



**GOVERNMENT OF ODISHA
HEALTH & FAMILY WELFARE DEPARTMENT**

NOTIFICATION
The 9th August, 2017

No. HFW-MSII- BESTT-0013-2017 20211 /HFW— In exercise of the powers conferred by the proviso to article 309 of the Constitution of India and in supersession of the Odisha Medical and Health Services Rules, 2013 except as things done or omitted to be done before such supersession, the Governor of Odisha is pleased to make the following rules to regulate the method of recruitment and conditions of service of the persons appointed to the Odisha Medical and Health Services, namely :-

PART - I

GENERAL

1. **Short title and commencement** - (1) These rules may be called the Odisha Medical and Health Services (Method of Recruitment and Conditions of Service) Rules, 2017.
(2) They shall come into force on the date of their publication in the Odisha Gazette.
2. **Definitions** - (1) In these rules, unless the context otherwise requires, -
 - (a) "Commission" means the Odisha Public Service Commission;
 - (b) "Committee" means the Departmental Promotion Committee constituted under rule 9;
 - (c) "Ex-servicemen" means a person as defined in the Odisha Ex-servicemen (Recruitment to State Civil Services and Posts) Rules, 1985;
 - (d) "Government" means the Government of Odisha;
 - (e) 'KBK and KBK(+) area' means the area coming under the revenue districts of Koraput, Malkangiri, Nawarangpur, Rayagada, Bolangir, Subarnapur, Kalahandi, Nuapada, Gajapati, Kandhamal and Boudh of the state of Odisha;
 - (f) "Persons with Disabilities" means a person who would be granted a disability certificate by competent authority as per rule 4 of the Persons with Disabilities (Equal Opportunities, Protection of Right, and Full Participation) Odisha Rules, 2003;

- (g) "Scheduled Castes and Scheduled Tribes" means such Castes and Tribes as notified by the President of India, from time to time, under Article 341 and 342 of the Constitution of India, respectively;
 - (h) "SEBC" means the Socially and Educationally Backward Classes of citizens as defined in clause (a) of section 2 of the Odisha State Commission backward classes Act, 1993.
 - (i) "Service" means the Odisha Medical and Health Services;
 - (j) "Sportsperson" refers to a person who holds the identity card as sports person issued by the Director, Sports;
 - (k) "Tribal Sub-Plan Area" means the area of the State as declared by the Government in the Scheduled Tribes and Scheduled Caste Development Department from time to time;
 - (l) 'Year' means a calendar year; and
 - (m) "Council" means Medical Council of India constituted under the IMC Act.1956.
- (2) All other words and expressions used but not specifically defined in these rules shall, unless the context otherwise requires, have the same meaning as respectively assigned to them in the Odisha Service Code.

3. Composition of the Service - The service shall consist of the following, namely :-

- (a) Group A (Junior Branch);
- (b) Group A (Senior Branch);
- (c) Junior Administrative Grade (Joint Director);
- (d) Selection Grade-II (Additional Director Level-II);
- (e) Selection Grade-I (Additional Director Level-I);
- (f) Senior Administrative Grade; and
- (g) Super Time Pay Scale Grade (Special Secretary).

PART – II

METHODS OF RECRUITMENT

4. Methods of recruitment - Subject to the provisions made in these rule, recruitment to the posts in different grades of the service shall be made in the following methods, namely:-

- (a) Selection to the posts in Group A (Junior Branch) shall be made by way of direct recruitment to be conducted by the Commission in the manner provided under rule 6;
- (b) Selection to the posts as specified in clause (b) to (g) of rule 3 shall be made by way of promotion in the manner provided in rule 8;

5. Reservations- Reservation of vacancies or posts, as the case may be, for candidates belonging to,—

- (a) Scheduled Castes and Scheduled Tribes shall be made in accordance with the provisions of the Odisha Reservation of Vacancies in Posts and Services (for Scheduled Castes and Scheduled Tribes) Act, 1975 and the rules made there under; and
- (b) SEBC, Women, Sportsperson, Ex-servicemen and Persons with Disabilities shall be made in accordance with the provisions made under such Act, rules, orders or instructions issued in this behalf by the Government from time to time.

