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GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH

CABINET SECRETARIAT

Establishment Division

Section P

NOTIFICATION

Dacca, the 23rd October, 1976.

No. S. R. O. 361-L/76.—In exercise of the powers conferred by the proviso to article 133 of the Constitution of the People's Republic of Bangladesh, the President, after consultation with the Bangladesh Public Service (First) Commission as required by clause (2) of article 140 of that Constitution, is pleased to make the following rules, namely:—

**THE SUPERIOR POSTS (EXAMINATION FOR RECRUITMENT) RULES,
1976.**

1. **Short Title.**—These rules may be called the Superior Posts (Examination for Recruitment) Rules, 1976.

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

- (a) "backward section of citizens", for the purpose of these rules, means such citizens or class of citizens as the Government may, by notification in the *official Gazette* declare to be backward section of citizens;
- (b) "candidate" means a candidate for an examination;

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- (c) "Commission" means the Bangladesh Public Service (First) Commission;
- (d) "examination" means an examination to be held for the purpose of recruitment to superior posts;
- (e) "Schedule" means a Schedule annexed to these rules; and
- (f) "superior post" means such post as the Government may, by notification in the *official Gazette*, specify to be a superior post;

3. **Place of Examination.**—The examination shall be conducted by the Commission and shall be held in Dacca:

Provided that if, in the opinion of the Commission, the number of candidates at any other place or places justifies the holding of the examination there, the examination may also be held simultaneously at any other place or places.

4. **Particulars to be announced by the Commission.**—The following particulars relating to an examination shall be announced by the Commission, namely:—

- (a) the date, time table and place of the examination;
- (b) the number of superior posts, together with their respective scales of pay to be filled on the basis of the examination; and
- (c) such other particulars as the Commission may consider necessary.

5. **Eligibility, etc.**—(1) Persons of either sex shall be eligible for admission to an examination for recruitment to a superior post, if they are otherwise qualified for the post.

(2) Persons in the service of the Republic who are eligible for admission to an examination under sub-rule (1) shall be admitted to an examination if they are permitted to take the examination by their respective appointing authorities.

(3) A person who resigned or was removed from the service of the Republic and is eligible for admission to an examination under sub-rule (1) shall submit with his application for admission to such examination an attested copy of the letter of acceptance of his resignation or order of removal.

6. **Decision as to eligibility, etc.**—(1) The decision of the Commission as to the eligibility or otherwise of a candidate for admission to an examination shall be final.

(2) A person admitted to an examination shall appear at the examination at the place specified in the Admit Card at his own expense.

7. **Submission of application, examination fees, etc.**—(1) An application for admission to an examination shall be submitted to the Secretary of the Commission on or before such date as the Commission may announce in this behalf and no application shall be received by the Commission after the expiry of the date so announced.

(2) An application under sub-rule (1) shall be accompanied by a non-refundable fee of Taka 50 (Taka 25 in the case of a person belonging to any backward section of citizens) in the form of a receipted challan from a Government Treasury or the Bangladesh Bank. The fee shall be deposited under the head "XXXVI—Miscellaneous examination fee".

(3) Three copies of passport-size photograph of the candidate, taken not more than three months prior to the date of his application, shall be submitted with the application and each such copy shall be signed by the candidate on its back and his signature shall be duly attested by a Gazetted Officer.

(4) An application which is wrongly filled or is not accompanied by the required information and documents shall be rejected.

8. **Address.**—Every candidate shall give his mailing address in the application form and shall intimate to the Secretary of the Commission of any change thereto.

9. **Admit Card.**—(1) The Commission shall issue an Admit Card to a candidate eligible for admission to an examination specifying therein the roll number and place of examination.

(2) No candidate shall be admitted to an examination unless he holds an Admit Card issued by the Commission for the purpose.

10. **Secrecy of answer-scripts.**—All answer-scripts of the examination shall be treated as secret documents and shall not be shown to any candidate or his representative; and no application shall be entertained for re-examination of any answer-script.

11. **Educational Qualifications.**—(1) A candidate shall hold at least a Bachelor's Degree from any University in Bangladesh with such subjects as may be specified by the Commission for the purpose of the relevant superior post or any comparable educational qualification from any foreign University.

(2) The decision as to which comparable educational qualification from any foreign University is equivalent to a corresponding Bachelor's Degree of a University in Bangladesh shall be made by the Government in consultation with the Commission.

(3) No candidate who has obtained a third Division in his Bachelor's Degree will be eligible for the examination except in a case where he has obtained a higher Division in post-graduate or First Division in Secondary School Certificate or Higher Secondary Certificate.

