

श्रेणी : II
SERIES : II

Daman 14th February, 2014 25 Magha 1935 (Saka)

सं. : 07
No.

सरकारी राजपत्र OFFICIAL GAZETTE



सत्यमेव जयते
भारत सरकार
Government of India

संघ प्रदेश दमण एवं दीव प्रशासन

U.T. ADMINISTRATION OF DAMAN & DIU

प्राधिकरण द्वारा प्रकाशित
PUBLISHED BY AUTHORITY

No. 30-3-2012/MAG/13-14/4592
Admn. of Daman and Diu,
Office of the Collector &
District Magistrate,
DIU.

Dated : 05/02/2014.

READ : 1) Letter No. CJSJ-CJM/DIU/86/2014 dated 30/01/2014 from the
Chief Judicial Magistrate, Diu.

NOTIFICATION

In exercise of the Powers conferred by sub-section (3) of Section 25 of Code of Criminal Procedure, 1973 (2) of 1974, the undersigned i.e. District Magistrate, Diu hereby appoints Shri G. A. Naqvi, Advocate as Assistant Public Prosecutor for the following Regular & Summary Criminal Case pending before the Hon'ble Civil Judge (S.D.) & C.J.M., Diu.

Sr. No.	Case No.	U/s	Case Registered against	Next Date of hearing
01.	RCC No. 01/2014	326 of IPC	Vijay Babu Makwana r/o Bucharwada-Diu.	06/02/2014
02.	SSC No. 02/2014	279 of IPC and r/w sec. 177, 184 of M.V. Act.	Mahendra Vajubhai Vaja, R/o Rajkot (Guj. State)	19/02/2014

Shri G. A. Nakvi, Advocate, Diu will be paid fees as per guidelines/instructions issued by the Govt. of India/U.T. Administration of Daman and Diu from time to time.

Sd/-
(**VINOD P. KAVLE**) IAS
DISTRICT MAGISTRATE, DIU.

**U. T. Administration of Daman & Diu
Department of Food & Civil Supplies**

No. 1/113/CSD/DMN/NFSA/2013-2014/4825 Dated : 10/02/2014

NOTIFICATION

Whereas National Food Security Act, 2013 has come into force from 5th day of July, 2013.

And whereas the Administration invited suggestions and objections on the Draft guidelines for identification of Priority Households on 03/12/2013 for the purpose of said Act, vide Notification No. 1/126/COL/CSO/FPS/DD&DNH/2013-14/3501 dated 03/12/2013 published in the official gazette Series II No. 49 dated 06/12/2013.

And whereas a meeting of the public representatives and persons who had filed objections/suggestions was held on 29/01/2014 for hearing objections/suggestions with regards to the guidelines for identification of Priority Households.

Now therefore, after considering the suggestions and objections from the public and public representatives and in exercise of the power conferred under section 10 (i) (b) of National Food Security Act, 2013 (No. 20 of 2013), the Administrator of Union Territory of Daman & Diu hereby frames the following guidelines for identification of Priority Households for the purpose of the said Act.

Criteria for eligible households under the National Food Security Act, 2013 in the U.T. of Daman & Diu.

Priority Households shall be those households which qualify on both (1) Inclusion Criteria and (2) Exclusion Criteria.

1. INCLUSION CRITERIA :- Following category of people who are residents of U.T. of Daman & Diu shall be included under Priority Households:-

1. All the Below Poverty Line households.
2. Socially and Occupationally Vulnerable Groups :-
 - (I) All homeless households.
 - (II) All households headed by a single woman (Unmarried/separated/deserted).
 - (III) All Scheduled Tribes households.