PART – III DIRECT RECRUITMENT

6. Procedure for direct recruitment -(1) Ordinarily in the month of January of the year, the Government shall communicate to the Commission the total number of vacancies in Group A (Junior Branch) of the service, existing and the anticipated vacancies likely to occur in that year, indicating there in the number of posts required to be filled up by the persons belonging to different categories as specified under rule 5.

- (2) On receipt of the intimation, the Commission shall publish advertisement at least in one vernacular daily newspaper and in one National English daily having wide circulation and in the web site of the Commission inviting applications from candidates eligible for selection;
- (3) The application forms, the manner of submission of application, the documents required to be accompanied with the application form, fee required and scrutiny of applications shall be such as may be decided by the Commission;
- (4) The Suitability of candidates shall be adjudged on the basis of career marking and written test;
- (5) Weightage of 30% will be given to career marking and 70% to written test;
- (6) The manner of career marking, syllabus and the scheme of written test shall be as specified in the Appendix appended to these Rules;
- (7) The Commission shall prepare the list of candidates in order of merit on the basis of career marking and written test which shall be equal to the number of advertised vacancies :

Provided that, if two or more candidates secure equal marks then the candidate securing higher marks in MBBS examination shall find place above the others in the merit list;

Provided further that, in case marks obtained in MBBS examination is also the same, the candidate older in age shall be placed above the younger.

- (8) The list recommended by the Commission shall remain valid for one year from the date of its approval by the Government.
- (9) Every candidate, Selected by the Commission for appointment to the Service shall serve to the initial period of minimum 3 years in KBK, KBK+ area or Tribal Sub- Plan Area or in such area taken together;
- (10) The candidates on completion of PG course in case, not served 3 years mandatory service in KBK, KBK+ or Tribal Sub-Plan Area must serve in those areas as stipulated under sub-rule (9) , in case of default, the stipulation made in the Rule-8 (a) shall be made applicable.

7. Eligibility Criteria for direct recruitment - In order to be eligible for direct recruitment to the service, a candidate must, -

- (a) be a citizen of India.
- (b) have attained the age of 21 years and must not be above the age of 32 years on the first date of **January** of the year in which application are invited by the Commission:

Provided that the upper age limit in respect of reserved categories of candidates referred to in rule 5 shall be relaxed in accordance with the provisions of the Act, Rules, Orders or Instructions, for the time being in force, for the respective categories.

Provided further that the upper age limit up to 5 years shall be given to the doctors serving on ad hoc or contractual basis under State Government / State Government undertaking.

- (c) be able to read, write and speak Odia; and must have;
 - (i) passed Middle School Examination in Odia as a language subject; or
 - (ii) passed Matriculation or equivalent examination with Odia as medium of examination in non-language subject; or
 - (iii) passed in Odia as language subject in the final examination of Class VII or above; or
 - (iv) passed a test in Odia in Middle English School Standard conducted by the School and Mass Education Department.
 - (v) If, a candidate has not passed Middle School Examination in Odia as a language subject, shall be allowed to pass the examination conducted by Board of Secondary Education, Odisha within two years of joining in the service failing which no further increment shall be sanctioned and no promotion to the rank of Group-A(Senior Branch) will be made.

- (d) have possessed MBBS or equivalent Degree from a Medical College or Medical Institution recognized by the Medical Council of India;
- (e) have possessed a validly registration Certificate under the Odisha Medical “Registration Rules, 1965”;
- (f) have possessed required conversion certificates recognized by Medical Council of India (MCI) in case of candidate having Degrees from Universities of Foreign Countries;
- (g) have not more than one spouse living if married;

Provided that the State Government may, if satisfied that such marriage is permissible under the personal law applicable to such person or there are other grounds for doing so, exempt any person from the operation of this rule;

- (h) be of good mental condition and sound health and free from any physical defect likely to interfere with the discharge of his duties in the service and in case a candidate, who after such medical examination as the Government may prescribe, is not found to satisfy these requirements shall not be appointed to the service.

