

श्रेणी : II
SERIES : II

Daman 5th August, 2016 14 Sravana 1938 (Saka)

सं. : 30
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

ADMINISTRATION OF DAMAN & DIU (U.T.),
DEPARTMENT OF LABOUR & EMPLOYMENT,
DAMAN

No. LE/LI/DMN/RCSWB-209/2016/328582
151/CIFB/2016

Dated : 21/07/2016

NOTIFICATION

In exercise of the powers conferred by sub-section (1) and sub-section (3) of Section 18 of the Building and Other Construction Workers (Regulation of employment and Conditions of Service) Act, 1996 (No. 27 of 1996), the Administrator, Daman & Diu, hereby re-constitutes State Welfare Board for the Union Territory of Daman & Diu, to be called as "The Daman & Diu Building and Other Construction Workers Welfare Board" and appoints the 21st day of July, 2016 as the date on which said Board shall come into being. The said Board shall exercise the powers conferred on and perform the functions assigned to it under the said Act.

The Board shall consist of persons as under :-

- | | |
|--|----------|
| 1. Labour Commissioner, Daman & Diu | Chairman |
| 2. CEO, District Panchayat, Daman (Government) | Member |
| 3. Dy. Labour Commissioner, Daman & Diu (Government) | Member |

Contd./--

SERIES II No. : 30
DATED : 5 TH AUGUST, 2016.

4. Welfare Commissioner, Labour Welfare Organisation, Nagpur (Direction of Ministry of Labour) Member
5. M/s. Shri Ambika Enterprises, Daman (Employer) Registration No. 45 Member
6. M/s. Shri A. K. Construction, Daman (Employer) Registration No. 106 Member
7. M/s. Hitendra A. Patel, Daman (Employer) Registration No. 47 Member
8. Shri Pankaj Sukkar (Worker) beneficiary Registration No. P/45/185/12 Member
9. Shri Amitbhai Babubhai Mangela (Worker) beneficiary. Registration No. P/106/423/12 Member
10. Kum. Shenaz Gulamali Khalifa (Female Worker) beneficiary Registration No. P/09/404/12 Member
11. Chief Inspector of Inspection of Building and Construction, Daman & Diu/Executive Engineer, PWD, Daman (Government) Member Secretary

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

Sd/-
(**Karanjit Vadodaria**)
Deputy Secretary (Labour)

**DEPARTMENT OF LABOUR & EMPLOYMENT,
ADMINISTRATION OF DAMAN & DIU,
DAMAN**

158/CIFB/2016
No. LEO/Factories Act/WE/2016/97/336200 **Dated : 22/07/2016**

NOTIFICATION

Whereas in the Judgment given by Hon'ble High Court of Judicature at Madras in Case No. W.P. 4604 to 4606 of 1999 and others has struck down section 66(1) (b) of the Factories Act, 1948 as unconstitutional. Based on the judgment, women can be employed in factories in the night shifts i.e. from 10.00 P.M. to 5.00 A.M. Hon'ble High Court in this Judgment has also imposed certain conditions for employing women in night shift so as to safeguard the interest of women workers. And that no appeal is pending before the Hon'ble Supreme Court or any other competent Court against this judgment.

Since the Hon'ble Madras High Court has declared Section 66(1) (b) along with its proviso as violative of Article 14, 15 and 16 of the Constitution and therefore, now the said provision will not create any obstruction for the women working in the night shifts in the factories. Therefore, in view of the above decisions, the U.T. Administration of Daman & Diu, authorizes the factories of the Territory to employ women in the night shifts from 10:00 P.M. to 5:00 A.M. upon written permission and complying with the following guidelines and welfare measures for the female workers who come forward to work during night shifts :

- a) It will be the responsibility of the employer and other responsible persons to prevent any Act of probable sexual harassment and in case of such incident, they shall arrange for taking appropriate action.
- b) It shall be the duty of the employer or other responsible persons at the works places or institutions to prevent or deter the commission of acts of sexual harassment and to provide the procedures for the resolution, statement or prosecution of acts of sexual harassment by taking all steps required.
- c) All employers or persons in charge of work place or factory should take appropriate steps to prevent sexual harassment and they should take the following steps :
 - (i) Express prohibition of sexual harassment in any form such as an unwelcome sexually determined behavior either directly or by implication or advances or contact to again contact or demand sexually favours or make sexually coloured remarks or showing pornography or any other unwelcomed physics verbal or non-verbal contact of sexual nature;
 - (ii) The rules or regulation shall be framed by the factory managements relating to conduct and discipline prohibiting sexual harassment and provide for appropriate penalties in such rules against the offenders and also introduce amendments wherever necessary which are existing in the standing Orders :
 - (iii) Provide appropriate working conditions in respect of work, leisure health and hygiene to further ensure that there is no hostile environment towards women at works places and no women employee should have reasonable grounds to believe that she is disadvantaged in connection with her employment.

