

## Notification

Health and Family Welfare Department,  
Sachivalaya, Gandhinagar,

Dated the 16<sup>th</sup> July, 2021.

Constitution  
of India.

No.GP/ 25/DCA/10/2016/1900/JH:- In exercise of the powers conferred by the proviso to article 309 of the Constitution of India and in supersession of all the rules made in this behalf, the Governor of Gujarat hereby makes the following rules to provide for regulating recruitment to the post of Law Officer, Class II, in the Gujarat Food and Drugs Service, under the Commissionerate of Food and Drugs Control Administration, Gujarat State, namely:-

1. These rules may be called the Law Officer, Class II, in the Gujarat Food and Drugs Service, Recruitment Rules, 2021.
2. Appointment to the post of Law Officer, Class II, in the Gujarat Food and Drugs Service, under the Commissionerate of Food and Drugs Control Administration, Gujarat State, shall be made either,-
  - (a) by promotion of a person who possess 'good' benchmark for being considered fit for promotion within the zone of consideration as laid down in the Gujarat Civil Services Classification and Recruitment (General) Rules, 1967 from amongst the persons, who ; -

- (i) have worked for not less than seven years in the cadre of Legal Assistant, Class III, in the Subordinate Service of the Commissionerate of Food and Drugs Control Administration, Gujarat State;
- (ii) have passed the qualifying examination for computer knowledge in accordance with the provisions of the Gujarat Civil Services Computer Competency Training and Examination Rules, 2006:

Provided that where the appointing authority is satisfied that a person having the experience specified in sub-clause (i) above is not available for promotion and it is necessary in the public interest to fill up the post by promotion even of a person having experience for a lesser period, it may, for reasons to be recorded in writing, promote such person who possesses experience of a period of not less than two-third of the period specified in sub- clause (i) above; or

- (b) by direct selection.

3. To be eligible for appointment by direct selection to the post mentioned in rule 2, a candidate shall, -

(a) not be more than 41 years of age;

Provided that the upper age limit may be relaxed in favour of a candidate who is already in the service of the Government of Gujarat in accordance with the provisions of the Gujarat Civil Services Classification and Recruitment (General) Rules, 1967:

Provided further that nothing contained in clause (b) of sub-rule (9) of rule 8 of the Gujarat Civil Services Classification and Recruitment (General) Rules, 1967 shall be applicable in so far as the relaxation of upper age limit as prescribed above is concerned;

- (b) Possess a bacheor's degree in Law/ L.L.B (special) three years course/ a bachelor's degree in Law (integrated) of five years course obtained from any of the Universities established or incorporated by or under the Central or State Act in India; or any other educational institution recognised as such or declared to be deemed as a University under section 3 of the University Grants Commission Act, 1956;
- (c) possess the basic knowledge of computer application as prescribed in the Gujarat Civil Services Classification and Recruitment (General) Rules, 1967;

(d) (i) have about three years experience on the post not below the rank of Legal Assistant Class, III in the subordinate service under the Commissionerate of Food and Drugs Control Administration, Gujarat State; or

(ii) have about three years experience of representing/ working in Civil or Criminal side as an Advocate/ Attorneys in the High Court/ District Courts/ Subordinate Court/ Tribunal ;

Explanation: Such experience certificate shall be certified in case of an advocate practicing in the High Court by the Registrar General and in other cases by the Principal Civil Judge/ Judge of the Court or the President of Tribunal where he practice as an Advocate or ;

(iii) have about three years experience of legal matters in the Government / Local Bodies / Government undertaking / Board / Corporation / Limited Companies established under the Companies Act, 2013 or a University on the post which can be considered equivalent to the post not below the rank of Legal Assistant, Class III, in the subordinate service, of the Commissionerate of

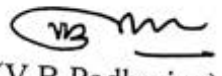
Food and Drugs Control Administration, Gujarat  
State.