PART – IV PROMOTION

8. Eligibility Criteria for promotion – (1) In order to be eligible for appointment by way of promotion, -

- (a) to the posts in Group - A (Senior Branch), an officer in Group - A (Junior Branch) must have rendered at least 6 years of continuous service as on the 1st day of January of the year in which the DPC meets out of which he must have rendered 3 years of service in KBK, KBK (+) area or Tribal Sub-Plan Area as provided under sub-rule (9) and (10) of Rule-6; provided that an Officer in the entry level service of Group-A(Junior Branch) shall not be considered for promotion to Group-A(Senior Branch) unless he/she has passed the Odia language as per Rule-7(c)(v);
- (b) to Junior Administrative Grade (Joint Director) an officer in Group - A (Senior Branch) Grade must have rendered at least 10 years of continuous service in the grade of Group-A(SB) and Group-A(JB) taken together as on the 1st day of January of the year in which the DPC meets;
- (c) to Selection Grade-II (Additional Director Level-II) an officer in Junior Administrative Grade (Joint Director) must have rendered at least 05 years of service in KBK, KBK (+) area or Tribal Sub-Plan Area taken together in the entire service period as on the 1st day of January of the year in which the DPC meets;

(d) to Selection Grade-I (Additional Director Level-I) an Officer of Selection Grade(Additional Director Level II), must have completed the course of Public Health Management, as approved by the Government; subject to the condition that the Government will depute the Medical Officers in the rank of Selection Grade-II (Additional Director Level-II) to prosecute the Public Health and Hospital Management Course in the order of their seniority in order to make them eligible for promotion to the rank of Selection Grade –I (Additional Director Level-I) ;

(2) Appointment to Senior Administrative Grade shall be made on promotion from amongst the Officers of Selection Grade (Additional Director Level I);

(3) Appointment to Super Time Pay Scale Grade shall be made on promotion from amongst the Officers of Senior Administrative Grade.

9. Constitution of Departmental Promotion Committee – (1) There shall be constituted a Committee to consider the suitability of eligible candidates for promotion to different Grades in the service, specified under clause (b) to (c) of rule-3 with the following members, namely;

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|-------|--|-------|-----------------|
| (i) | Secretary of the Department | | Chairman |
| (ii) | Special Secretary (Medical Services) | | Member |
| (iii) | Director of Health Services, Odisha | | Member |
| (iv) | Additional Secretary/Joint Secretary/
Deputy Secretary to Government
in H & FW Department in charge of
Respective establishment | | Member Convener |

(2) For promotion to the grades in the service as specified under clause (d) to (g) of rule-3 the Committee shall be constituted with the following members, namely:-

- | | | | |
|-------|---|-------|-----------------|
| (i) | Chief Secretary / Development
Commissioner-cum-Additional Chief Secretary | | Chairman |
| (ii) | Secretary to Government,
Health & Family Welfare Department | | Member |
| (iii) | Additional Secretary/ Joint Secretary/
Deputy Secretary to Government in
H & FW Department in charge of
Respective establishment | | Member Convener |

Provided that the post held by the Member Convener shall not be lower in the rank of the post to which the promotion is considered and in that case the Secretary may nominate another officer as Member

Provided further that if a member of higher rank is not still available the Secretary may nominate an officer of other Department in consultation with the General Administration Department.

(3) The recommendation of the Committee shall be valid and can be operated upon notwithstanding the absence of any one of its members other than the Chairman:

Provided that the member so absenting was duly invited to attend the meeting of the Committee and the majority of members of the Committee attended the meeting.

10. Procedure for Selection by the Committee - (1) The Committee shall ordinarily meet once in a year preferably in the month of January to prepare a list of officers found suitable for promotion to the next higher grade taking into account the existing vacancies and the anticipated vacancies of the year;

(2) The Committee while considering the promotion cases of suitable officers and preparation of the select list shall follow the provisions namely :-

- (i) the Odisha Reservation of Vacancies in Posts and Services (for scheduled Castes and Scheduled Tribes) Act, 1975 and the rules made there under,
- (ii) the Odisha Civil Services (Zone of Consideration for promotion) Rules, 1988,
- (iii) the Odisha Civil Services (Criteria for Promotion) Rules, 1992,
- (iv) the Odisha Civil Services (Criteria for Selection for Appointment including Promotion) Rules, 2003, and
- (v) the circular Letter No. 11124/SSD dated 19.03.2007 of ST & SC Development Department.

11. Consultation with the Commission- (1) The recommendations of the Committee in respect of any grade of the service shall be referred to the Commission for consideration/ concurrence along with a list of all eligible candidates, including those who have not been recommended together with the service particulars.

(2) The Commission shall consider the list along with the service particulars received under sub-rule (1) and shall furnish its recommendation to the Government.