Contd./---

- (IV) All Scheduled Castes households.
- (V) All households of landless Agricultural labourers.
- (VI) All households of farmers owning land up to 2 acres in the command area and up to 5 acres in the non-command area in the U. T. of Daman & Diu.
- (VII) All households headed by a person registered as an unorganized labour under the provisions of the Unorganized Worker's Social Security Act, 2008 (33 of 2008) ;
- (VIII) Households of all other occupationally vulnerable groups like Fishermen, Rag-Pickers, unskilled construction workers, porters, casual daily wages labourers, casual domestic labourers, cycle rickshaw drivers, unskilled workers in small households enterprises, unskilled workers in household industries, Sweepers/Sanitation workers, disabled persons etc.
- (IX) Transgender.
3. All households living in Kutcha Houses.
4. All other households having annual income less than ₹ 1,00,000/-

2. EXCLUSION CRITERIA :- Following categories of households will be automatically excluded from the admit of Priority Households:-

1. Households having an income tax payer.
2. Households where any member owns a light motor vehicle (Four Wheeler) or heavy vehicle, except maximum one commercial vehicle for earning livelihood.
3. Households of Group "A" and "B" government employees having grade pay of ₹ 4200/- and above or equivalent employed in Government of India, State Government and Union Territories of its boards / corporations / enterprises / undertakings, other Autonomous bodies/Authorities such as college, Municipal Councils, Panchayats etc.

Sd/-
Secretary (Food & Civil Supplies)
Daman & Diu

**No. 6/260/06.PER/Part.I/3598
Administration of Daman & Diu,
Department of Personnel &
Administrative Reforms,
Secretariat,
Daman – 396 220.**

Dated : 10/02/2014.

ORDER

In pursuance to the orders of the Hon'ble Supreme Court vide its judgment dated 31st October, 2013 in Writ Petition (Civil) No. 82 of 2011 (TSR Subramaniam and others v/s Union of India and others) with Writ Petition (Civil) No. 234 of 2011, and in accordance with the Ministry of Home Affairs OM No. 14040/22/2013-UTS-I dated 31st December, 2013, the Hon'ble Administrator, Daman & Diu and Dadra & Nagar Haveli is pleased to establish a Civil Service Board in the UT Administration of Daman & Diu for Group 'A' and Group 'B' Civil Servants with the composition as follows :-

For Group 'A' Civil Servants

- | | | |
|---------------------------------|---|------------------|
| 1. Administrator | – | Chairman |
| 2. Development Commissioner | – | Member |
| 3. Finance Secretary | – | Member |
| 4. Chief Conservator of Forests | – | Member |
| 5. Dy. Secretary (Pers) | – | Member Secretary |

For Group 'B' Civil Servants

- | | | |
|--|---|---|
| 1. Development Commissioner | – | Chairman |
| 2. Finance Secretary | – | Member |
| 3. Collector, Daman/Collector, Diu | – | Member (depending on where
the employee is posted) |
| 4. Conservator of Forests | – | Member |
| 5. Senior most DANICS Officer
Posted in the UT of D&D | – | Member |
| 6. Dy. Secretary (Pers.) | – | Member Secretary |

The Board would guide/advise the UT Administration on service matters, especially transfers/posting, etc. of the civil servants. The Board would be a recommendatory body and the final decision would rest with the competent authority as per the rules.

The Administrator is further pleased to order a fixed tenure of two years for all Group 'A' and Group 'B' Civil Servants. Transfer of any officer before completing the minimum tenure may be done in public interest, but, reasons for the same must be recorded.

By order in the name of the
Administrator of Daman and Diu
and Dadra & Nagar Haveli

Sd/-
(**P. J. Bamanía**)
Joint Secretary (Pers.)

**No. 6/260/06.PER/Part.I/3599
Administration of Daman & Diu,
Department of Personnel &
Administrative Reforms,
Secretariat,
Daman – 396 220.**

Dated : 10/02/2014.

C I R C U L A R

Attention of all Head of Offices is invited to the provision in Rule 3 (2) (ii-iv) of the CCS Conduct Rules, 1964, which provides as follows :-

- "[(ii) No Government Servant shall, in the performance of his official duties, or in the exercise of powers conferred on him, act otherwise than in his own best judgment except when he is acting under the direction of his official superior.*
- (iii) The direction of the official superior shall ordinarily be in writing. Oral direction to subordinates shall be avoided, as far as possible. Where the issue of oral directions becomes unavoidable, the official superior shall confirm it in writing immediately thereafter;*
- (iv) A Government servant who has received oral direction from his official superior shall seek confirmation of the same in writing as early as possible, whereupon it shall be the duty of the official superior to confirm the direction in writing].*

Explanation I – A Government Servant who habitually fails to perform a task assigned to him within the time set for the purpose and with the quality of performance expected of him shall be deemed to be lacking in devotion to duty within the meaning of the Clause (ii) of sub-rule (1);

Explanation II – Nothing in clause (ii) of sub-rule (2) shall be construed as empowering a Government servant to evade his responsibilities by seeking instructions from or approval of, a superior officer or authority when such instructions are not necessary under the scheme of distribution of powers and responsibilities."