(4) A candidate who has appeared at an examination of a University, the passing of which shall render him eligible for appearing at an examination, may apply for admission to the examination and such application may be accepted provisionally and the candidate shall be required to furnish as soon as possible and in any case before the date fixed for his *viva voce* test the proof that he has passed the examination held by the University.

(5) A candidate who applies for admission to an examination under sub-rule (4) shall submit along with his application attested copies of his Admit Card or any other proof of having appeared at the examination.

12. **Age limit.**—(1) Subject to the provisions of sub-rule (2), no person shall be eligible to appear at an examination if he is less than 21 years of age

or has exceeded 25 years of age on the first day of September of the year in which the examination is held.

- (2) The maximum age limit specified in sub-rule (1) may be relaxed:—
- in the case of a graduate in Engineering or Agriculture, by two years;
 - in the case of a graduate in Medical Science, by three years;
 - in the case of a person who is a member of a backward section of citizens, by such period as the Government may, from time to time, by notification in the official Gazette, specify;
 - in the case of a person who is a freedom fighter, on proper certificate, by five years; and
 - in the case of a person who is an employee in the service of the Republic, by three years if he is permitted to appear at an examination by his appointing authority:

Provided that persons exceeding the age of 30 years by the 1st day of September, 1976 shall not be eligible to appear at an examination.

(3) For the first examination to be held under these rules the maximum age limit admissible for all candidates will be 30 years on the 1st day of September, 1976.

(4) The date of birth as recorded in the Secondary School Certificate or in any other Certificate of equivalent examination recognised by the Commission shall be accepted as the proof of age of a qualified candidate.

13. **Nationality.**—(1) No person shall be eligible for admission to an examination unless he is a citizen of, or domiciled in, Bangladesh.

(2) A candidate shall not be eligible for appearing at an examination if he is married to, or has, without the previous permission of the Government, entered into a promise of marriage with, a person who is not a citizen of Bangladesh.

14. **Penalty for furnishing false particulars, etc.**—If a candidate knowingly furnishes any particular which is false or which he believes to be false or suppresses any material information or deliberately submits any forged certificate or tampers with any entry in any document relating to his age or educational qualification or misbehaves in the examination hall he may be disqualified not only for the examination to which such particulars, information, certificate, tampering or, as the case may be, misbehaviour relates but also for all or any subsequent examinations to be conducted by the Commission and may be criminally prosecuted and debarred from employment under the Government.

15. **Selection of candidates by the Commission.**—The Commission shall select persons from amongst the candidates and recommend their names to the Government who may make appointment to superior posts from the list of persons so recommended.

16. **Vacancies and appointments.**—(1) The number of vacancies in the superior posts to be filled on the result of an examination shall be determined by the Government and shall be announced by the Commission:

Provided that the Government may make appointment to a smaller or large number of such vacancies than those announced.

(2) Subject to the recruitment policy of the Government candidates securing highest places on the results of the written examination and psychological and *viva voce* tests and found otherwise eligible for appointment may be appointed to superior posts up to the number of vacancies available.

17. **Subjects for examination.**—(1) Subject to the provisions of rule 18, an examination for the purpose of recruitment to a superior post shall include such of the subjects specified in Schedules I as the Commission may, after consultation with the Government, determine, keeping in view the nature of the post.

18. **Subjects and distribution of marks, etc.**—(1) The Examination for recruitment to a superior post shall consist of the following:—

	Total marks
(a) Seven papers on compulsory subjects	700
(b) six papers on optional subjects	600
(c) <i>Viva voce</i> test	200
(d) Psychology test	100
Total ..	1600

(2) Each written paper carrying 100 marks shall be of three hours' duration.

19. **Papers to be offered by a candidate.**—(1) A candidate shall be required to offer all the compulsory papers mentioned in Part A of Schedule I, carrying a total of 700 marks and six optional papers mentioned in Part B of Schedule I, carrying a total of 600 marks.

(2) No candidate shall be allowed to offer subjects which would carry more than 400 marks from any of the 8 groups mentioned in Part B of Schedule I:

Provided that if these are two papers on any subject in the abovementioned 8 groups, a candidate shall have to take both papers on that subject.

(3) The minimum standard of optional subjects shall be that of an Honours Degree of a University in Bangladesh and the standard for Medical and Engineering subjects shall be that of the degree examination.

20. **Minimum pass marks.**—(1) The minimum pass marks shall be 50% in aggregate in written examination; 40% in the *viva voce* test and the Psychology test taken together.

(2) A candidate securing less than 25% marks in any paper on any of the compulsory or optional subjects shall be deemed to have scored no marks in that subject.

