

Consequent on Hon'ble Supreme Court's directions dated 31.10.2013 in the matter of TSR Subramanian & Ors Vs Uoi & Ors. amendments to rule 7 of the AIS (Cadre) Rules have been carried out by DoPT vide notification dated 28.01.2014. Now, the State Government of Uttar Pradesh proposed certain changes in the said rule as follows:

Amendments to rule 7 of the IAS (Cadre) Rules, 1954 carried out by DoPT vide notification dated 28.01.2014	Changes as proposed by the State Government of UP
Under rule 7 (5) of the above rule: "Provided that the Competent Authority may reject the recommendation of the Civil Services Board by recording the reasons therefor."	Under rule 7 (5) of the above rule: "Provided that the Competent Authority may amend, modify or reject the recommendation of the Civil Services Board by recording the reasons therefor."
Under para 3 of the Schedule annexed to Rule 7: (a) The Civil Services Board shall seek detailed justification from the Administrative Department of the concerned State Government for the transfer of an officer before the specified tenure (b) The Civil Services Board shall:- (i) consider the report of the Administrative Department along with any other inputs it may have from other reliable sources. (ii) obtain the comments or views of the officer proposed to be transferred based on the circumstances presented to it in justification of the proposal. (iii) not make recommendation for premature transfer of Cadre Officers unless it has been satisfied itself of the reasons for such premature transfer.	Under para 3 (a) & (b) of the Schedule annexed to Rule 7: The Civil Services Board while considering the transfer of an officer before completion of specified tenure, if it desires then may obtain such information from the relevant sources.

Amendments to rule 7 of the IPS (Cadre) Rules, 1954 carried out by DoPT vide notification dated 28.01.2014		Changes as proposed by the State Government of UP	
Under para 1 of the Schedule annexed to Rule7:		Under para 1 of the Schedule annexed to Rule7:	
1 (iii): Principal Secretary or Secretary, Department of Personnel in the State Government	Member Secretary	1 (iii): Principal Secretary or Secretary, Department of Personnel in the State Government	Member
1 (iv): Principal Secretary or Secretary, Home	Member	1 (iv): Principal Secretary or Secretary, Home	Member Secretary

Amendments to rule 7 of the IFS (Cadre) Rules, 1966 carried out by DoPT vide notification dated 28.01.2014		Changes as proposed by the State Government of UP	
Under para 1 of the Schedule annexed to Rule7:		Under para 1 of the Schedule annexed to Rule7:	
1 (iii): Principal Secretary or Secretary, Department of Personnel in the State Government	Member Secretary	1 (iii): Principal Secretary or Secretary, Department of Personnel in the State Government	Member
1 (iv): Principal Secretary or Secretary, Forest	Member	1 (iv): Principal Secretary or Secretary, Forest	Member Secretary

All the State Governments/Union Territories and Cadre Controlling Authorities (MHA and MoEF & CC) are requested to furnish their comments/views with reference to the changes proposed by the State Government of Uttar Pradesh as above to this Department latest by 17.08.2015.