Explanation: "Legal matters means all work relating to drafting of legal notice, affidavit, parawise remarks etc filing of suits, appeals, providing opinion, briefing to the concerned Law Officer or Advocate of the concerned court in pending cases before various courts" ;

- (e) posses adequate knowledge of Gujarati or Hindi or both.
4. The candidate appointed by direct selection shall be on probation for a period of two years.
  5. The candidate appointed by direct selection during his probation period shall be required to pass the qualifying examination for computer knowledge in accordance with the provisions of the Gujarat Civil Services Computer Competency Training and Examination Rules, 2006.
  6. The candidate appointed by direct selection shall, during his probation period required to undergo pre-service training and pass the post-training examination in accordance with the provisions of the Gazetted Officer's Pre-Service Training and Examination Rules, 1970.
  7. The candidate appointed by direct selection shall be required to pass an examination in Hindi or Gujarati or both in accordance with the rules prescribed by the Government.

8. The Candidate appointed either by promotion or by direct selection shall be required to undergo such training and pass such examination as may be prescribed by the Government.
9. The candidate appointed by direct selection shall be required to furnish a security and surety bond in such form, for such amount and for such period as may be prescribed by the Government.

By order and in the name of the Governor of Gujarat,

  
(V.B.Padhariya)

Deputy Secretary to Government.

To

- The Personal Secretary to the Hon'ble Chief Minister, Swarnim Sankul-1, Gandhinagar.
- The Personal Secretary to the Hon'ble Deputy Chief Minister (Health), Swarnim Sankul-1, Gandhinagar.
- The Personal Secretary to the Hon'ble Minister of State (Health), Swarnim Sankul-2, Gandhinagar.
- ✓ ➤ The Secretary, Gujarat Public Service Commission, Sector-10-A, Near CHH-3 Road, Gandhinagar-382010 (By Letter)
- The Commissioner, Food and Drugs Control Administration, Gandhinagar.
- The Manager, Government Press, Gandhinagar with request to publish this Notification in Gujarat Government Gazette (Ordinary) and sent 30 copies to

this Department and 100 copies to the Commissioner Food and Drugs Control administration, Gandhinagar.

- The Legislative and Parliamentary Department, Sachivalaya, Gandhinagar.  
With a request to publish Gujarati translation of this Notification and send 50 copies to this department and 50 copies to Commissionerate of Food and Drugs Administration, Gujarat State.
- Section Officer, G-5 section, General Administrative Department.  
Sachivalaya, Gandhinagar.
- System Manager, Health and Family Welfare Department, Sachivalaya, Gandhinagar –with a request to upload this Notification on Department's Website.
- Select file.



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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

## PART IV-A

Rules and Orders (Other than those published in Parts I, I-A, and I-L) made by the Government of Gujarat under the Central Acts.

### HEALTH AND FAMILY WELFARE DEPARTMENT

#### Notification

Sachivalaya, Gandhinagar, 25th October, 2002.

#### CONSTITUTION OF INDIA.

No. GY-6-2002/DC A/102000-3572-(02)-JH:—In exercise of the powers conferred by the proviso to article 309 of the Constitution of India and in supersession of all the existing rules made in this behalf the Governor of Gujarat hereby makes the following rules to provide for regulating recruitment to the post of Law Officer, Class-II, in the Commissionerate of Food and Drugs Control Administration, Gujarat State, namely:—

1. These rules may be called the Law Officer, Class II, Recruitment Rules, 2002.
2. Appointment to the post of Law Officer Class II, shall be made either—

- (a) by promotion of a person of proved merit and efficiency from amongst the persons who have worked for not less than seven years in the cadre of Legal Assistant Class III, in the Commissionerate of Food and Drugs Control Administration:

Provided that where the appointing authority is satisfied that a person having an experience specified above is not available for promotion and that it is necessary in the public interest to fill up the post by promotion even of a person having experience for a lesser period; it may, for reasons to be recorded in writing, promote such person who possesses experience of a period not less than two thirds of the said period ;

OR

- (b) by direct selection ;