21. **Language to be used.**—Unless the Commission otherwise directs, a candidate may opt for answering the questions of the written papers either in Bengali or in the English language.

22. **Psychological and Intelligent test.**—Candidates qualifying in the written examination shall be required to appear in *viva voce* and Psychological test as noted in Schedule II.

SCHEDULE I

[See rule 17]

PART A

Compulsory Subjects.

Total Marks—700

Sl. No.	Bengali	Papers.	Numbers.
1	(a) Bengali Essay	First paper	100
	(b) History of Bangali Literature, Grammar, Amplify the idea, Substance, letter writing.	Second paper	100
English			
2	(a) Translation from English to Bengali and Bengali to English, Letter writing, Precis, Use of idioms, Errors in composition.	First paper	100
	(b) Essay	2nd paper	100
General Knowledge.			
3	(a) Past and present events and everyday science.	First paper	100
	(b) Bangladesh Affairs	2nd paper	100
Mathematics			
4	Mathematics (standard of this paper will be similar to that of Compulsory Mathematics of Secondary School Certificate Examination),	..	100

PART B

Optional Subjects

Total Marks—600

GROUP I

1	Bengali Literature	2 papers	200
Language and Literature.			
2	English	2 papers	200
3	Arabic, Persian, Urdu, Sanskrit, Pali ..	2 papers each	200
4	French, German, Russian, Chinese, Japanese, Spanish.	1 paper each	100
5	Comparative Philology	1 paper	100

Sl. No.	GROUP II			Papers.	Numbers.
1	Physics	..	..	.. 2 papers	200
2	Chemistry	..	..	.. 2 papers	200
3	Pure Mathematics	..	..	.. 2 papers	200
4	Botany	..	..	.. 2 papers	200
5	Geology	...	...	... 2 papers ..	200
6	Zoology	...	...	... 2 papers ..	200
7	Applied Mathematics	..	..	.. 2 papers ..	200
8	Statistics	...	...	... 2 papers ...	200
9	Geography	...	...	... 2 papers ..	200
10	Applied Physics	...	...	... 2 papers ..	200
11	Applied Chemistry	..	..	.. 2 papers ...	200
12	Bio-Chemistry	...	...	... 2 papers ...	200
13	Pharmacy	...	...	... 2 papers ...	200
14	Soil Science	..	..	.. 2 papers ...	200
15	Pharmacology	..	..	.. 1 paper ..	100

Note—Those who will offer Pharmacy will not be allowed to offer Pharmacology.

GROUP III

1	British and European History	..	..	.. 2 papers ...	200
2	Islamic History and Culture or Islamic Studies			2 papers ...	200
3	History of Bangladesh, India and Pakistan	...	...	... 2 papers ...	200
4	Constitutional History of Great Britain and Commonwealth Countries.			1 paper ...	100
5	International Relations	..	..	... 2 papers ...	200
6	Philosophy	..	..	... 2 papers ..	200
7	Psychology	...	...	... 2 papers ..	200
8	Military Science	..	..	.. 1 paper ..	100

Sl. No.	GROUP IV				Papers.	Numbers.
1	Accounting	...	...	...	1 paper	100
2	Finance	...	...	...	1 paper	100
3	Marketing	...	...	...	1 paper	100
4	Business Management	...	...	...	1 paper	100
GROUP V						
1	Sociology	...	...	...	2 papers	200
2	Social Welfare	...	...	...	2 papers	200
3	Home Economics (for Female Candidates only)	...	...	...	2 papers	200
4	Anthropology	...	...	...	1 paper	100
5	Economics	...	...	...	2 papers	200
6	Political Science	...	...	...	2 papers	200
7	Constitutional Law	...	...	...	1 paper	100
8	International Law, Jurisprudence and Principles of Legislation.	...	...	...	1 paper	100
9	Hindu Law or Muhammadan Law	...	...	...	1 paper	100
10	Commercial Law	...	...	...	1 paper	100
11	Criminal and Civil Law	...	...	...	1 paper	100
12	Public Administration	...	...	...	2 papers	200
GROUP VI						
1	Physiology and Anatomy	...	...	...	1 paper	100
2	Pathology and Medicine	...	...	...	1 paper	100
GROUP VII						
1	Agriculture	...	...	...	2 papers	200
2	Agriculture Economic	...	...	...	2 papers	200
3	Animal Husbandry or Veterinary Science	...	...	...	2 papers	200
4	Fisheries	...	...	...	2 papers	200
5	Agriculture Engineering	...	...	...	2 papers	200

GROUP VIII

Sl. No.		Papers.	Numbers.
1	Architecture	2 papers ..	200
2	Chemical Engineering .. .	2 papers ..	200
3	Civil Engineering .. .	2 papers ..	200
4	Electrical Engineering .. .	2 papers ..	200
5	Mechanical Engineering .. .	2 papers ..	200
6	Metallurgical Engineering .. .	2 papers ..	200
7	Naval Architecture and Marine Engineering ..	2 papers ..	200
8	Water Resources Engineering .. .	2 papers ..	200

By order of the President
WALIUL ISLAM
Deputy Secretary.

