

AGRICULTURAL DEPARTMENT (Ministry of Forests).
(The Myanmar Agricultural Service (Class I) Rules.)

No. 27

Dated Rangoon, the 10th October 1928.

[Amendment : 18.06.1989]

No. 27. - In exercise of the powers conferred by Rules 3 (1) and 4 (1) of the Civil Services (Governors' Provinces) Delegation Rules, 1926, made by the Secretary of State in Council under section 96B of the Government of India Act, the Government of Myanmar (Ministry of Forests) hereby makes the following rules regulating the method of recruitment to, and the conditions of service and pay of, the Myanmar Agricultural Service, Class I:-

PART I.- GENERAL.

Short Title.

1. These rules may be called the "Myanmar Agricultural Service (Class I) Rules."

<Amendment 18.06.1989>

Status and functions of the Service.

2. The Myanmar Agricultural Service, Class I, is a Provincial Service constituted for the purpose of gradually replacing the Indian Agricultural Service in Myanmar.

<Amendment 18.06.1989>

Definitions.

3. In these rules, unless there is anything repugnant in the subject or context:-

(a) "The Service" means the Myanmar Agricultural Service, Class I.

(b) "Member of the Service" means a Government servant appointed in a substantive capacity under the provisions of these rules to a post in the cadre of the Service. It does not include a member of the Indian Agricultural Service.

(c) "Direct appointment" means appointment in the manner prescribed in Rule 5 (1) of these rules.

<Amendment 18.06.1989>

PART II.- CADRE.

4. The sanctioned strength of the Service is as follows:-

1. Direction.

Director of Agriculture	1
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2. Research and Teaching.

Principal, Agricultural College and Research Institute, Mandalay					1
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Research Officers and Professors, Mandalay			3
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3. Dissemination and Demonstration.

Deputy Directors of Agriculture			8
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Stock Breeding Expert	1
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Agricultural Engineer	1
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Total	...				15
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Provided that the actual strength of the Service shall be limited to the number of posts by which the total sanctioned cadre of the Service exceeds the number of members of the Indian Agricultural Service for the time being borne on the Myanmar Establishment. Provided also that the Local Government may, for special reasons which shall be recorded in writing, appoint an officer from outside the ranks of the Service to be Director of Agriculture.

<Amendment 18.06.1989>

PART III.- RECRUITMENT AND TRAINING.

5. (1) Recruitment to the Service shall be made by the Local Government-

Sources of Recruitment.

(i) By direct appointment on the advice of a permanent Board of Selection-

(a) In London, or

(b) In Rangoon.

(ii) By promotion of members of the Myanmar Agricultural Service, Class II.

(2) Notwithstanding anything contained in these rules the previous sanction of the Governor-General in Council shall be required to the making of first appointments to the service otherwise than (i) on the

result of a competitive examination, or (ii) on the advice of a permanent Board of Selection appointed by the Local Government or of the Public Service Commission established in accordance with the provisions of section 96 (c) of the Government of India Act.

<Amendment 18.06.1989>

Age of Recruits.

6. Every candidate for direct appointment must have attained the age of 23 years and must not have attained the age of 30 years on the 1st August of the year of his selection, provided that the Local Government may, after consultation with the Finance Department, appoint to a post requiring special qualifications a person whose age exceeds 30 years. A candidate for direct recruitment in London must be unmarried and a candidate for direct appointment in Rangoon must be domiciled in Myanmar.

NOTE.- A member of the Myanmar Agricultural Service, Class II, if otherwise qualified, is not debarred from selection for direct appointment, and for the purpose of this rule may deduct from his actual age the period of his service in the Myanmar Agricultural Service, Class II, up to a maximum of six years.

<Amendment 18.06.1989>

Technical Qualifications.

7. Every candidate for direct appointment must possess a degree with Honours in Pure Science or a degree in Agriculture of a British or Colonial University or a degree in Agriculture of the Rangoon University.

Weight to be given to Special Qualifications.

8. In the selection of a candidate for appointment to the Service weight shall be given to any special qualifications or experience in such subject or subjects as may be appropriate to the post to be filled.

References as to Character.

9. Every candidate for direct appointment shall be required to furnish two references as to character from such persons as the Local Government may prescribe.

Medical Examination.

10. Every candidate shall be required to appear before a Medical Board appointed by or under the orders of the Local Government, and no candidate shall be finally selected for appointment to the Service unless he obtains from such Medical Board a certificate of fitness in the prescribed form.

Recruitment by Promotion.

11. Provided that duly qualified candidates are available not more than 20 per cent. of the strength of the Service shall be recruited by promotion of members of the Myanmar Agricultural Service, Class II. This

percentage will be calculated on the full sanctioned strength of the Service as fixed in Rule 4 and not on the actual strength for the time being as limited by the first proviso to that rule. In making the calculation one-half and over will count as one and any less fraction will be neglected.

<Amendment 18.06.1989>

Qualification for Promotion.

12. No person shall be appointed under the last preceding rule unless he is certified by the Director of Agriculture for the time being to be fit for the post to which it is proposed to appoint him.

PART IV.-PROBATION.

13. The rules in this Part apply only to members to the Service recruited by direct appointment.

Period of Probation.

