

The
Bangladesh  **Gazette**

Extraordinary
Published by Authority

SUNDAY, JANUARY 9, 1983

GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH

MINISTRY OF LABOUR AND MANPOWER

(Labour and Manpower Division)

Section-VIII

NOTIFICATION

Dhaka, the 9th January 1983

No. S.R.O. 13-L/83/LMVIII/5(9)/82.—Whereas the Government is of the opinion that all classes of employment under the Titas Gas Transmission and Distribution Co. Ltd. is essential for maintaining services necessary to the life of the community;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 3 of the Essential Services (Second) Ordinance, 1958 (E.P. Ord. XLI of 1958), the Government is pleased to declare all classes of employment under the said Titas Gas Transmission and Distribution Co. Ltd. to be classes of employment to which the aforesaid Ordinance shall apply.

By order of the
Chief Martial Law Administrator

ABU NAIM AHMED

Deputy Secretary.

MINISTRY OF HEALTH AND POPULATION CONTROL

(Population Control Division)

NOTIFICATION

Dhaka, the 9th January 1983

No. S.R.O. 14-L/83.—In pursuance of the Proclamation of the 24th March, 1982, and in exercise of all powers enabling him in that behalf, the Chief Martial Law Administrator is pleased to make the following rules, namely:—

THE GAZETTED OFFICERS (POPULATION INFORMATION SERVICE)
RECRUITMENT RULES, 1982.

1. **Short title.**—These rules may be called the Gazetted Officers (Population Information Service) Recruitment Rules, 1982.

2. **Definitions.**—In these rules, unless there is anything repugnant in the subject or context,—

- (a) “appointing authority” means the Government and includes, in relation to any specified post, any officer authorised by the Government to make appointment to such post;
- (b) “Commission” means the Bangladesh Public Service Commission;
- (c) “probationer” means a person appointed on probation to a specified post;
- (d) “recognised University” means a University established by or under any law for the time being in force and includes any other University declared by the Government, after consultation with the Commission, to be a recognised University for the purpose of these rules;
- (e) “requisite qualification”, in relation to a specified post, means the qualification laid down in the Schedule in relation to that post;
- (f) “Schedule” means the Schedule annexed to these rules; and
- (g) “specified post” means a post specified in the Schedule.

3. **Procedure for recruitment.**—(1) Subject to the provisions of the Schedule, appointment to a specified post shall be made.—

- (a) by promotion; or
- (b) by direct recruitment; or
- (c) by transfer on deputation.

(2) No person shall be appointed to a specified post by direct recruitment unless he has the requisite qualification and, is also within the age limit, if any, laid down in the Schedule for the specified post.

4. **Appointment by direct recruitment.**—(1) No appointment to a specified post by direct recruitment shall be made except upon the recommendation of the Commission.

(2) No person shall be eligible for appointment to a specified post by direct recruitment, if he—

- (a) is not a citizen of Bangladesh or a permanent resident of Bangladesh; and
- (b) is married to, or has entered into a promise of marriage with, a person who is not a citizen of Bangladesh;

Provided that these rules will not be applicable in case of a person who is already in the service of the Republic.

(3) No appointment to a specified post by direct recruitment shall be made until—

- (a) the person selected for appointment is certified by a Medical Board set up for the purpose by the Director General of Health Services to be medically fit for such appointment and that he does not suffer from any such organic defect as is likely to interfere with the discharge of the duties of the specified post; and
- (b) the antecedents of the person so selected have been verified through appropriate agencies and found to be such as do not render him unfit for appointment in the service of Republic.

(4) No person shall be recommended for appointment to a specified post unless—

- (a) he applied in such form accompanied by such fee and before such date, as was notified by the Commission while inviting applications for the specified post; and
- (b) in the case of a person already in Government service or in the service of a local authority, he applied through his official superior.

5. Appointment by promotion.—(1) Appointment by promotion to a specified post shall be made on the recommendation of such Departmental Promotion Committee as may be constituted by the Government in this behalf in consultation with the Establishment Division:

Provided that appointment by promotion to a specified post of higher class shall be made on the recommendation of the Commission:

Provided further that promotion to a specified post in the New National Scale of Taka 1400—2225 shall not be made unless the person concerned is found fit in a test examination conducted by the Departmental Promotion Committee.

