> <p>Note: "Where juniors who have completed their qualifying /eligibility service are being considered for promotion, their seniors would also be considered provided they are not short of the requisite qualifying/eligibility service by more than half of such qualifying/eligibility service or two years, whichever is less, and have successfully completed probation period for promotion to the next higher grade along with their juniors who have already completed such qualifying service."</p> <p>Deputation (including short term contract):</p> <p>Amongst Officials of Central Service:</p> <p>i. Holding analogous posts on regular basis in the parent cadre or department;</p>	<p>(Member)</p> <p>(iii) Deputy Secretary or Director, Department of Revenue, Ministry of Finance- Member</p>	
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ii. Lower Division Clerk in Level - 2 (Rs. 19900-63200) having at least eight years' service in the grade rendered from the date of appointment thereto on a regular basis in any Central Government Department.

Note-1: The Departmental Officers in the feeder category who are in direct line of promotion shall not be eligible for consideration for appointment on deputation and similarly, deputationists shall not be eligible for consideration for appointment by promotion.

Note-2: Period of deputation (including short term contract) including period of deputation in another ex-cadre post held immediately preceding this appointment in the same or some other organization/Department of the Central Government shall ordinarily not exceed three years.

Note-3: The maximum age limit for appointment by deputation (including short term contract) shall be not exceeding 56 years as on the closing date of receipt of applications.

Annexure III

(Enclosure to O.M. NO.14017/29/85-Estt. (RR) Pt. Dated 16.5.86)

Form to be filled by the Ministry / Department while forwarding proposals to the Department of Personnel & Training and the Union Public Service Commission for amendment of approved Recruitment Rules:-

1.	(a)	Name of the post	Upper Division Clerk.
	(b)	Name of the Ministry / Department	Ministry of Finance, Department of Revenue
2.		Reference No. in which commission's advice on recruitment rules was conveyed.	--
3.		Date of notification of the original rules and subsequent amendments (copy of the original rules & subsequent amends should be enclosed duly flagged and referenced.	

Col.No.	Provisions in approved rules	Revised provisions proposed	Reasons for the revision proposed.
(1) Name of the post	Upper Division Clerk	Upper Division Clerk	No change
(2) No. of posts	92*(2018) *subject to variation dependent on workload.	92*(2022) *subject to variation dependent on workload.	Change in the year
(3) Classification	General Central Service, Group 'C' Non-Gazetted (Ministerial)	General Central Service, Group 'C' Non-Gazetted (Ministerial).	No change
(4) Level in pay matrix	Level - 4 (Rs. 25500-81100 in pay matrix)	Level - 4 (Rs. 25500-81100 in pay matrix)	No change
(5) Whether selection post or non selection post	Non - selection	Non - selection	No change
(6) Age limit for direct recruits	Not applicable	Not applicable	No change

(7) Educational and other qualifications required for direct recruits	Not applicable	Not applicable	No change
(8) Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotee	Not applicable	Not applicable	No change
(9) Period of probation, if any	Two years	Two years	No change
(10) Method of recruitment whether by direct recruitment or by promotion or by deputation or transfer and percentage of the vacancies to be filled by various methods	Promotion failing which by deputation.	Promotion failing which by deputation.	No change
(11) In case of recruitment by promotion or deputation or	75% by promotion failing which by deputation. Promotion:	60% by promotion failing which by deputation. Promotion: (i) Lower Division Clerk in Level 2 (Rs.	Change in the ratio has been proposed in order to ease the slow promotional avenues faced by the ministerial staff due to long period of service required to be rendered by