14. Every member of the Service shall be on probation for a period of three years from the date on which he joins his appointment. During this period he will be required to pass such tests in departmental subjects and, in the case of a non-Myanmar, in the Myanmar language, as the Local Government may, by notification in the Myanmar Gazette, prescribe.

NOTE.- Pending the issue of any notification under this rule the tests prescribed will be as for members of the Indian Agricultural Service.

<Amendment 18.06.1989>

Confirmation.

15. (1) Every member of the Service shall be confirmed in his appointment when-
- (a) he has completed the period of probation prescribed in the last preceding rule; and
 - (b) he has passed all the tests prescribed for him under that rule; and
 - (c) the Local Government is satisfied that he is fit for confirmation.
- (2) Until confirmed under this rule every member of the Service shall, unless his appointment is terminated, continue to hold his appointment on probation.
- (3) All confirmations under this rule shall be notified in the Myanmar Gazette.

<Amendment 18.06.1989>

PART V.- PAY.

16. (1) The following monthly rates of pay are sanctioned for members of the Service recruited by direct appointment:-

Age last birthday.	Pay.	Overseas Pay.	Age last birthday.	Pay.	Overseas Pay.
		In Sterling.			
(1)	(2)	(3)	(1)	(2)	(3)
Not more than-	Rs.	£	Not more than-	Rs.	£
23	300	20	36	950	40
24	350	20	37	1,000	40
25	400	20	38	1,050	40
26	450	20	39	1,100	40
27	500	20	40	1,150	40
28	550	20	41	1,200	40
29	600	30	42	1,250	40
30	650	30		Efficiency	Bar.
31	700	30	43	1,300	40
	Efficiency	Bar.	44	1,350	40
32	750	30	45	1,400	40
33	800	30	46	1,450	40
34	850	40	47 and over	1,500	40
35	900	40			

(2) The following post, when held by a member of the Service, shall carry the pay shown against it:-

Director of Agriculture Rs 2,500

[plus Overseas pay £ 25].

NOTE A.- The rate of pay on which a directly appointed member of the Service commences will be determined by his age on the day on which he arrives in Rangoon, if he is recruited by direct appointment in London, and on the day on which he joins his first appointment in any other case, and subsequent increments will ordinarily fall due on anniversaries of that day.

NOTE B.- Overseas pay is admissible only to members of the Service of non-Asiatic domicile recruited in London, and is payable in sterling.

NOTE C.- The above scale having been fixed with reference to conditions in Myanmar, no Myanmar allowance is admissible in addition. Other Local Compensatory Allowances are governed by the special rules relating to them.

<Amendment 18.06.1989>

Pay of Promoted Members of the Service.

17. A member of the Service recruited by promotion shall draw as his commencing pay the rate shown in the last preceding rule which is next above his substantive pay on the day preceding his promotion and shall thereafter draw annual increments in accordance with that rule calculated from the date of his substantive appointment to the Service. He shall in addition receive as personal pay a sum sufficient to compensate him for any loss of pay which he would otherwise incur, such personal pay being absorbed in subsequent increments as they fall due.

Failure to pass Examinations in Myanmar.

18. A member of the Service recruited by direct appointment shall not, without the express order of the Local Government, become entitled to more than one increment of pay until he has passed all the tests prescribed for him under Rule 14 except the examination in Myanmar by the higher standard; and he shall not, without a like order, become entitled to more than two increments of pay until he has passed all such tests. Provided that on passing all such tests he shall thereafter be paid in accordance with his age and length of service. An officer will not be allowed to pass the efficiency bar until the Local Government is satisfied of his fitness for further promotion.

<Amendment 18.06.1989>

Selection Grade.

19. Members of the Service who have completed not less than 15 years therein are, at the discretion of the Local Government, eligible for promotion to the Selection Grade on pay at the monthly rate of Rs. 1,600

rising by annual increments of Rs. 100 to Rs. 1,800, plus Overseas pay, if otherwise admissible, at the rate of £40 per mensem:

Provided-

- (a) that the number of posts in respect of which pay in the Selection Grade may be drawn, shall not exceed 15 per cent. of the sanctioned cadre of the Service;
- (b) that the members of the Indian Agricultural Service for the time being drawing pay in the Selection Grade shall be reckoned against appointments admissible under this rule;
- (c) that the Local Government shall not be bound to fill any vacancy in the Selection Grade unless it is satisfied that there is a member of the Service fully qualified in all respects to be promoted thereto; and
- (d) that no appointment shall be made to the Selection Grade other than a permanent appointment.

Special Pay.

20. A member of the Service holding the post mentioned below shall draw the special pay noted against it:-

Special Pay.

	Special Pay
Post.	per mensem.
	Rs.
Principal, Agricultural College, and Research Institute, Mandalay	... 150

PART VI.-GRADING.

- 21. Members of the Service recruited by direct appointment in the same financial year shall be graded inter se strictly according to pay, but below all members of the Service who were appointed substantively to it in the previous financial year, members of the Service recruited on the same pay in the same financial year being graded inter se according to their dates of substantive appointment.
- 22. Members of the Service recruited by promotion shall take rank in the general list according to their substantive pay after promotion, i.e., next below the lowest directly recruited member of the Service who,

not having been granted on joining a rate of substantive pay higher than the lowest, is drawing the same substantive pay as such promoted member of the Service.

----- Footnote -----

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Myanmar Law Information System (MLIS)