

GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
DEPARTMENT OF LAW JUSTICE AND LEGISLATIVE AFFAIRS
DELHI SECRETARIAT
8TH 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)

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

Dated: 13/7/2021

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.



13/7/2021

(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

2. 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/approved 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 rd pay commission 650-1200. II) As per 4 th pay Commission -2000-3500. III) As per 5 th pay Commission 6500-10500 IV) As per 6 th pay commission 9300-34800(PB-2, GP-4600)

			V)As per 7 th 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 Caste, 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 are not likely to be	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. In view of existing RR

		available to fill up the vacancies reserved for them.	of Legal Assistant, Assistant Legal Advisor and duties thereof, Educational Qualification for direct recruitment for the post of ALA has been proposed in relevant column. It is also to mention here that guideline of DoPT has been followed in this 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 the observation of Services Department. 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
11. In case of recruitment by promotion /deputation/absorption grades from which promotion/deputation/absorption to be made	<u>Promotion:</u> 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 <u>Transfer on deputation</u> Officer holding analogous post under	<u>Promotion:</u> 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 would also be considered provided	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. It is also to mention here that the post of ALA in this

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

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