- d) In case of any criminal case the employers shall initiate appropriate action in accordance with the penal law without delay and also ensure that the victims or witnesses are not victimized or discriminated while dealing with the complaints of sexual harassment and whenever necessary, at the request of the affected worker, shift or transfer the perpetrator, if circumstances warrant. The employer shall take appropriate disciplinary action if such conduct amounts to misconduct in employment.
 - e) The employer shall maintain a complaint mechanism in the factory in itself and the said mechanism should ensure time-bound disposal of complaints. Such mechanism should be to provide, when necessary a Complaint Committee, a special counsellor or other support services including the maintenance of confidentiality.
 - f) Such Complaint Committee should be headed by a women and not less than half of its members should be women besides a non-governmental organizations representation in the committee. Such person should be familiar with the issues of sexual harassment.
 - g) The female employees should be made aware of their rights in particular by prominently notifying the guidelines on the subject.
 - h) Wherever there is an incident of harassment at the instance of a third party, either by an Act or omission the employer and person in charge of the factory should take all steps necessary and reasonable to assist the affected person in terms of supports an preventive action.
 - i) The employer shall provide proper lighting not only inside the factory, but also surroundings the factory and to all places where the female workers may move out of necessity in the course of such shift.
 - j) The employer shall see that the women workers are employed in a batch not less than ten and the total of the women workers employed in a night shift shall not be less than $2/3^{\text{rd}}$ of the total strength.
 - k) Sufficient women security shall be provided during the night shift at the entry as well as exit points.
 - l) Sufficient number of work sheds shall be provided for the female workers to arrive in advance and also leave after the working hours.
 - m) Separate canteen facility shall be provided for the female workers.
 - n) Separate transportation facility shall be provided wherever transportation is provided by the employer or the occupier of the factory.
 - o) Apart from the facilities, which are permissible under the Factories Act, an additional holiday shall be permitted for the women workers during their menstruation period, which shall be a paid holiday for the night shifts.
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- p) The factory shall provide appropriate medical facilities and also make available at any time of urgency by providing necessary telephone connections and where more than hundred female workers are employed in a shift, a separate vehicle be kept ready to meet the emergent situation such a hospitalization whenever there is a cause of injury or incidental acts of harassment etc.
- q) Wherever the factory provides boarding and lodging arrangements for the female workers, the same shall be kept exclusively for the women under the control of women wardens or supervisors.
- r) During night shift not less than 1/3rd of strength of the supervisors or shift-incharge or foreman or other supervisory staff shall be women.
- s) There shall be not less than twelve consecutive hours of rest or gap between the last shifts and the night shift whenever a woman worker is changed from day shift to night shift and so also from night shift to day shift.
- t) In other respects, the provisions of the Factories Act and the rules of other statutory provisions with respect to the hours of work and the Payment of Equal Remuneration Act and all other Labour Legislations shall be followed by the employer.
- u) The employer shall appoint not less than two female wardens per night shift who shall go round and work as Special Welfare Assistants.
- v) The female workers who work in night shift and regular shifts shall have a monthly meeting through their representatives with principal employer once in eight weeks as grievance day and the employer shall try to comply all just and reasonable grievances.
- w) The employer shall be at liberty to employ female workers as a whole or in part during night shift, provided, the above directions be complied with.
- x) The employer shall send a fortnightly report to the Inspector of Factories about the details of employees engaged during night shifts and shall also send express report whenever there is some untoward incident to the Inspector of Factories and local Police station as well.
- y) The area Factories Inspector Deputy Labour Commissioner and the Labour Inspector shall strictly enforce the directions and see that the employer complies with the directions.

This is issued with the approval of Hon'ble Administrator; DD & DNH vide FTS No. 14843 dated 31/05/2016.

Sd/-
(**Karanjit Vadodaria**)
Deputy Secretary (Labour)

**ADMINISTRATION OF DAMAN & DIU,
DEPARTMENT OF LABOUR & EMPLOYMENT,
DAMAN**

159/CIFB/2016
No. LE/LI/DMN/UWSSR/162/2014/94/336721 **Dated : 22/07/2016**

NOTIFICATION

In exercise of the powers conferred by sub-section (1) and sub-section 6 of the chapter IV of the unorganized Worker's Social Security Act, 2008, the Administrator, Daman & Diu is hereby pleased to constitute a Unorganized Worker's Social Security Board for the Union Territory of Daman and Diu to be called as "Daman and Diu Social Security Board" and appoints the 22nd day of July, 2016 as the date on which said Board has come into being. The Board shall exercise the powers conferred on and perform the functions assigned to it under the said Act.

The Administrator, Daman & Diu is further pleased to appoint the following persons for the post of Chairperson and members of the Board, namely :-

- (1) Chairman : Secretary (Labour)
- (2) Member Secretary : Deputy Secretary (Labour)
- (3) Representatives of the Unorganized Workers :-
 1. Shri Amit Rajkumarraj : Member
 2. Shri Rahul Harishchandra : Member
 3. Shri Arif Memon : Member
 4. Smt. Amita Dhiru Halpati : Member
 5. Shri Hiren Moan : Member
 6. Smt. Chandiniben Vishwanath Pujari : Member
 7. Shri Divyesh N. Ahir : Member
- (4) Representatives of employer of Unorganized Workers :-
 1. The President, Daman Industries Association, Daman : Member
 2. The President, Diu Industries Association, Diu : Member
 3. The President, Hoteliers Association, Daman : Member
 4. The President, Hoteliers Association, Diu : Member
 5. The Chairman, Fisheries Co-operative Society, Daman : Member
 6. The Chairman, Fisheries Co-operative Society, Diu : Member
 7. Shri Amrishbhai Prajapati (PWD Contractor) : Member

(5) Two Elected Representatives :-

1. The Hon'ble Member of Parliament : Member
2. The President, District Panchayat : Member

(6) Eminent persons from Civil Society :-

1. The President, Advocate Bar Association, Daman : Member
2. The President, Rotary Club, Daman : Member
3. The President, Lions Club, Daman : Member
4. The President/Secretary, Dawoodi Bohra Samaj : Member
5. The Chairperson/Member, Child Welfare Committee : Member