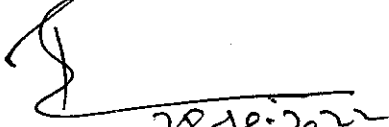
<p>transfer grades from which promotion or deputation or transfer to be made.</p>	<p>(i) Lower Division Clerk in Level 2 (Rs. 19900-63200) in the Directorate of Enforcement having at least 8 years service in the grade rendered from the date of appointment thereto on a regular basis.</p> <p>(ii) 25% promotion on the basis of Limited Competitive Examination confined to Lower Division Clerks in Level 2 (Rs. 19900-63200) of the Directorate of Enforcement having at least five years service in the grade rendered from the date of appointment thereto on a regular basis.</p> <p>Deputation (including short term contract):</p> <p>Amongst Officials of Central Service:</p> <p>i. Holding analogous posts on regular basis in the parent cadre or department;</p> <p>ii. Lower Division Clerk in Level – 2 (Rs. 19900-63200) having at least eight years’ service in the grade rendered from the date of appointment thereto on a regular basis in any Central</p>	<p>19900-63200) in the Directorate of Enforcement having at least 8 years’ service in the grade rendered from the date of appointment thereto on a regular basis.</p> <p>(ii) 40% promotion on the basis of Limited Competitive Examination confined to Lower Division Clerks in Level 2 (Rs. 19900-63200) of the Directorate of Enforcement having at least five years’ service in the grade rendered from the date of appointment thereto on a regular basis.</p> <p>Note: “Where juniors who have completed their qualifying /eligibility service are being considered for promotion, their seniors would also be considered provided they are not short of the requisite qualifying/eligibility service by more than half of such qualifying/ eligibility service or two years, whichever is less, and have successfully completed probation period for promotion to the next higher grade along with their juniors who have already completed such qualifying service.”</p> <p>Deputation (including short term contract):</p> <p>Amongst Officials of Central Service:</p> <p>i. Holding analogous posts on regular basis in the parent cadre or department;</p> <p>ii. Lower Division Clerk in Level – 2 (Rs. 19900-63200) having at least eight years’ service in the grade rendered from the date of appointment thereto on a regular basis in any Central Government Department.</p>	<p>the Official in the said grade. This will ease the stagnation faced by the Ministerial staff of this Directorate.</p> <p>Note is proposed to be incorporated in the column no. 11 for subheading promotion as the same is in accordance with the Model RRs of DoP&T prescribed vide OM No. AB. 14017/48/2010-Estt (RR) dated 31.12.2010. The said OM prescribes the guidelines for framing/amendment/relaxation of Recruitment Rules, and Part III of para 3.1.2 of the said OM is reproduced as under:</p> <p>3.1.2 It may so happen that in some cases of promotion, the senior officers would not have completed the required service whereas the juniors would have completed the prescribed eligibility condition for promotion. In such cases, seniors will be left out from consideration for the higher post. To avoid such a situation, following note may be inserted in the recruitment rules/column in the schedule to the Recruitment Rules.</p> <p>Note: Where juniors who have completed their qualifying/eligibility service are being considered for promotion,</p>
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	<p>Government Department.</p> <p>Note-1: The Departmental Officers in the feeder category who are in direct line of promotion shall not be eligible for consideration for appointment on deputation and similarly, deputationists shall not be eligible for consideration for appointment by promotion.</p> <p>Note-2: Period of deputation (including short term contract) including period of deputation in another ex-cadre post held immediately preceding this appointment in the same or some other organization/Department of the Central Government shall ordinarily not exceed three years.</p> <p>Note-3: The maximum age limit for appointment by deputation (including short term contract) shall be not exceeding 56 years as on the closing date of receipt of applications.</p>	<p>Note-1: The Departmental Officers in the feeder category who are in direct line of promotion shall not be eligible for consideration for appointment on deputation and similarly, deputationists shall not be eligible for consideration for appointment by promotion.</p> <p>Note-2: Period of deputation (including short term contract) including period of deputation in another ex-cadre post held immediately preceding this appointment in the same or some other organization/Department of the Central Government shall ordinarily not exceed three years.</p> <p>Note-3: The maximum age limit for appointment by deputation (including short term contract) shall be not exceeding 56 years as on the closing date of receipt of applications.</p>	<p>their senior would also be considered provided they are not short of the requisite qualifying/eligibility service or two years, whichever is less, and have successfully completed probation period for promotion to the next higher grade along with their juniors who have already completed such qualifying service.”</p>
(12)	Group 'C' D.P.C. comprising of:-	Group 'C' D.P.C. comprising of:- 1. Director of Enforcement, (Chairperson).	No change

If Departmental Promotion Committee exists, what is its composition	a 1. Director of Enforcement, (Chairperson). 2. Special / Additional Director of Enforcement, (Member). 3. Director/ Deputy Secretary, Department of Revenue, Ministry of Finance, (Member).	2. Special / Additional Director of Enforcement, (Member). 3. Director/ Deputy Secretary, Department of Revenue, Ministry of Finance, (Member).	
(13) Circumstances in which UPSC is to be consulted in making recruits	Not Applicable	Not Applicable	No change

4. Name, addresses and telephone numbers of the Ministry's Representative with whom these proposals may be discussed, if necessary, for clarification / early decision.

Sh. Vivek Mishra, Under Secretary (Ad. ED),
Department of Revenue, Ministry of Finance,
North Block, New Delhi.



JOINT DIRECTOR (ADMN)

Signature of the Officer sending the proposals