

15 वर्ष का व्यवहारिक अनुभव और पेटेंट प्रक्रियाओं जिसमें पेटेंट विशिष्टियां भी सम्मिलित है का ज्ञान, या पेटेंट कार्यालय में पर्यवेक्षीय प्रास्थिति में 15 वर्ष का अनुभव।

टिप्पण : 1—अर्हताएं अन्यथा सुअर्हित अभ्यर्थियों की दशा में भर्ती बोर्ड के विवेकानुसार शिथिल की जा सकती है।

टिप्पण : 2—अनुभव संबंधी अर्हता (अर्हताएं) भर्ती बोर्ड के विवेकानुसार अनुसूचित जातियों और अनुसूचित जनजातियों के अभ्यर्थियों की दशा में तब शिथिल की जा सकती है (हैं) जब चयन के किसी प्रक्रम पर भर्ती बोर्ड चयन आयोग की यह राय है कि उनके लिए आरक्षित रिक्तियों को भरने के लिए अपेक्षित अनुभव रखने वाले उन समुदायों के पर्याप्त संख्या में उपलब्ध होने की संभावना नहीं है।

भर्ती की पद्धति : भर्ती सीधे होगी या पदोन्नति द्वारा या प्रतिनियुक्ति/आमेलन द्वारा तथा विभिन्न पद्धतियों द्वारा भरे जाने वाले पदों की प्रतिशतता

प्रोन्नति/प्रतिनियुक्ति/आमेलन द्वारा भर्ती की दशा में वे श्रेणियां जिनसे प्रोन्नति/प्रतिनियुक्ति/आमेलन किया जाएगा।

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प्रोन्नति जिसके न हो सकने पर प्रतिनियुक्ति द्वारा (जिसमें अल्पकालिक संविदा भी सम्मिलित है) और दोनों के न हो सकने पर सीधी भर्ती द्वारा।

प्रोन्नति : ऐसा संयुक्त नियंत्रक पेटेंट और डिजाइन जिसने उस श्रेणी में दो वर्ष नियमित सेवा की है, या ऐसा संयुक्त निदेशक पेटेंट और डिजाइन जिसने संयुक्त नियंत्रक पेटेंट और डिजाइन और उप नियंत्रक पेटेंट और डिजाइन और उपनियंत्रक पेटेंट और डिजाइन की श्रेणी में सात वर्ष सम्मिलित सेवा की है।

यदि विभागीय प्रोन्नति समिति है तो उसकी संरचना

भर्ती करने में किन परिस्थितियों में संघ लोक सेवा आयोग से परामर्श किया जाएगा।

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समूह क विभागीय प्रोन्नति (प्रोन्नति और पुष्टि के संबंध में विचार करने के लिए) :—

लागू नहीं होता

- |   |          |
|---|----------|
| (i) सचिव औद्योगिक नीति और प्रोन्नयन विभाग                   | —अध्यक्ष |
| (ii) संयुक्त सचिव प्रशासन, औद्योगिक नीति और प्रोन्नयन विभाग | —सदस्य   |
| (ii) महानियंत्रक पेटेंट डिजाइन और व्यापार चिह्न             | —सदस्य   |

[फा. सं. 8(48)/2000 पीपी एंड सी]

राजीव रंजन, निदेशक

टिप्पण : पुष्टि से संबंधित विभागीय प्रोन्नति समिति की कार्यवाहियां संघ लोक सेवा आयोग के अनुमोदनार्थ भेजी जाएंगी। किन्तु यदि आयोग उनका अनुमोदन नहीं करता है तो विभागीय प्रोन्नति समिति की बैठक संघ लोक सेवा आयोग के अध्यक्ष या किसी सदस्य की अध्यक्षता में फिर से होगी।

New Delhi, the 12th June, 2001

G.S.R. 331.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules regulating the method of recruitment to the post of Senior Joint Controller of Patents and Designs (Grade 'A') in Patent Office under the Office of Controller General of Patents, Designs and Trade Marks, under the control of Department of Industrial Policy and Promotion, namely :—

**1. Short title and commencement.**—(1) These rules may be called Ministry of Commerce and Industry in the Patent office (Senior Joint Controller) Recruitment Rules, 2001. (2) They shall come into force on the date of their publication in the Official Gazette.

**2. Number of posts, classification and scale of pay.**—The number of the said posts, its classification and the scale of pay attached thereto, shall be as specified in columns (2) to (4) of the Schedule annexed to these rules.