(7) Official representing U.T. Administration :-

1. The Collector, Daman : Member
2. The Collector, Diu : Member
3. The Deputy Collector, Daman : Member
4. The Deputy Collector, Diu : Member
5. The Executive Engineer (PWD) : Member
6. The Executive Engineer (Electric Department) : Member
7. The Superintendent (Fisheries Department) : Member

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

Sd/-
(**Karanjit Vadodaria**)
Deputy Secretary (Lab. & Emp)
Daman

No. 14.1-EST-GP/HOD/2016-17/536
U. T. Administration of Daman & Diu,
O/o the Joint Secretary (Education),
Secretariat, Fort Area,
Moti Daman – 396 220.

Dated : 01/08/2016.

Read: Letter F. No. 1/13(1)/2016-AP-4 dated 24th June, 2016 from the Under Secretary, Union Public Service Commission, New Delhi.

ORDER

On the recommendations of the Union Public Service Commission, the Administrator of Daman & Diu and Dadra & Nagar Haveli is pleased to promote Shri Gajwani Nitin Govind, Lecturer in Civil Engineering, Government Polytechnic, Daman to the post of Head of Department (Civil Engineering) in the Pay Band-4 of Rs. 37400-67000 plus Academic Grade Pay of Rs. 9000/- on officiating basis in the Government Polytechnic, Daman with immediate effect.

The above Officer will be on probation for a period of one year.

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

Sd/-
(Seju P. Kuruvilla)
Joint Secretary (Education)
Daman & Diu

No. 14.1-EST-GP/HOD/2016-17/537
U. T. Administration of Daman & Diu,
O/o the Joint Secretary (Education),
Secretariat, Fort Area,
Moti Daman – 396 220.

Dated : 01/08/2016.

Read: Letter F. No. 1/13(1)/2016-AP-4 dated 24th June, 2016 from the Under Secretary, Union Public Service Commission, New Delhi.

ORDER

On the recommendations of the Union Public Service Commission, the Administrator of Daman & Diu and Dadra & Nagar Haveli is pleased to promote Shri T. Balaganesan, Lecturer in Applied Mechanics, Government Polytechnic, Daman to the post of Head of Department (Mechanical Engineering) in the Pay Band-4 of Rs. 37400-67000 plus Academic Grade Pay of Rs. 9000/- on officiating basis in the Government Polytechnic, Daman with immediate effect.

The above Officer will be on probation for a period of one year.

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

Sd/-
(Seju P. Kuruvilla)
Joint Secretary (Education)
Daman & Diu

No. 14.1-EST-GP/HOD/2016-17/538
U. T. Administration of Daman & Diu,
O/o the Joint Secretary (Education),
Secretariat, Fort Area,
Moti Daman – 396 220.

Dated : 01/08/2016.

Read: Letter F. No. 1/13(1)/2016-AP-4 dated 24th June, 2016 from the Under Secretary, Union Public Service Commission, New Delhi.

ORDER

On the recommendations of the Union Public Service Commission, the Administrator of Daman & Diu and Dadra & Nagar Haveli is pleased to promote Shri Solanki Lalit Vashram, Lecturer in Chemical Engineering, Government Polytechnic, Daman to the post of Head of Department (Chemical Engineering) in the Pay Band-4 of Rs. 37400-67000 plus Academic Grade Pay of Rs. 9000/- on officiating basis in the Government Polytechnic, Daman with immediate effect.

The above Officer will be on probation for a period of one year.

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

Sd/-
(**Seju P. Kuruvilla**)
Joint Secretary (Education)
Daman & Diu

**No. 4.8-EST-GP(RR)/2016-17/535
U. T. Administration of Daman & Diu,
O/o the Joint Secretary (Education),
Secretariat, Fort Area,
Moti Daman – 396 220.**

Dated : 01/08/2016.

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, read with the Govt. of India, Ministry of Home Affairs, New Delhi letter No. U-14012/13/2012-CPD dated 1st February, 2016 the Administrator of Daman & Diu is pleased to make the following Rules relating to recruitment to the General Central Service Group "A" Gazetted (Non-Ministerial) post of **Training and Placement Officer** in the Government Polytechnic, Daman under the Directorate of Technical Education in the U.T. Administration of Daman and Diu, namely :-

(1) SHORT TITLE, APPLICATION AND COMMENCEMENT :

- (i) These rules may be called the Administration of Daman and Diu, **Training and Placement Officer**, General Central Services, Group "A" (Gazetted, Non Ministerial), post Recruitment Rules, 2016.
- (ii) They shall apply to the post specified in column - 1 of the schedule to these Rules.
- (iii) These rules will come into effect from the date of publication of this Notification in the Official Gazette and will relate to appointment to the various posts made on or after this date.

(2) NUMBER OF POSTS, CLASSIFICATION AND SACLE OF PAY :

The number of posts, classification of the said posts and scale of pay attached thereto shall be as specified in columns 2 to 4 of the schedule to these rules: Provided that, the Administrator of Daman & Diu may vary the number of posts in column 2 of the said Schedule from time to time subject to exigencies of work.

(3) METHOD OF RECRUITMENT, AGE LIMIT AND OTHER QUALIFICATIONS ETC :

The method of recruitment to the said posts, age limits, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the aforesaid Schedule.