3. To be eligible for the appointment by direct selection to the post mentioned in rule 2, a candidate shall-

IV-A-58



- (i) not be more than 35 years of age;
- (ii) possess a degree in law from a recognized University;

(iii) have an experience for not less than three years continuous and regular practice on the criminal side at the Bar, or

have at least three years experience of the legal side practice in the Government or any Local Authority or any Government Board or Corporations after acquiring the Law Degree shall be considered;

- (iv) Possess adequate knowledge of Gujarati Hindi and English;

Provided that the upper age limit may be relaxed in favour of a candidate who possesses exceptionally good qualification or experience or both;

Provided further that the upper age limit may be relaxed in favour of a candidate who is already in the service of a Government of Gujarat in accordance with the provisions of the Gujarat Civil Services Classification and Recruitment (General) Rules, 1967, as amended from time to time;

4. A candidate appointed by direct selection shall be kept on probation for a period of two years.
5. A candidate appointed by direct selection shall be required to undergo such training and to pass the post training examination as may be prescribed by the Government from time to time.
6. The selected candidate shall be required to pass the departmental examination, if any and an examination in Hindi or Gujarati or both in accordance with the rules prescribed by the Government from time to time.
7. The selected candidate shall be required to furnish a security and surety bond for an amount of Rs. 5000/- in the form prescribed by the Government and for a period of five years.

By order and in the name of the Governor of Gujarat,

**J. B. DESAI,**  
Under Secretary to Government.

Or

- (b) by temporary transfer on deputation basis from amongst the persons working in the cadre of Gujarat Administrative Service (Selection Grade) in case where suitable officer in the feeder cadre is not available.
3. A candidate appointed by promotion shall require to undergo such training and pass such examination as may be prescribed by the Government.

By order and in the name of the Governor of Gujarat,

**K. M. ADHVARVU,**  
Deputy Secretary to Government.

**HEALTH & FAMILY WELFARE DEPARTMENT**

**Notification**

Sachivalaya, Gandhinagar, 22 September, 2008.

**CONSTITUTION OF INDIA.**

No. GP-38-2008-DCA-102006-2760-(2008)-JH :- In exercise of the power conferred by the proviso to article 309 of the Constitution of India, the Governor of Gujarat hereby makes the following rules further to amend the Law Officer, Class-II, Recruitment Rules, 2002, namely :-

1. These rules may be called the Law Officer, Class-II, Recruitment (Amendment) Rules, 2008.
2. In the Law Officer, Class-II, Recruitment Rules, 2002 (here in after referred to as "the said rules") in rule-2, for sub-rule (a), the following shall be substituted,-
  - (a) by promotion of a person of proved merit and efficiency from amongst the persons who,-
    - (i) have worked for not less than seven years in the cadre of Legal Assistant, Class III, in the Commissionerate of Food and Drugs Control Administration ;
    - (ii) have passed the qualifying examination for computer Knowledge in accordance with the provisions of the Gujarat Civil Services Computer Competency Training and Examination Rules, 2006;

Provided that where the appointing authority is satisfied that a person having as experience specified in clause (i) above is not available for promotion and it is in public interest to fill up the post by promotion of a person having experience for a lesser period, it may, for reasons to be recorded in writing, promote such person who has experience for a period of not less than two third of the period specified in clause (i) above;

3. In the said rules, in rule 3, after sub-rule (iv), the following shall be inserted, namely :-
  - (v) possess the basic Knowledge of Computer application as prescribed in Gujarat Civil Services Classification & Recruitment (General) Rules, 1967.

4. In the said rules, after rule 4, the following shall be added namely :-

"4A. The candidate appointed by direct selection shall, during his probation period, be required to pass the qualifying examination for computer knowledge in accordance with the provision of the Gujarat Civil Services Computer Competency Training and Examination Rules, 2006."

By order and in the name of the Governor of Gujarat.

**RAKSHA HATHI,**  
Under Secretary to Government.

