## GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI DEPARTMENT OF LAW JUSTICE AND LEGISLATIVE AFFAIRS DELHI SECRETARIAT 8<sup>TH</sup> LEVEL, C-WING, I.P. ESTATE, NEW DELHI

F. No .11(12)/Admn/LJ&LA/16/ 5506

Dated: 13/7/2021

## **CIRCULAR**

Sub: Amendment in the Recruitment Rules for the post of Assistant Legal Advisor (Group B Gazetted) in Department of Law Justice and Legislative Affairs GNCT Delhi

In pursuance of Office Memorandum No AB-14017/61/2008-Estt(RR) dated 13.10.2015 of the Government of India, Ministry of Personnel P.G & Pensions, Department of Personnel and Training, comments of stake holders on the proposed Amendments in the Recruitment Rules (RR,s) for the post of Assistant Legal Advisors are hereby invited. Comments thereon should reach the undersigned by 31.08.2021.

Proposed amended Recruitment Rules are attached.

(Ramesh Kumar) Deputy Secretary (Admn)

Dated: 13/7/2021

F. No .11(12)/Admn/LJ&LA/16/5506

Dealing Assistant/Incharge, Department of Law Justice and Legislative Affairs GNCT Delhi with the request to upload this Circular along with the proposed amended Recruitment Rules for the post of Assistant Legal Advisor on the Website of this Department.

(Ramesh Kumar)
Deputy Secretary (Admn)

## Sub: Amendment in the Recruitment Rules for the post of Assistant Legal Advisor (Group B Gazetted) in Department of Law Justice and Legislative Affairs GNCT Delhi

1. (a) Name of the Post:

Assistant Legal Advisor

(c) Name of the Ministry/Deptt: Law, Justice & Legislative Affairs

Reference No. In which Commission's Advice on Recruitment Rules was conveyed.

3. Date of notification of the original rules and subsequent amendments (copy of the Original rules & subsequent amendments should be enclosed, duly flagged and reference:

Column no. of the schedule	Provision in the existing/approve d Rules	Revised Provision proposed	Reasons for proposing revision
1. Name of the post	Assistant Legal Advisor	Assistant Legal Advisor	No change
2. No. of post	02	13 (2021)*  *Subject to variation dependent on workload	11 posts of ALA has been created(10 posts vide Services Deptt. Order No. 581 dated 20.11.2015 and 01 post vide Law Deptt. Order dated 03.09.2019
3. Classification	General Central Service Group 'B' Gazetted	General Central Service Group 'B' Gazetted	No change
4. Pay Band and Grade pay/ Pay Scale	650-1200	Level -7, 44900-142400 (Revised)	I) as per 3 <sup>rd</sup> pay commission 650-1200. II) As per 4 <sup>th</sup> pay Commission -2000-3500. III) As per 5 <sup>th</sup> pay Commission 6500-10500 IV) As per 6 <sup>th</sup> pay commission 9300-34800(PB-2, GP-4600)

			V)As per 7 <sup>th</sup> pay commission 44900-
			142400
5. Whether Selection post or non Selection post	Selection	Selection	No Change
6. Age limit for direct recruits	Not Applicable	Not exceeding 30 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 as advertised by the UPSC.	As per DOPT guidelines
7. Education and other qualifications required for direct recruits	Not Applicable	Essential:  (i) Degree in Law from a recognized University.  (ii) Five years experience as Legal Practitioner or Five year experience in handling legal work in a Government Department/PSU  Desirable:  Good knowledge of Hindi  Note-1  Qualifications are relaxable at the discretion of Competent Authority in case of candidates otherwise well qualified.  Note-2:  The qualification(s) regarding experience is/are relaxable at the discretion of Competent Authority/UPSC in case of candidates belonging to Scheduled Tribe or Other Backward Classes, if at any stage of selection the Competent Authority/UPSC is of the opinion that sufficient number of candidates from these communities possessing the requisite experience	The Hierarchy chart of ALA is placed at 79/c. As per chart, Legal Assistant is feeder post of ALA and ALA is feeder of Dy. Secretary as per existing RRs of ALA and Dy. Secretary in this department.  The duties of above three post are mentioned.  Further, as per existing RR of ALA, there is no provision of appointment by direct recruitment. The post of ALA has to be filled up by promotion from Legal Assistant of this department.  It is also to mention here that the post of ALA in this department is Group-B (Gazetted) and technical in nature in legal field.
		are not likely to be	In view of existing RR