(4) DISQUALIFICATION :

No Person (a) Who has entered into or contracted a marriage with a person having a spouse living, or (b) Who, having a spouse living, has entered into or contracted a marriage with any person shall be eligible for appointment to the service provided that, the Administrator of Daman and Diu may, if satisfied that such marriage is permissible under the personnel law applicable to such person and other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

(5) POWER TO RELAX :

Where the Administrator of Daman & Diu is of the opinion that, it is necessary or expedient so to do, he may, by order, and for reasons to be recorded in writing and in consultation with the Union Public Service Commission, relax any of the provisions of these rules with respect to any class or category of persons.

(6) SAVINGS :

Nothing in these rules shall affect reservations, relaxation of age limit and other concessions required to be provided for Scheduled Castes and Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Central Government from time to time in this regard.

This is issued with the approval of the Union Public Service Commission conveyed under their letter No. F. No. 3/33(7)/2016-RR dated 15/06/2016.

By Order and in the name of the
Administrator of Daman and Diu

Sd/-
(**Seju P. Kuruvilla**)
Joint Secretary (Education)
Daman & Diu

ANNEXURE - I

RECRUITMENT RULES FOR THE POST OF TRAINING AND PLACEMENT OFFICER IN GOVERNMENT POLYTECHNIC, DAMAN

Name of post	Number of post	Classification	Pay Band and Grade Pay/Pay Scale	Whether Selection or Non-Selection Post	Age limit for direct recruits	Educational and other Qualifications Required for Direct Recruits												
1	2	3	4	5	6	7												
Training and Placement Officer	01* (2016) Subject to variation dependent on workload	General Central Services Group 'A' Gazetted, Non-Ministerial	Pay Band-3 of Rs. 15600-39100 with academic Grade Pay of Rs. 5400/-	N. A.	Not Exceeding 35 years (Relaxable for Government servants upto five years in accordance with the Instructions or Orders issued by the Central Government) Note : the crucial date for determining the age limit shall be the closing date for receipt of applications from candidates in India, (And not the closing date prescribed for those in Assam, Meghalaya, Arunachal Pradesh, Mizoram, Manipur, Nagaland, Tripura, Sikkim, Ladakh Division of J&K State, Lahaul & Spiti District and Pangl Sub Division of Chamba District of Himachal Pradesh, Andaman & Nicobar Islands or Lakshadweep.	Essential : Bachelor's degree in Engineering/Technology in the relevant branch with first class from a Recognized University and 03 years Experience in teaching or Research. Note 1 : If the candidate has a Master's Degree in Engineering/Technology, first class is required at Bachelor's or Master's level. Note 2 : If a class /division is not awarded, minimum of 60% marks in aggregate shall be considered equivalent to the first class/division. If a grade point system is adopted the CGPA will be converted into equivalent marks as below : <table border="1" style="margin-left: auto; margin-right: auto;"> <tr> <td>Grade Point</td> <td>Equivalent Percentage</td> </tr> <tr> <td>6.25</td> <td>55%</td> </tr> <tr> <td>6.75</td> <td>60%</td> </tr> <tr> <td>7.25</td> <td>65%</td> </tr> <tr> <td>7.75</td> <td>70%</td> </tr> <tr> <td>8.25</td> <td>75%</td> </tr> </table> Note 3 : Qualifications are relaxable at the discretion of the U.P.S.C. for reasons to be recorded in writing, in the case of candidates otherwise well qualified. Note 4 : The Qualifications regarding experience is relaxable at the discretion of the U.P.S.C. for reasons to be recorded in writing, in case of candidates belonging to Scheduled Castes or Scheduled Tribes, if at any stage of selection the UPSC is of the opinion that sufficient number of candidates from these communities possessing the requisite experience are not likely to be available to fill up the posts reserved for them.	Grade Point	Equivalent Percentage	6.25	55%	6.75	60%	7.25	65%	7.75	70%	8.25	75%
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Whether age & Educational Qualification prescribed for direct recruits will apply in the case of promotees	8	Period of probation if any	9	Method of recruitment whether by direct Recruitment or by Promotion or by Deputation/ Absorption and % of vacancies to be filled by various methods	10	In case of Recruitment by Promotion/ Deputation/ Absorption grades from which Promotion/ Deputation / Absorption to be made	11	If a Departmental Promotion Committee exists what is its composition	12	Circumstances in which Union Public Service Commission is to be consulted in making recruitment	13
N. A.	1 year for Direct Recruits	By direct recruitment failing which by deputation (STC)		<p>Deputation (Including Short Term Contract)</p> <p>Officers under the Central Government or State Governments or Union Territories or Public Sector Undertaking or Recognized Research Institutions or Universities or Semi Government or Statutory or Autonomous Organization :</p> <p>A) (I) Holding Analogous Posts on regular basis in the Parent Cadre/ Department : OR (II) With 2 years service in the grade rendered after appointment thereto on regular basis in the posts in the Pay Band- 2, Rs. 9300-34800 plus Grade Pay of Rs. 4800 or equivalent in the Parent Cadre/Department; and</p> <p>B) Possessing the Educational Qualifications and experience prescribed for direct recruits under Col. 7 (Period of Deputation (STC) including period of deputation (STC) in another Ex-Cadre Post held immediately preceding</p>		<p>Group "A" Departmental Confirmation Committee.</p> <ol style="list-style-type: none"> 1. Development Commissioner, Daman & Diu – Chairman 2. Secretary (Education/Higher Education) – Member 3. Joint Secretary (Pers)–Member 4. Principal of the Govt. Polytechnic, Daman – Member 				Consultation with UPSC necessary while making direct and appointing an officer on deputation (STC)	