2. In pursuance to the orders of the Hon'ble Supreme Court vide its judgment dated 31st October, 2013 in Writ Petition (Civil) No. 82 of 2011 (TSR Subramaniam and other v/s Union of India and others) with Writ Petition (Civil) No. 234 of 2011, and in accordance with the Ministry of Home Affairs OM No. 14040/22/2013-UTS-I dated 31st December, 2013, all Secretaries/Special Secretaries/Head of Offices in the UT Administration of Daman & Diu shall bring the provisions of the above rule to the knowledge of all officials/officers working with them and ensure strict compliance and adherence to the provision of above rule.

This issues with the approval of the Hon'ble Administrator, Daman & Diu and Dadra & Nagar Havell, Daman vide Diary No. 12495 dated 10/02/2014.

Sd/-
(P. J. Bamania)
Joint Secretary (Pers.)

**No. 6/284/2013-PER/3600
Administration of Daman & Diu,
Department of Personnel &
Administrative Reforms,
Secretariat,
Daman – 396 220.**

Dated : 10/02/2014.

ORDER

In pursuance of the Ministry of Personnel, Public Grievances and Pensions, Department of Administrative Reforms, Public Grievances and Pensions, New Delhi's D.O. letter No. K-11012/73/2012-AR dated 01/05/2013, the Administrator of U.T's of Daman & Diu and Dadra & Nagar Haveli is pleased to constitute a committee for monitoring the implementation of the recommendations of the 2nd Administrative Reforms Commission (ARC) considering of the following members for the UT of Daman & Diu as under :

- | | |
|---|-----------------|
| 1. Administrator, Daman & Diu | Chairman |
| 2. Development Commissioner, Daman & Diu | Member |
| 3. Finance Secretary, Daman & Diu | Member |
| 4. Secretary (Education), Daman & Diu | Member |
| 5. Collector, Daman | Member |
| 6. Chief Executive Officer, DP, Daman | Member |
| 7. Chief Officer, DMC, Daman | Member |
| 8. Director (Agriculture), Daman & Diu | Member |
| 9. Director (AH&VS), Daman & Diu | Member |
| 10. Director, (Information Technology) | Member |
| 11. Director, Medical & Health Services, Daman | Member |
| 12. A representative of Central Government form
Department of Administrative Reforms | Special Invitee |

The Development Commissioner shall be the convener of the 2nd ARC in the UT of Daman & Diu. The meeting of the ARC will be conducted once in three months.

This is issued in supersession to order No. 6/251/2008-PER/Part/2697 dated 02/11/2011.

By order in the name of the
Administrator of Daman and Diu
and Dadra & Nagar Haveli

Sd/-
(P. J. Bamania)
Joint Secretary (Per)

No. 1/6/93-PER/Vol.II/3601
Administration of Daman & Diu,
Department of Personnel &
Administrative Reforms,
Secretariat,
Daman – 396 220.

Dated : 10/02/2014.

ORDER

The Administrator of Daman & Diu is pleased to order that Shri H. B. Jethwa, Superintendent (Gazetted), Finance Department working in the Office of the Superintending Engineer, PWD, Daman on working arrangement is hereby posted as "Administrative Officer" in Municipal Council, Daman on working arrangement for half day in addition to his own duties, without any extra remuneration, till further order.

By order in the name of the
Administrator of Daman and Diu.

Sd/-
(P. J. Bamania)
Joint Secretary (Per)

No. 1-1-87/CS/Vol.I/3623
Administration of Daman & Diu,
Department of Personnel &
Administrative Reforms,
Secretariat, Moti Daman – 396 220.

Dated : 12/02/2014.