**3. Method of Recruitment, age limit, qualifications, etc.**—The method of recruitment relating to the said post, age limit, qualifications and other matters shall be as specified in columns (5) to (14) of the Schedule. **4. Disqualification.**—No person,—

- (a) Who has entered into or contracted a marriage with a person having a spouse living, or
- (b) Who, having a spouse living, has entered into or contracted a marriage with any person,

shall be eligible for appointment to the said posts :

Provided that the Central Government may, if satisfied that such marriage is permissible under personal law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

**5. Recruitment Board.**—Recruitment Board shall be constituted with Joint Secretary (Admn.), Department of Industrial Policy and Promotion as Chairman, Controller General of Patents, Designs and Trade Marks as Member along with 2 or more experts of the appropriate level from other organizations in the field of Science & Technology and one Member of appropriate status will be selected from Patent Office or from the Ministry/Department under Central Government. Chairman of the Board may delegate his power to any official of the Patent Office having appropriate status in relation to the post to which the recruitment is to be made to function as Chairman to that particular Board.

**6. Power to relax.**—Where the Central Government is of opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing, relax any of the provisions of these rules with respect to any class or category of persons.

**7. Savings.**—Nothing in these rules shall affect reservations, relaxation of age limit and other concessions required to be provided for the Scheduled Castes, Scheduled Tribes, ex-servicemen, and other special categories of persons in accordance with the orders issued by the Central Government in this regard.

#### SCHEDULE

| Name of the Post                               | Number of post   | Classification  | Scale of pay          | Whether Selection by merit or Selection-cum-seniority post | Age limit for direct recruits  |
|--|--|---|-----------------------|--|--|
| 1  | 2  | 3   | 4                     | 5  | 6  |
| Senior Joint Controller of Patents and Designs | 1*(2001)<br>*Subject to variation dependent upon the workload. | General Central Service Group 'A' Gazetted, Non-Ministerial | Rs. 16,400-450-20,900 | Selection by merit   | Not exceeding 50 years<br>Note 1 : Relaxable for Government Servants up to five years in accordance with the instructions issued by the Central Government.<br>Note 2 : The Crucial date for determining age limit shall be the date for receipt of applications from candidates in India (and not the closing date prescribed for those in Assam, Meghalaya, Arunachal Pradesh, Mizoram, Manipur, Nagaland, Tripura, Sikkim, Ladakh Division of Jammu and Kashmir State, Lahaul and Spiti District and Pangi Sub Division of Chamba District of Himachal Pradesh, Andaman and Nicobar Islands and Lakhsadweep). |

| Whether benefit of added years of service admissible under Rule 30 of Central Civil Services (Pension) Rules, 1972 | Educational and other qualification required for direct recruits | Whether age and educational qualification prescribed for direct recruits will apply in the case of promotees | Period of probation if any | Method of Recruitment whether by Direct Recruitment or by Promotion or by deputation/ absorption and percentage of the post to be filled by various methods |
|--|--|--|----------------------------|---|
|--|--|--|----------------------------|---|

| 7 | 8 | 9 | 10 | 11 |
|---|---|---|----|----|
|---|---|---|----|----|

Yes

(i) Master's Degree in Physics/ Chemistry/Bio-Chemistry/Microbiology/Molecular Biology/ Bio-Technology/ Bio-Physics  
OR

Degree in Technology/Engineering of a Recognised University or equivalent

(ii) 15 years research experience with record of original research and published papers and knowledge of patenting procedures including drafting of patenting specifications.  
OR

15 years practical experience in a supervisory capacity in an industrial or engineering organization and knowledge of patenting procedures including drafting of patenting specifications

OR

15 years experience in supervisory capacity in Patent Office

Note 1 : The qualification(s) regarding experience is/are relaxable at the discretion of the recruitment Board in case of Scheduled Castes/Scheduled Tribes candidates, if the Board is of the opinion that sufficient number of candidates from these communities possessing the requisite qualifications are not likely to be available to fill up the vacancies

reserved for them.

| In case of recruitment by promotion/<br>deputation/transfer, grades from<br>which the promotion/deputation/<br>transfer to be made   | If a Departmental Promotion<br>Committee exists, what is its<br>composition  | Circumstances in which<br>the Union Public Service<br>Commission is to be con-<br>sulted |
|--|--|--|
| 12   | 13   | 14   |
| Promotion : Joint Controller of Patents and<br>Designs, with two years regular service in the<br>grade   | Group 'A' Departmental Promotion<br>Committee (for considering promotion<br>and confirmation) :—   | Not applicable   |
| Or<br>Joint Controller of Patents and Designs with<br>seven years combined service in the grade of<br>Joint Controller of Patents and Designs and<br>Deputy Controller of Patents and Designs. | (i) Secretary, Department of Industrial<br>Policy and Promotion—Chairman<br>(ii) Joint Secretary, Administration,<br>Department of Industrial Policy<br>and Promotion—Member<br><br>(iii) Controller General of Patents,<br>Designs and Trade Marks—Member |  |

[F. No. 8(48)/2000-PP&C]

RAJEEV RANJAN, Director

Note:— The proceedings of Departmental Promotion Committee shall be sent for approval. If, however, these are not approved by the Commission a fresh meeting of the Departmental Promotion Committee to be presided over by the Chairman or a member of the Union Public Service Commission shall be held.