(2) A person shall not be eligible for appointment by promotion to a specified post if he has unsatisfactory records of service.

6. Probation.—(1) Persons selected for appointment to a specified post against a substantive vacancy shall be appointed on probation—

- (a) in the case of direct recruitment for a period of two years from the date of substantive appointment; and
- (b) in the case of promotion, for a period of one year from the date of such appointment:

Provided that the appointing authority may, for reasons to be recorded in writing, extend the period of probation by a period or periods so that the extended period does not exceed two years in the aggregate.

(2) Where, during the period of probation of a probationer, the appointing authority is of opinion that his conduct and work is unsatisfactory or that he is not likely to become efficient, it may, before the expiry of that period,—

(a) in the case of direct recruitment, terminate his service; and

(b) in the case of promotion, revert him to the post from which he was promoted.

(3) After the completion of the period of probation including the extended period, if any, the appointing authority,—

(a) if it is satisfied that the conduct and work of the probationer during his period of probation has been satisfactory, shall, subject to the provisions of sub-rule (4), confirm him; and

(b) if it is of opinion that the conduct and work of the probationer during that period was not satisfactory, may—

(i) in the case of direct recruitment, terminate his service; and

(ii) in the case of promotion, revert him to the post from which he was promoted.

(4) A probationer shall not be confirmed in a specified post until he has passed such examination and undergone such training as the Government may, from time to time, prescribe.

7. Notwithstanding anything contained in these rules, Government may, in consultation with the Commission, relax in exceptional cases, any of the requirements of these rules to such extent and subject to such conditions as it may deem fit.

SCHEDULE

Sl. No. of the specified post.	Age limit for direct recruitment.	Method of recruitment.	Qualification.
1	2	3	4
1 Deputy Director	Not exceeding 32 years, relaxable upto 35 years in case of persons already in Government service.	By direct recruitment or by transfer on deputation of Government official of equivalent rank and status.	<i>For direct recruitment</i> —First Class Master's Degree or Second Class Master's Degree with Second Class Honours in Sociology, Social Welfare or Public Administration or Second Class Master's Degree in Journalism from a recognised University with 7 years' experience in documentation and publication. <i>For promotion</i> —At least 5 years' service in the post of Research Officer.
2 Chief Pre-test and Research Officer.	Not exceeding 30 years, relaxable upto 33 years in case of persons already in Government service.	By promotion from amongst Research Officers, if no suitable person is available for promotion, then by direct recruitment.	<i>For direct recruitment</i> : First Class Master's Degree or Second Class Honours in Statistics, Economics, Sociology, Social Welfare, Public Administration or Business Administration from a recognised University with 5 years' Research experience in the field of Population or Communication.
3 Documentation Officer.	Not exceeding 30 years, relaxable upto 33 years in case of persons already in Government service.	(i) By promotion in order of preference from amongst Librarians in the New National scale of Taka 750—1470 and Taka 625—1315.	<i>For promotion</i> —At least 5 years' Service in case of Librarian in the New National Scale of Taka 750—1470 or at least 8 years' service in case of Librarian in the New National Scale of Taka 625—1315.

Sl. No.	Name of the specified post.	Age limit for direct recruitment.	Method of recruitment.	Qualification.
1	2	3	4	5
			(ii) By direct recruitment, if no suitable person is available for promotion.	<i>For direct recruitment</i> —First Class Master's degree or Second Class Master's degree in Library Science or Mass-communication from a recognised University with 5 years' experience in the related field.
				OR
4	Dissemination Officer.	Not exceeding 30 years, relaxable upto 33 years in case of persons already in Government service.	By direct recruitment or by transfer on deputation of Government officials with equivalent rank and status with experience in the related field.	<i>For direct recruitment</i> : First Class Master's degree or Second Class Master's degree with Second Class Honours in Sociology, Social Welfare or Second Class Master's degree in Journalism or Mass communication from a recognised University with 5 years' experience in nailroom, printing and audiovisual work.
5	Librarian	Maximum 30 years, relaxable upto 35 years in case of persons already in Government service.	(i) By promotion from amongst Librarian in the New National Scale of Taka 625—1315.	<i>For promotion</i> : At least 5 year's service in the feeder post of Librarian (Taka 625—1315).