ORDER

- READ :**
1. Order No. 1/6/93-PER/Part/869 dated 17-06-2011
 2. Corrigendum No.1/6/93-PER/PART/1164 dated 11-07-2011
 3. Notification No. 1/1/87-CS/PF/317 dated 28-04-2011
 4. Notification No. 1-1-87/CS/Vol.I/2163 dated 20-09-2011
 5. Notification No. 1-1-87-CS/PF/318 dated 28-04-2011
 6. Notification No. 1/1/87-CS/PF/1080 dated 04-07-2011

In supersession to the orders mentioned in the preamble above, the Administrator of Daman & Diu and Dadra & Nagar Haveli is hereby pleased to order as follows :

Contd./---

- i. The officers mentioned in column No. 2 of **Annexure-I** shall be the Head of Department under Rule 3 (1) (f) of D.F.P. Rules, 1978 and under S.R. 2 (10) of Fundamental Rules with immediate effect for the departments for which the Secretary is as indicated in Column No. 1 of **Annexure-I**.
- ii. In pursuance of the provisions contained in Sub-Rule 2 of Rule 9, Sub-Rule (2) of Rule 12 and Rule 24 of Central Civil Service (Classification, Control and Appeal) Rules 1965 read with Item No. 32 (ii) of Part II, item No. (iii) of Sl. No. 4 of Part III, item No. (iii) of Sl. No. 1 of Part IV of the Schedule thereto, the Appointing Authority, the Disciplinary Authority and the penalties which the said Disciplinary Authority may impose and the Appellate Authority shall be as specified in Column No. 2 to 10 for posts in various departments for which the Secretary is as indicated in Column No. 1 of **Annexure-II** with immediate effect.
- iii. The Departmental Selection Committee/Departmental Promotion Committee/Screening Committee for making **adhoc** appointment/promotions to Group 'A' posts, Departmental Selection Committee/Departmental Promotion Committee for making appointments/promotions/for probation clearance/for confirmation etc. to Group 'B' and 'C' Posts and Multi Tasking Staff and the Screening Committee for the purpose of processing the cases for grant of benefit under ACP/MACP case for the Central Government Civilian Employees in respect of Group 'B', 'C' and **Multi Tasking Staff Services/Posts** and isolated in Group 'A', 'B', 'C' and **Multi Tasking Staff** in various departments under the Administration of Daman & Diu and Dadra & Nagar Haveli shall be as mentioned in **Annexure-III** with immediate effect.

By order in the name of the
Administrator of Daman and Diu.

Sd/-
(**P. J. Bamania**)
Joint Secretary (Per)

ANNEXURE – I

SECRETARY OF DEPARTMENT	HEAD OF DEPARTMENT
Administrator	Administrator
Development Commissioner	Development commissioner
Finance Secretary	Finance Secretary
Collector, Daman	Collector, Daman
Collector, DNH	Collector, DNH
Chief Conservator of Forest	Chief Conservator of Forest (Only for Department of Forest & Environment)
Any Other Officer	Development Commissioner

Sd/-
(P. J. Bamania)
Joint Secretary (Per)

SERIES - II NO. 07
DATED : 14TH FEBRUARY, 2014.

ANNEXURE - II

SECRETARY OF DEPARTMENT	APPOINTING AUTHORITY				DISCIPLINARY AUTHORITY				Penalties which it may impose (with reference to item number in Rule 11)
	GROUP A & B	GROUP C	COMMON CADRE POSTS (Group C & MTS)	OTHER MTS	GROUP A	GROUP B & C	COMMON CADRE POSTS (Group C & MTS)	OTHER MTS	
1	2	3	4	5	6	7	8	9	10
Administrator	DC	DC	DC	DC		DC	DC	DC	All
Development Commissioner	DC	DC	DC	DC		DC	DC	DC	All
Finance Secretary	FS	FS	DC	FS		FS	DC	FS	All
Collector, Daman	DC	DC	DC	DC		DC	DC	DC	All
Collector, DNH	Administrator	DC	DC	DC	Administrator	DC	DC	DC	All
Chief Conservator of Forest	CCF (For Department of Forest & Environment)	CCF (For Department of Forest & Environment)	DC	CCF (For Department of Forest & Environment)		CCF (For Department of Forest & Environment)	DC	CCF (For Department of Forest & Environment)	All
Any other Officer	DC	DC	DC	DC		DC	DC	DC	All

DC – Development Commissioner

FS – Finance Secretary

CCF – Chief Conservator of Forest

MTS – Multi Tasking Staff

Sd/-
(P. J. Bamanian)
Joint Secretary (Pers.)