Cabinet Division

Section D.A.

NOTIFICATION

Dacca, the 25th October, 1976.

No. S.R.O. 362-L/76.—In pursuance of the provisions of sub-section (1) of section 3 of the Khulna Division Development Board Ordinance, 1976 (Ord. LXXV of 1976), the Government is pleased to establish a Board to be called the Khulna Division Development Board.

By order of the President
M. M. ISLAM
Joint Secretary.

MINISTRY OF COMMUNICATIONS

M. V. Section

NOTIFICATION

Dacca, the 25th October, 1976.

No. S.R.O. 364-L/76/MV/1A-1/76.—The following draft of certain further amendments to the Motor Vehicles Rules, 1940, which it is proposed to make, in exercise of the powers conferred by sections 21, 41 and 68 of the Motor Vehicles Act, 1939 (IV of 1939), is hereby published as required by sub-section (1) of section 133 of the said Act for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after 22nd November, 1976.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Government:

Draft Amendments

In the aforesaid Rules,—

(1) for rule 3 the following shall be *substituted*, namely:—

“3. **Licencing authority.**—The licencing authority shall be—

- (a) in the Dacca Metropolitan Area, the Deputy Police Commissioner (Traffic), and
- (b) elsewhere, the Deputy Commissioner or any other Officer if specially authorised by the Government in this behalf.”;

(2) in rule 7,—

(i) in sub-rule (a),—

- (a) for the words and commas “a Deputy Commissioner of Police, be the Commissioner of Police, Calcutta,” the words, brackets and commas, “the Deputy Police Commissioner (Traffic), be the Police Commissioner,” shall be *substituted*; and
- (b) for the words and commas “a Deputy Commissioner of Police, be the Chief Presidency Magistrate,” the words, brackets, commas “the Deputy Police Commissioner (Traffic), be the Police Commissioner,” shall be *substituted*;

(ii) in sub-rule (b),—

- (a) for the word “Calcutta” the words “the Dacca Metropolitan Area” shall be *substituted*; and
- (b) for the word “Provincial” the word “Bangladesh” shall be *substituted*;

(iii) in sub-rule (c),—

(a) in clause (1), in sub-clause (i),—

- (i) for the word “Calcutta” the words “the Dacca Metropolitan Area” shall be *substituted*; and
- (ii) for the word “Provincial” the word “Bangladesh” shall be *substituted*; and

(b) in clause (2), for sub-clause (i) the following shall be *substituted*, namely:—

“(i) if the licencing authority is the Deputy Police Commissioner (Traffic), to the Police Commissioner, and”;

(3) in rule 20, in sub-rule (h), for clause (i) the following shall be *substituted*, namely:—

“(i) where the licencing authority is the Deputy Police Commissioner (Traffic), to the Police Commissioner.”;

(4) for rule 29 the following shall be substituted, namely:—

“29. Registering authority.—The registering authority shall be—

- (i) in the Dacca Metropolitan Area, the Deputy Police Commissioner (Traffic);
- (ii) elsewhere, the Deputy Commissioner or any other Officer if specially authorised by the Government in this behalf.”;

(5) in rule 30,—

- (i) in sub-rule (a), for the words and commas “a Deputy Commissioner of Police, be the Commissioner of Police, Calcutta,” the words, brackets and commas “the Deputy Police Commissioner (Traffic), be the Police Commissioner,” shall be substituted; and
- (ii) in sub-rule (b), in clause (i), for the words, brackets and commas “city of Calcutta (including suburbs), to the Commissioner of Police, Calcutta,” the words and commas “Dacca Metropolitan Area, to the Police Commissioner,” shall be substituted;

(6) in rule 35A, in sub-rule (8), for clause (i) the following shall be substituted, namely:—

“(i) Deputy Police Commissioner (Traffic), Dacca Metropolitan Police.”;

(7) in rule 53,—

- (i) in sub-rule (a), for the word “seventeen” the word “twenty” shall be substituted;
- (ii) in sub-rule (b), after the words “Chittagong Hill Tracts” the words “and the Dacca Metropolitan Area” shall be inserted.
- (iii) after sub-rule (bb), the following new sub-rule shall be inserted, namely:—