(ii) By direct recruitment if none is found suitable for promotion.

For direct recruitment: First Class Master's Degree or Second Class Master's degree in Library Science from a recognised University.

OR

Bachelor's Degree with Degree in Library Science with 5 years' experience in a Government or Public Library or in a Documentation Centre.

6. Research Officer Not exceeding 27 years. (i) By promotion from amongst the following officials in order of preference:
(a) Evaluators.
(b) Statisticians.

For direct recruitment: First Class Master's degree or Second Class Master's degree with Second Class Honours in Statistics, Economics, Mathematics, Business Administration, Sociology, Social Welfare or Management from a recognised University.

(ii) By direct recruitment if none is found suitable for promotion.

7. Information Officer.

Ditto

By direct recruitment.

First Class Master's degree or Second Class Master's degree in Journalism from a recognised University.

By order of the
Chief Martial Law Administrator

ABDUS SALAM
Additional Secretary-in-charge.

MINISTRY OF FINANCE AND PLANNING

Finance Division

Investment Wing

NOTIFICATION

Dhaka, the 9th January 1983

No. S.R.O. 15-L/83.—In exercise of the powers conferred by Article 34 of the Bangladesh Krishi Bank Order, 1973 (P.O. No. 27 of 1973), read with Article 21 thereof, the Government is pleased to make the following rules, namely:—

**THE BANGLADESH KRISHI BANK
(SALE OF MORTGAGED PROPERTY) RULES, 1982.**

1. Short title and commencement.—These rules may be called the Bangladesh Krishi Bank (Sale of Mortgaged Property) Rules, 1982.

(2) They shall come into force at once.

2. Definitions.—In these rules, unless there is anything repugnant in the subject or context,—

(a) “Article” means an Article of the Bangladesh Krishi Bank Order, 1973 (P.O. No. 27 of 1973).

(b) “Form” means a form annexed to these rules;

(c) “mortgaged property” means the property pledged, mortgaged hypothecated or assigned to the Bank in order to secure the repayment of a loan; and

(d) “nominated officer” means an officer nominated by the Managing Director under rule 7.

3. Maintenance of register in branch offices.—A separate register with appropriate columns shall be prepared and maintained by every branch of the Bank in respect of those borrowers and their sureties who have made default in repayment of loan and against whom action may be taken under Article 21.

4. Report of default to the Chief Manager.—Every branch of the Bank shall report to the Chief Manager within whose jurisdiction it situates every case of default in making repayment of loan, if—

(a) the recovery of such loan could not be made by persuasion, and

(b) the value of the mortgaged property assessed by the Bank at the time of sanction of loan was Taka fifty thousand or more;

and such report shall contain detailed particulars of the case.

5. Notice on the defaulting borrower.—On receipt of a report under rule 4, the Chief Manager shall cause to be prepared and maintained a register in Form A in his office and shall send, by registered post with acknowledgement due, a notice upon the borrower and his surety, if any, to show cause within

15 days of the receipt of the notice as to why the mortgaged property shall not be sold by the Bank by public auction for realisation of the outstanding dues of the Bank.

6. Submission of the case to the Managing Director and actions to be taken by him.—(1) After the expiry of the period of notice specified in rule 5, the Chief Manager shall submit the case to the Managing Director through the General Manager with the cause, if any, shown by the borrower and his surety, if any, for orders.

(2) Where a borrower of his surety has not shown any cause in pursuance of the notice given under rule 5, the Managing Director may, for the purpose of recovering the dues of the Bank, make order for the sale by public auction of—

- (a) the entire mortgaged property if so required for the recovery of the dues; or
- (b) so much of the mortgaged property as is sufficient for the recovery of the dues;

and thereupon the proceedings for sale shall commence.

(3) Where a borrower or his surety has shown cause in pursuance of the notice given under rule 5, the Managing Director may make such order as he deems fit.

(4) Where the borrower or his surety is aggrieved by any order made by the Managing Director under sub-rule (3), he may, within 15 days of the making of the order, make an application to the Board for revision of the order and the decision of the Board in the matter shall be final.