PART-V

Other conditions of Service

12. Select List- (1) The merit list prepared by the Commission under sub-rule (7) of rule 6 shall form the select list after being approved by the Government for appointment to Group A (Junior Branch) Grade and the recommendations of the Commission in respect of reference

made to it under sub-rule (1) of rule 11 shall be considered by Government and the list approved by the Government shall form the select list for appointment to respective grades of the service.

- (2) The list referred to under sub rule (1) shall ordinarily be in force for a period of one year from the date of its approval by the Government, or until another select list is prepared afresh, whichever is earlier.
- (3) Appointment to any grade in the service shall be in the order in which their names appear in the select list.

13. Inter-se-seniority- The inter-se-seniority of the officers appointed to any grade in the service in a particular year shall be in the order in which their names appear in the select list.

14. Probation and confirmation – (1) Every person appointed to any grade / post in the service by direct recruitment shall be on probation for a period of two years and when appointed on promotion shall be on probation for a period of one year from the date of joining the post:

Provided that Government may exempt or reduce the period of probation of an officer, if he or she has already worked against a vacancy of temporary nature for a period of two years or more or a portion thereof, if he /she is a direct recruit and one year or more or a portion thereof, if he/she is a recruit by promotion, by the time a substantive vacancy occurs for his/her absorption:

Provided further that such period of probation shall not include:—

- (a) extraordinary leave;
- (b) period of unauthorised absence; or
- (c) any other period held to be not being on actual duty.

- (2) The appointment of a probationer may for good and sufficient reasons to be recorded in writing, be terminated by Government at any time without previous notice during the period of probation including extension of such period, if any, and after such termination, the employee shall deem to be reverted to his/ her former cadre/ post, if he/ she is promotee.
- (3) A probationer after completing the period of probation to the satisfaction of Government shall be eligible for confirmation subject to the availability of substantive vacancy in the service.

15. Other conditions of service - The Conditions of service in regard to matters not covered by these rules shall be the same as are or as may from time to time be prescribed by the State Government.

**PART- VI
MISCELLANEOUS**

16. Relaxation - Where the Government are of the opinion that it is necessary or expedient so to do in public interest, it may, by order, for reasons to be recorded in writing, relax any of the provisions of these rules in respect of any of the posts specified in rule 3 of any class or category of persons in consultation with the Commission.

17. Interpretation - If any question arises relating to the interpretation of any of the provisions of these rules, it shall be referred to the Government for decision.

**Appendix
(see rule-6 (6))**

1. Career marking :-

- (a) Marks secured in 10th class examination-10%;
- (b) Marks secured in 12th class examination-10%;
- (c) Marks secured in MBBS examination-10%.


2. Written test :-

- (a) Total Marks in written test shall be 200;
- (b) Total No. of questions in written test is 200 which shall be of multiple choice (MCQ) Pattern;
- (c) No negative marking for wrong answers;
- (d) Qualifying mark- 50% for UR and SEBC, 45% for PWD and 40% for SC and ST;
- (e) Duration of examination-3 hours;
- (f) Syllabus- As per MCI Syllabus for MBBS; and
- (g) Distribution of Marks-The following distribution of marks in various disciplines as outlined below;

Sl. No.	Disciplines	Marks allocated
1	Anatomy	05
2	Physiology	05
3	Biochemistry	10
4	Pharmacology	10


Sl. No.	Disciplines	Marks allocated
5	Pathology	10
6	Microbiology	10
7	FMT	15
8	Community Medicine	15
9	Skin & VD	05
10	Radio Diagnosis	05
11	Dental	05
12	Medicine	25
13	Pediatrics	10
14	Surgery	20
15	Orthopedics	10
16	ENT	05
17	Ophthalmology	05
18	O&G	20
19	Anesthesiology	05
20	Psychiatry	05
Total		200

By order of the Governor


09/08/2017
Commissioner –cum–Secretary to Government

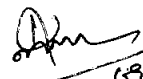
Memo No. 20212 /H., Date 09.08.2017

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09/08/2017
Joint Secretary to Government

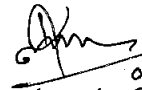
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09/08/2017.
Joint Secretary to Government

Memo No. 20214 /H., **Date** 09.08.2017

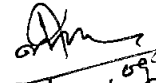
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09/08/2017

Joint Secretary to Government

Memo No. 20215 /H., **Date** 09.08.2017

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09/08/2017

Joint Secretary to Government