8	9	10	11	12	13
			<p>this Appointment in the same or some other Organization/Department of the Central Government shall ordinarily not to exceed three years. The maximum age limit for appointment by deputation (STC) shall not be exceeding 56 years as on the closing date of receipt of applications).</p> <p>Note: For the purpose of appointment basis. The Service rendered on a Regular Basis by an Officer prior to 1.1.2006 the date from which the revised Pay Structure based on the 6th CPC recommendations has been extended shall be deemed to be service rendered in the corresponding Grade Pay/Pay Scale extended based on the Recommendations of the Pay Commission except where there has been merger of more than one Pre-Revised Scale of Pay into one grade with a Common Cadre Pay/Pay Scale, and where this benefit will extend only for the Post(s) for which that Grade Pay/Pay Scale is the normal replacement Grade without any upgradation.</p>		

Sd/-
(Seju P. Kuruville)
Joint Secretary (Education)
Daman & Diu

**No. 4.7-EST-GP(RR)/2016-17/539
U. T. Administration of Daman & Diu,
O/o the Joint Secretary (Education),
Secretariat, Fort Area,
Moti Daman – 396 220.**

Dated : 01/08/2016.

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, read with the Govt. of India, Ministry of Home Affairs, New Delhi letter No. U-14012/13/2012-CPD dated 1st February, 2016 the Administrator of Daman & Diu is pleased to make the following Rules relating to recruitment to the General Central Service Group "A" Gazetted (Non-Ministerial) post of **Workshop Superintendent** in the Government Polytechnic, Daman under the Directorate of Technical Education in the U.T. Administration of Daman and Diu, namely :-

(1) SHORT TITLE, APPLICATION AND COMMENCEMENT :

- (i) These rules may be called the Administration of Daman and Diu, **Workshop Superintendent**, General Central Services, Group "A" (Gazetted, Non Ministerial), post Recruitment Rules, 2016.
- (ii) They shall apply to the post specified in column – 1 of the schedule to these Rules.
- (iii) These rules will come into effect from the date of publication of this Notification in the Official Gazette and will relate to appointment to the various posts made on or after this date.

(2) NUMBER OF POSTS, CLASSIFICATION AND SCALE OF PAY :

The number of posts, classification of the said posts and scale of pay attached thereto shall be as specified in columns 2 to 4 of the schedule to these rules: Provided that, the Administrator of Daman & Diu may vary the number of posts in column 2 of the said Schedule from time to time subject to exigencies of work.

(3) METHOD OF RECRUITMENT, AGE LIMIT AND OTHER QUALIFICATIONS ETC :

The method of recruitment to the said posts, age limits, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the aforesaid Schedule.

(4) DISQUALIFICATION :

No Person (a) Who has entered into or contracted a marriage with a person having a spouse living, or (b) Who, having a spouse living, has entered into or contracted a marriage with any person shall be eligible for appointment to the service provided that, the Administrator of Daman and Diu may, if satisfied that such marriage is permissible under the personnel law applicable to such person and other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

(5) POWER TO RELAX :

Where the Administrator of Daman & Diu is of the opinion that, it is necessary or expedient so to do, he may, by order, and for reasons to be recorded in writing and in consultation with the Union Public Service Commission, relax any of the provisions of these rules with respect to any class or category of persons.

(6) SAVINGS :

Nothing in these rules shall affect reservations, relaxation of age limit and other concessions required to be provided for Scheduled Castes and Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Central Government from time to time in this regard.

This is issued with the approval of the Union Public Service Commission conveyed under their letter No. F. No. 3/33(6)/2016-RR dated 15/06/2016.