		available to fill up the vacancies reserved for them.	of Legal Assistar Assistant Leg Advisor and dutic thereof, Education Qualification for dire recruitment for the post of ALA has been proposed in relevation.
•			It is also to mention there that guideline DoPT has been followed in the regard.
8. Whether age and educational qualifications prescribed for direct recruits will apply in the case of promotes	Not applicable	No	As per DoPT guidelines
9. Period of probation, if any	Two years	Two years for direct recruits.	No Change
10. Method of recruitment whether by direct recruitment or by promotion or by deputation/absorption and percentage of the vacancies to be filled by various methods	By promotion failing which by transfer on deputation	10% By Promotion  90% By Direct Recruitment	Incorporating to observation Services Departmen 11 posts of ALA has been created (posts vide Service Deptt. Order No. 50 dated 20.11.2015 at 01 post vide Labett. Order date 03.09.2019
11.In case of recruitment by promotion /deputation/absorption grades from which promotion/deputation/a bsorption to be made	Promotion: Legal Assistant (Advice and Legislation) with 3 years service in the grade rendered after appointment thereto on a regular basis and possessing a degree in Law  Transfer on deputation  Officer holding	Promotion:  Legal Assistant in the pay matrix Level-6, Rs.35400-112400 with Five year service in the grade rendered after appointment thereto on a regular basis.  Note-1: Where juniors who have completed their qualifying/eligibility service are being considered for promotion their seniors	The Hierarchy chart ALA is placed at 79/c As per chart, Legal Assistant is feeder post of ALA and ALA feeder of Dy. Secretary as per existing RRs of ALA and Dy Secretary in this department.  The duties of above three post are mentioned.  It is also to menti
	analogous post under	would also be considered provided	here that the post

Central/State they are not short of the department is Group-B Government requisite (Gazetted) and possessing Degree qualifying/eligibility technical in nature in in Law and having service by more than legal field. adequate hálf of such experience qualifying/eligibility In view of existing RR Legislative and /or service or two years of Legal Assistant. Advice work in Law whichever is less and Assistant Legal Department. They have successfully Advisor and duties should in addition, complete their probation thereof, eligibility possess aood period for promotion to conditions for knowledge of Hindi the next higher grade promotion/deputation OR along with their juniors have been proposed. Officers having who have already completed 06 years completed The proposal is as per such services in the pay guideline of DoPT aualifying/eligibility scale of Rs. 5000service. 8000 Further. proposed state/central conditions for Note-2: For the purpose Government having deputation are kept in of computed minimum experience view of existing RRs of οf qualifying service for Legislative Assistant ór Legal promotion, the service advice work in the Advisor of this rendered on a regular field of Law department basis by an officer prior possessing degree  $1^{st}$ January in Law and having 2016/The date from good knowledge of which the revised Hindi structure based on the OR 7<sup>th</sup> CPC recommendation Officers having has been extended shall completed 8 years be deemed to be service services in the pay rendered in the scale of Ra. 4500corresponding pay/pay 7000 in state scale extended based on /central the recommendation of Government having the pay commission. experience of Legislative or advice work in the Government Department possessing degree in Law and having good knowledge of Hindi 12. If a Departmental Group-B Group-B Departmental Promotion Committee D.P.C. Promotion/Confirmation Finance exists what is its (i) Committee Secretary, Delhi composition Admn.- Chairman (i) Addl. Chief Secretary (Transport)/ Labour (Transport)-Secretary Commissioner, Chairperson

	Delhí		
	Administration -	(//)	
	Member	Secretary Concerned-	
		Member	
•	(iii)		
	Administrative	(iii) Special/ Addl.	
	Secretary	Secretary (Finance)-	
	concerned. In case	Member	1
	he is a member		
•	already as S.No. (i)	(Note:- Senior most	
	or (ii), the Head of	member of the	
	Department	Departmental Promotion	
	concerned. In case	Committee/ Departmental	
	the Head of	Confirmation Committee	
	Department is not a	shall act as Chairperson in	
	member, he will	case the notified Chairman	
	assist the	of the Departmental Promotion	
	Committee in an	Committee/Departmental	
	advisory capacity.	Confirmation Committee	
	and and and and	happens to be junior to	
	(iv) Deputy	another member of the	
	Secretary	Departmental Promotion	
	(Services) Delhi	Committee.)	
	Administration-	·	
	Member-Secretary.		
	Pichiber Secretary.		
	"Provided that the		
	Administrative		
	Secretary happens		
	to be senior to the		
	Finance Secretary		
	in that case the		
	Administrative		
	Secretary or the		
÷	Head of		
	Department		
	concerned shall act		
	as the 'Chairman'		
	and the Finance		
	Secretary shall act		
	as the Member of		
	= - <b></b>		
	Promotion Committee."		
13. Circumstances in		Consultation with MDCC 1	
which Union Public	As required under the Union	Consultation with UPSC is	
Service Commission	Public Service	necessary while making	
to be consulted in	Commission	direct recruitment	
making recruitment	(Exemption from		
	consultation) Regulation		
	Reduiation		l