ANNEXURE – III

A.	GROUP 'A', 'B', 'C' & MULTI TASKING STAFF		NAME OF DEPARTMENTS/ OFFICES
1.	Development Commissioner, Daman & Diu	– Chairman	<ul style="list-style-type: none"> For all Departments/Offices, except for which Finance Secretary is the Secretary of the Department, and except the Department of Forest & Environment. For all common cadre posts.
2.	Chief Conservator of Forest, Daman & Diu	– Member	
3.	Deputy/Joint Secretary (Pers.), Daman	– Member	
4.	Deputy/Joint Secretary (Finance), Daman	– Member	
5.	Head of Office concerned	– Member	
6.	1 (One) additional member to be nominated by the Chairman of DSC / DPC / Screening committee.		
B.	GROUP 'A', 'B', 'C' & MULTI TASKING STAFF		NAME OF DEPARTMENTS/ OFFICES
1.	Finance Secretary, Daman & Diu	– Chairman	For those Departments/Offices for which Finance Secretary is the Secretary of the Department (excluding Common Cadre posts, but including other Common Cadre posts of the Department).
2.	Conservator of Forest, Daman & Diu	– Member	
3.	Deputy/Joint Secretary (Pers.), Daman	– Member	
4.	Deputy/Joint Secretary (Finance), Daman	– Member	
5.	Head of Office concerned	– Member	
6.	1 (One) additional member to be nominated by the Chairman of DSC / DPC / Screening committee.		
C.	GROUP 'A', 'B', 'C' & MULTI TASKING STAFF		NAME OF DEPARTMENTS/ OFFICES
1.	Chief Conservator of Forests, Daman & Diu	– Chairman	For Department of Forest & Environment only (excluding Common Cadre posts, but including other Common Cadre posts of the Department).
2.	Conservator of Forest, Daman & Diu	– Member	
3.	Deputy/Joint Secretary (Pers.), Daman	– Member	
4.	Deputy/Joint Secretary (Finance), Daman	– Member	
5.	Head of Office concerned	– Member	
6.	1 (One) additional member to be nominated by the Chairman of DSC / DPC / Screening committee.		
D.	GROUP 'A', 'B', 'C' & MULTI TASKING STAFF		NAME OF DEPARTMENTS/ OFFICES
1.	Finance Secretary, Daman & Diu	– Chairman	For all teaching & Non-teaching posts in Department of Education, Daman & Diu (Excluding Common Cadre Posts).
2.	Secretary (Education), Daman & Diu	– Member	
3.	Director of Education, Daman & Diu	– Member	
4.	Deputy/Joint Secretary (Pers.), Daman	– Member	
5.	Deputy/Joint Secretary (Finance), Daman	– Member	
6.	1 (One) additional member to be nominated by the Chairman of DSC / DPC / Screening committee.		

Contd./--

SERIES II No. : 07
DATED : 14 TH FEBRUARY, 2014

Efforts should be made to the maximum extent possible to nominate a Scheduled Caste/Scheduled Tribe/Minority Officer in the Selection Committee for recruitment. This is all the more necessary when bulk selections for a large number of vacancies, say, for thirty or more at a time, are made.

Sd/-
(P. J. Bamanía)
Joint Secretary (Per)

**No. 1/6/93-PER/Vol.II/3639
Administration of Daman & Diu,
Department of Personnel &
Administrative Reforms,
Secretariat, Daman – 396 220.**

Dated : 13/02/2014.

ORDER

The Administrator of Daman & Diu and Dadra & Nagar Haveli is pleased to designate the Collector, Daman as Director (Mines) with immediate effect.

The subject of Mining is transferred from Industries Department to Revenue Department and to be dealt by the Collector, Daman and also all the concerned files with General Manager, (DIC), Daman be transferred to Collector, Daman with immediate effect.

By order in the name of the
Administrator of Daman and Diu
and Dadra & Nagar Haveli.

Sd/-
(P. J. Bamanía)
Joint Secretary (Pers.)