(5) If an order made under sub-rule (3) or sub-rule (4) is for the sale of the mortgaged property or any part thereof, the proceedings for sales shall commence.

7. Nomination of officer to conduct sale and service of sale notice.—(1) The Managing Director shall nominate an officer of the Bank for conducting sale of the mortgaged property or any part thereof and the nominated officer shall publish in two daily newspapers, one in Bengali and another in English, a notice for sale with particulars of the mortgaged property and the claim and dues of the Bank and invite bidders in the auction sale to be held on such dates and at such time and place as may be specified in the notice.

(2) A notice for sale published under sub-rule (1) shall contain the conditions specified in rule 9.

(3) A notice for sale published under sub-rule (1) shall, at least 15 days before the date fixed for holding public auction, be hung up in the Notice Board of—

- (a) the office of the Bank from where the loan was made;
- (b) the courts of the Munsif and the District Judge within whose jurisdiction the mortgaged property situates; and
- (c) the police-station concerned.

8. **Sale by Auction.**—(1) If no bidder is forthcoming to purchase the mortgaged property or, as the case may be, the part thereof, the nominated officer may adjourn the sale and put the mortgaged property or any part thereof again on public auction in accordance with provisions of rule 7.

(2) The Bank may accept or reject all or any bids without assigning any reason therefor.

9. **Deposit of bid money.**—(1) The bidder whose bid is accepted shall deposit $\frac{1}{4}$ th of the bid money on the spot in cash or by cheque and the balance of the bid money shall be paid within three days from the date of the public auction.

(2) If the bidder fails to pay the balance of the bid money within the period specified in sub-rule (1), the $\frac{1}{4}$ th of the bid money deposited on the spot shall stand forfeited to the Bank and the mortgaged property or, as the case may be, the part thereof shall be resold.

10. **Sale certificate.**—The Managing Director or any officer authorised by the Bank in this behalf shall, within 15 days after the payment in full of the sale price of the mortgaged property under rule 9, issue to the purchaser of the mortgaged property a sale certificate in Form B.

11. **Delivery of possession.**—After the issuance of the sale certificate under rule 10 an officer of the Bank shall deliver formal possession of the mortgaged property to the purchaser.

12. **Surplus money.**—If, after the full satisfaction of the dues of the Bank including interest on the loan and the costs, if any, incurred in connection with the recovery of the loan, there remains any surplus of the sale-proceed the Bank shall return the surplus money to the owner of the mortgaged property and until so returned, it shall be kept in the suspense account of the Bank.

FORM A

BANGLADESH KRISHI BANK

Head Office

84, Motijheel Commercial Area, Dhaka-2.

REGISTER OF SALE OF MORTGAGED PROPERTY

[vide rule (5)]

Sl. No.	Loan case Number.	Name and address of the borrower.	Amount of loan sanctioned and paid.	Number of instalments defaulted.
1	2	3	4	5

Amount of default including interest as on.....			Entire balance of loan including interest as on.....	Full particulars of the mortgaged property to be sold.	Date of sale and date of deposit of sale price.
Principal	Interest	Total			
6	7	8	9	10	11

Amount of sale price.	Particulars of deposits of sale proceeds.	Name and address of the purchaser.	Remarks	Signature of the officer conducting the sale.
12	13	14	15	16

FORM B

BANGLADESH KRISHI BANK

Head Office

84, Motijheel Commercial Area, Dhaka-2.

CERTIFICATE OF SALE OF MORTGAGED PROPERTY

[vide rule (10)]

This is to certify that Mr
 son of of
 is the purchaser of the mortgaged property, described in the Schedule below
 at a sale by public auction held on
 day of 19
 at for
 realising the dues of the Bank. He has paid the full bid money amounting
 to Tk. (Taka (in words)
 only under Receipt No.
 date at
 Bank/office on
 All rights, titles and interests in the property do hereby vest in the purchaser
 absolutely in accordance with the provisions of clause (1) of Article 21 of the
 Bangladesh Krishi Bank Order, 1973 (P.O. No. 27 of 1973).

The Schedule

*Managing Director or any other Officer authorised in
 this behalf by the Bank.*

By order of the
 Chief Martial Law Administrator

AZAD RUHUL AMIN

Deputy Secretary.