By Order and in the name of the
Administrator of Daman and Diu

Sd/-
(**Seju P. Kuruvilla**)
Joint Secretary (Education)
Daman & Diu

ANNEXURE - I

RECRUITMENT RULES FOR THE POST OF "WORKSHOP SUPERINTENDENT" IN GOVERNMENT POLYTECHNIC, DAMAN

Name of post	Number of post	Classification	Pay Band and Grade Pay/Pay Scale	Whether Selection or Non-Selection Post	Age limit for direct recruits	Educational and other Qualifications Required for Direct Recruits												
1	2	3	4	5	6	7												
Workshop Superintendent	01 (2016) Subject to variation dependent on workload	General Central Services Group 'A' Gazetted, Non-Ministerial	Pay Band-3 of Rs. 15600-39100 with academic Grade Pay of Rs. 5400/-	N. A.	Not Exceeding 35 years (Relaxable for Government servants upto five years in accordance with the Instructions or Orders issued by the Central Government) Note : The crucial date for determining the age limit shall be the closing date for receipt of applications from candidates in India, (And not the closing date prescribed for those in Assam, Meghalaya, Arunachal Pradesh, Mizoram, Manipur, Nagaland, Tripura, Sikkim, Ladakh Division of J&K State, Lahaul & Spiti District and Pangi Sub Division of Chamba District of Himachal Pradesh, Andaman & Nicobar Islands or Lakshadweep.	Essential: Bachelor's degree in Mechanical Engineering/Technology with first class from a Recognized University and 03 years Experience in Teaching or Research. Note 1 : If the candidate has a Master's Degree in Mechanical Engineering/Technology, first class is required at Bachelor's or Master's level. Note 2 : If a class /division is not awarded, minimum of 60% marks in aggregate shall be considered equivalent to the first class/division. If a grade point system is adopted the CGPA will be converted into equivalent marks as below : <table border="0" style="margin-left: 20px;"> <tr> <td>Grade Point</td> <td>Equivalent Percentage</td> </tr> <tr> <td>6.25</td> <td>55%</td> </tr> <tr> <td>6.75</td> <td>60%</td> </tr> <tr> <td>7.25</td> <td>65%</td> </tr> <tr> <td>7.75</td> <td>70%</td> </tr> <tr> <td>8.25</td> <td>75%</td> </tr> </table> Note 3 : Qualifications are relaxable at the discretion of the U.P.S.C. for reasons to be recorded in writing, in the case of candidates otherwise well qualified. Note 4 : The Qualifications regarding experience is relaxable at the discretion of the U.P.S.C. for reasons to be recorded in writing, in case of candidates belonging to Scheduled Castes or Scheduled Tribes, if at any stage of selection the UPSC is of the opinion that sufficient number of candidates from these communities possessing the requisite experience are not likely to be available to fill up the posts reserved for them.	Grade Point	Equivalent Percentage	6.25	55%	6.75	60%	7.25	65%	7.75	70%	8.25	75%
Grade Point	Equivalent Percentage																	
6.25	55%																	
6.75	60%																	
7.25	65%																	
7.75	70%																	
8.25	75%																	

SERIES - II No. 30
DATED : 5TH AUGUST, 2016.

8	9	10	11	12	13
			<p>this Appointment in the same or some other Organization/Department of the Central Government shall ordinarily not to exceed three years. The maximum age limit for appointment by deputation (ISTC) shall not be exceeding 56 years as on the closing date of receipt of applications).</p> <p>Note.: For the purpose of appointment basis. The Service rendered on a Regular Basis by an Officer prior to 1.1.2006/the date from which the revised Pay Structure based on the 6th CPC recommendations has been extended shall be deemed to be service rendered in the corresponding Grade Pay/Pay Scale extended based on the Recommendations of the Pay Commission except where there has been merger of more than one Pre-Revised Scale of Pay into one grade with a Common Cadre Pay/Pay Scale, and where this benefit will extend only for the Post(s) for which that Grade Pay/Pay Scale is the normal replacement Grade without any upgradation.</p>		

Sd/-
(Seju P. Kuruvilla)
Joint Secretary (Education)
Daman & Diu

No. IGP/DMN/ACCTs/2016-2017/1052
Administration of Daman & Diu (U.T.),
Office of the Inspr. Genl. of Police,
Daman Diu & DNH,
DAMAN – 396 220.

Dated : 03/08/2016.

Read: No. 79/CIFB/2016 dated : 16-05-2016 regarding revision of rate allowance under minimum wages Act, 1948 (Central Act 11 of 1948).

ORDER

In accordance with the letter quoted in preamble (i) above regarding revision of rate allowance of Home Guards, the Administrator of Daman and Diu, Daman is hereby pleased to revise the rates of allowance of Home Guards as under w.e.f. 01/04/2016.

Category	Minimum rates of wages payable			
	Basic Pay	Special Allowance	Training/Duty Allowance	Total
Home Guard	284.00	9.70	45.00	338.00

The expenditure shall be debitable to the following Budget Head :

DDO Code 200092
2070 – Non Plan
2070 – Other Administrative Service
107 – Home Guards
04 – Daman & Diu
04.00.02 – Wages
Short Code-PCN02E

This is issued with the approval of the Hon'ble Administrator vide diary No. 105517 dated 27/07/2016 & Concurrence of the Finance Department vide diary No. 106524 & 02-08-2016.

Sd/-
Deputy Secretary (Home)
Secretariat, Daman

**U.T. ADMINISTRATION OF DAMAN AND DIU
FOOD, CIVIL SUPPLIES & CONSUMER AFFAIRS DEPARTMENT,
SECRETARIAT, MOTI DAMAN – 396 220.**

No. 1/299/COL/CSD/RULES/DMN/2015-16/3710/ColIDMN/16 Dated : 03/08/2016

NOTIFICATION

The **draft** of certain rules which the U.T. Administration of Daman and Diu proposes to make in exercise of the powers conferred by sub-section (1) of section 40 of the National Food Security Act, 2013 (20 of 2013) is hereby published as required by section 40 of the said Act for information of all persons likely to be affected thereby and notice is hereby given that **the said draft rules would be taken into consideration after expiry of a period of thirty days from the date of its publication in the Official Gazette.**

The UT Administration of Daman & Diu invites views & suggestions in respect of the proposed rules/draft rules from the public on the concerned at large. Any views or suggestions, which may be received from any person with respect to the said draft rules before the expiry of the period so specified will be considered by the U.T. Administration of Daman and Diu.

**Short title and
Commencement :**

1. (1) These rules may be called the U.T. of Daman and Diu Food Security Rules, 2016.
- (2) They shall extend to the whole U.T. of Daman and Diu.
- (3) They shall come into force on the date of their publication in the Official Gazette

Definitions :

2. (1) In these rules, unless the context otherwise requires :-
 - Act, 2013.
 - (b) "Chapter", "Section" and "Schedule" means respectively Chapter, Section of, and Schedule to, the Act.
 - (c) "Household" means a nuclear family comprising mother, father and their children, dependent parent, single women which includes widow, abandoned, separated divorced or unmarried women over 35 (thirty-five) years with or without their dependent children, disabled with or without their dependent children, even if they have a common roof or hearth will be treated as a separate household for the purpose of this Act.