“(bbb) For the region of the Dacca Metropolitan Area, the Regional Transport Authority shall consist of—

- (i) the Police Commissioner, who shall be *ex-officio* Chairman;
- (ii) the Executive Engineer (Roads and Highways), City Division;
- (iii) one Commissioner including the Mayor and Deputy Mayor of the Dacca Municipal Corporation to be appointed by the Government;
- (iv) not more than three other members appointed by the Government; and
- (v) the Deputy Police Commissioner (Traffic), who shall be *ex-officio* Secretary.”;

(vi) for sub-rule (c), the following shall be *substituted*, namely:—

“(c) The number of members whose presence shall constitute a quorum shall be three”; and

(8) in the Third Schedule, *after* item No. 17 in the first column and the entries relating thereto in the second and third columns, the following shall be *added*, namely:—

“18. Tangail	Ditto	Ditto
19. Patuakhali	”	”
20. Dacca Metropolitan Area.	the areas within the boundary of the Dacca Metropolitan Area.	Office of the Deputy Police Commissioner (Traffic).”

By order of the President

S. A. A. MEERZA

Deputy Secretary.

MINISTRY OF HEALTH, POPULATION CONTROL, LABOUR AND SOCIAL WELFARE

Labour and Social Welfare Division.

Section IV

NOTIFICATION

Dacca, the 25th October, 1976.

No. S.R.O.365-L/76.—In exercise of the powers conferred by section 21 of the Bangladesh Women's Rehabilitation and Welfare Foundation Act, 1974 (LI of 1974), the Government is pleased to make the following rules, namely:—

1. **Short title.**—These rules may be called the Bangladesh Women's Rehabilitation and Welfare Foundation Rules, 1976.

2. **Powers and functions of the Chairman.**—The Chairman shall—

- (a) exercise general supervision over the affairs and funds of the Foundation;
- (b) hear and decide appeals from the orders of the Directors, including the Executive Director;
- (c) advise and give guidance to the Executive Director and other whole-time Directors in formulation and implementation of the policies and programmes of the Foundation; and
- (d) co-ordinate with different welfare organisations the activities of the Foundation.

3. **Powers and functions of the Executive Director.**—(1) The Executive Director shall be responsible for the proper administration, supervision, discipline and control of the affairs of the Foundation and shall—

- (a) give effect to the decisions of the Board;
- (b) report to the Board at its next meeting the progress of implementation of decisions of the Board's previous meetings; and
- (c) co-ordinate the work undertaken at the Head Office and the branch offices and agencies.

(2) He shall have the power to delegate any of his powers to other whole-time Directors or other officers of the Foundation.

(3) He shall be the appointing authority of all officers and employees of the Foundation.

4. **Executive action, etc., to be taken in the name of the Foundation.**—All executive actions of the Foundation shall be expressed to be taken in the name of the Foundation, and all legal instruments, documents, contracts and agreements shall be executed in the name of the Foundation and authenticated under his seal and signature.

5. **Submission of the annual budget statement.**—The Board shall, after considering the probable heads of receipts and expenditure for the succeeding financial year, submit to the Government the annual budget statement of the Foundation by not later than the 15th March in each year in the form specified by the Government.

By order of the President
S. H. CHOUDHURY
Deputy Secretary.

IN THE SUMMARY MARTIAL LAW COURT, BAKERGANJ

Memo No. 692 SMLC, dated 20th October, 1976.

REF:—SMLC Case No. 68/76 (G. R. Case No. 247/76).

WHEREAS it has made to appear to the Court that the accused Krishna Lal Ghose Dastider, son of late Upendra Lal Ghose Dastider; (2) Shirajul Haque, son of late Ayenuddin Hawlader; (3) Jahangir, son of Montazuddin all of Gava, P.S. Jhalakati, Dist. Barisal, are required for the purpose of trial in the Summary Martial Law Court, Bakerganj under M.L.R. 13(A)/75 in connection with the above SMLC Case and Kotwali P.S. Case No. 39, dated 16th April, 1976.

AND WHEREAS this court has reason to believe that the said accused persons are absconding or concealing themselves to avoid appearance or arrest for the said purpose.

NOW, THEREFORE, in exercise of the powers conferred upon me by M.L.R. No. 3(7)/76 I do hereby direct the said accused persons to appear in this court on or before 28th October, 1976 failing which they will be tried *in absentia* and the whole of their properties may be forfeited to the Government.

M. A. AZIZ
Member,
Summary Martial Law Court,
Bakerganj.