Display of the list of eligible households in the Public Domain.

3. (1) On completion of each identification process, U.T. Administration shall display prominently and place in public domain the list of names of persons/households identified for inclusion in 'Priority' or 'Antodaya' category.
- (2) The list of names of eligible households shall be displayed at the Gram Panchayat/Ward Office, ration shop prominently.
- (3) The U.T. Administration shall also display the list of eligible households on its website on official language of the U. T. Administration Daman and Diu.

Guidelines for Identification of Eligible Beneficiaries.

4. (1) The U.T. Administration shall frame and publish via Gazette notification guidelines for identification of households falling in the "priority category" under the Targeted Public Distribution System for the entitlements under sub section 1 of section 3 of Act.
- (2) The guidelines, if required may provide separate parameter for identification in the rural and urban areas.
- (3) For the purpose of any rules and guidelines framed under rule 4, the process identification and the inclusion in the priority category shall not be subject to any of the Below Poverty Line/ Above Poverty Line list or criteria maintained by the U.T. Administration for the purpose of Targeted Public Distribution System prior to the publication of these rules;
- (4) The designated authority shall issue a ration card within 1 (one) month of the date of receipt of an application after necessary checks and verifications.

List of eligible households

5. (1) The U.T. Administration shall identify the list of eligible households within the number of persons determined under section 9 of the Act for the rural and urban areas in accordance with the guidelines framed under Rule.
- (2) The U. T. Administration shall annually update the list of eligible households within the number of persons determined under section 9 of the Act for the rural and urban areas in accordance with the guidelines framed under rule 4.
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Provided that the U.T. Administration may take into consideration the socio and economic data captured by the census of India for the purpose of identification of eligible beneficiaries under the Act.

Criteria for selection of beneficiaries Households under Antodaya Anna Yojana and Priority Household

6. (1) Those households being covered under Antodaya Anna Yojana (AAY) shall be considered for inclusion in accordance with the guidelines applicable to the said Scheme.
- (2) All economically weaker households not included under sub rule (1) of rule 6 and who are residents of UT of Daman & Diu, shall be included under Priority Households (PHH) on the following ground :
- (a) All the Below Poverty Line Households.
 - (b) All households headed by a single woman (Unmarried/Separated/Deserted).
 - (c) All Scheduled Tribes Households.
 - (d) All Scheduled Castes Households.
 - (e) All households of landless agriculture labourers.
 - (f) All households of farmers owning land up to 2.00 acres in the command area and up to 5 acres in the non command area in the UT Administration of Daman & Diu.
 - (g) All households headed by a person registered as an unorganized labour under provision of the Unorganized Worker's Social Security Act, 2008.
 - (h) Households of all Occupationally vulnerable groups like Fishermen, Rag-Pickers, unskilled construction workers, Porters, casual daily wages labourers, casual domestics labourers, cycle rickshaw drivers, unskilled workers in small households enterprises, unskilled workers in household industries, sweepers/sanitation workers, disabled persons.
 - (i) Transgender
 - (j) All Households living in Kutcha Houses
 - (k) All other Households having annual income less than Rs. 1,00,000/-.
- (3) Households shall be automatically excluded from the ambit of Priority Households under the following ground:

- (a) Households having an income tax payer.
 - (b) Households where any member of households owns a light motor vehicle (Four Wheeler) or heavy vehicle, except maximum one commercial vehicle for earning livelihood.
 - (c) Households of Group A & B Government employees having Grade Pay of Rs. 4200/- and above or equivalent employed in Government of India, State Governments and Union Territories or its Boards/Corporation/Enterprises/undertaking, other Autonomous bodies/Authorities such as College, Municipal Councils/Panchayats etc.
- (4) The process of identification shall lay that all such persons who do not fulfill the parameters for the exclusion criteria shall automatically included in the priority category.
- (5) Not with standing anything contained in these rules and the NFS Act, and subject to provisions thereof, U.T. Administration of Daman and Diu may from time to time prescribe criteria for exclusion of households for entitlements under Section 3 of the Act.

**Internal Grievance
Redressal Mechanism**

7. (1) For redressal of public complaints, an officer of Food, Civil Supplies and Consumers Affairs Department not below the rank of Under Secretary shall be designated as Nodal officer for receiving complaints under Targeted Public Distribution System.
- (2) The Nodal officer shall forward the complaints to the District Grievance Redressal Officer or such official dealing with the subject for speedy disposal of the complaint/s.
- (3) To facilitate the grievance redressal mechanism, the Food, Civil Supplies & Consumer Affairs Department shall put in the place call centres website and the help line numbers through the departmental website and other media.

**District Grievance
Redressal Officer
(DGRO)**

8. (1) The U.T. Administration may by notification appoint/designate any officers, not below the rank of Under secretary or equivalent as the District Grievance Redressal Officer of the Food, Civil Supplies and Consumer Affairs Department for expeditious and effective redressal of grievances of the aggrieved persons in matters relating to the distribution of entitled food grains
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or meals under chapter II and to enforce the entitlement under the Act. The U.T. Administration through the Secretary, Food and Civil Supplies & Consumers Affairs Department shall initiate the proposal recommending the name of the officer to be appointed as District Grievance Redressal Officer.

Powers of the District Grievance Redressal Officer (DGRO)

9. The District Grievance Redressal Officers shall, subject to the provision contained under sub section (5) of section 15 of the Act, exercise the following powers, namely :-
- (1) To select the eligible households properly as per the selection criteria prescribed by the U.T. Administration, in coordination with the local/urban bodies;
 - (2) To hear the complaints within a reasonable time not later than 30 (thirty days).
 - (3) To submit the action taken report in time to the appropriate authority within 10 (ten) days from the date of disposal of grievance.

Manner and time Limit for hearing complaints

10. (1) The District Grievance Redressal Officer (DGRO), on receipt of written complaints on non-receipt of entitlements by the eligible beneficiaries shall cause to have an enquiry immediately.
- (2) The District Grievance Redressal Officer (DGRO) shall fix up a date for hearing within a period of 30 (thirty days) for cases not resolved that need hearing with the aggrieved party, in his/her office chamber, for the redressal of the grievance.

State Food Commission

11. (1) The U.T. Administration may from time to time by notification constitute the State Food Commission as per provisions of sub-section (1) and (2) of section 16 of the Act, to perform the functions stated in sub-section (5) of section 16 of the Act.

Office of the State Food Commission

12. (1) The head quarter of the Commission shall be Located at Daman District.

Procedure to be followed by the Commission

13. (1) Subject to the provisions in the Act and the rules made there under, the Commission shall have the powers to formulate its own procedure;

- (2) All orders and decision shall be issued by the Member Secretary or any other officers of the Commission duly authorized by the commission on its behalf.
- (3) The Member Secretary shall act as the Chief Executive Officer of the Commission and shall exercise such powers and functions as delegated to it by the Commission.
- (4) The Chairperson of the Commission may direct the Member Secretary to call the meeting of the Commission which may be held from time to time as the Chairperson may direct. Any member of the Commission may request for the meeting of the Commission by submitting a written notice to the Chairperson.
- (5) In case of difference of opinion amongst the members of the Commission, the opinion of the majority shall prevail through the process of ballot by each member.
- (6) All directives, decision and orders of the Commission shall be given in writing with proper justifications. The directives, decision and orders of the Commission shall be made available to the applicant in the manner as the Commission may specify.

Salary and allowances

14. (1) The salary and allowances of the Chairperson and the Members shall be as follows, namely;-
 - (a) The Chairperson of the Commission shall be paid with an honorarium of Rs. 1500/- per sitting of the Commission.
 - (b) Each member of the Commission shall be paid with an honorarium of Rs. 1000/- per sitting of the Commission.

Disclosure of record of Targeted Public Distribution System

15. (1) The records relating to the stock and allocation of food grains and other essential commodities of the food godowns of the State shall be uploaded in the national portal/departmental website within 7 (seven) days of the issue of allocation order.
- (2) The food godown incharge shall maintain proper accounts relating to distribution of food grains and other commodities on day to day basis and the accounts shall be readily available for inspection to the local authorities/departmental authorities and authorized persons/bodies etc as and when necessary.

- (3) The food godown incharge shall not deal with direct cash transactions with any individuals or fair price shop. The food godown keeper shall maintain proper record of Bank receipts and drafts realized on account of sale proceeds which shall be available for inspection by any authorized person.
- (4) Computerization of the Targeted Public Distribution System shall be undertaken for maintaining transparency in the supply chain management system of food grains and other essential commodities.
- (5) All the information relating to the Targeted Public Distribution System shall be hosted timely in the National and State portal.
- (6) The Nodal Officer appointed under Section 14 of the Act, shall disseminate to all concerned on time to time basis through the media and other electronic modes of the day to day transaction by the department including such policy decision of the Government in regard to the implementation of scheme under Targeted Public Distribution System.

Conduct of Social Audit

16. (1) The Department shall at regular intervals conduct Social Audit in the Fair Price Shops of the book of accounts and other related register maintained by the vendor.
 - (2) The members of the District Level Vigilance Committee shall be included as a part of social audit along with any interested stake holders at the time of social audit.
 - (3) The social audit report shall be examined by the District Food and Civil Supplies Officers who shall take appropriate measures as may be necessary to bring in competency in the accounting process in the fair price shops.
 - (4) In case of any action found to have taken contrary to the interest of the beneficiaries at the time of social audit shall be brought forthwith to the notice of the District Food and Civil Supplies Officer, for taking action as per the relevant law.
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- Composition of Vigilance Committee:** 17. (1) Subject to the provision contained under the Act and the rules made there under, the U.T. Administration shall by notification in the official Gazette constitute three tiers Vigilance Committee in the State.
- (2) The two tiers Vigilance Committee, so constituted, shall be at the State level and District Level.
- (3) The composition of the Vigilance Committee shall be such as may be notified by the U.T. Administration in the official gazette.
- Utilization of Institutional Mechanism for other purposes** 18. The U.T. Administration may, at any time if so desires, utilize the service of the Commission established under the Act for any other beneficial purposes in the interest of the U.T. Administration.
- Removal of doubts** 19. If any doubt arises with regard to the interpretation of any provision of these rules, it shall be referred to the Food, Civil Supplies and Consumers Affairs Department, U.T. Administration, whose decision shall be binding.

Sd/-
(**Karanjit Vadodaria**)
Deputy Secretary (F & CS)
Daman & Diu
