

Bangladesh



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GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH
MINISTRY OF COMMERCE

NOTIFICATION

Dhaka, the 19th September 1984

No. S.R.O. 418-L/84.—In pursuance of the Proclamation to the 24th March, 1982, and in exercise of all powers enabling him in that behalf, the President, after consultation with the Bangladesh Public Service Commission, is pleased to make the following rules, namely:—

THE NON-GAZETTED EMPLOYEES (DIRECTORATE OF COAL)
RECRUITMENT RULES, 1984.

1. **Short title.**—These rules may be called the Non-Gazetted Employees (Directorate of Coal) Recruitment Rules, 1984.

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 or class of such posts, an officer authorised by the Government to make appointment to such post or class of posts;
- (b) "Commission" means the Bangladesh Public Service Commission;
- (c) "probationer" means a person appointed on probation to a specified post;
- (d) "recognised Board" means a Board of Intermediate and Secondary Education established by or under any law for the time being in force and includes any other Education Board declared by the Government to be a recognised Board for the purposes of these rules;

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- (e) "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 purposes of these rules;
- (f) "requisite qualification" in relation to a specified post, means the qualification laid down in the schedule in relation to that post;
- (g) "Schedule" means the Schedule annexed to these rules; and
- (h) "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 direct recruitment; or
- (b) by promotion.

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

4. **Appointment by direct recruitment.**—(1) Subject to the provisions of the Bangladesh Public Service (Consultation) Regulations, 1979, 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 or a permanent resident of or domiciled in Bangladesh; or
- (b) is married to, or has entered into a promise of marriage with, a person who is not a citizen of Bangladesh.

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

- (a) the person selected for appointment is certified by an authorised Medical Officer that he is 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 that 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 the 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 that 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 the Government may constitute in this behalf.

(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 and 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, from time to time, direct.

SCHEDULE

Sl. No.	Name of the specified post.	Age limit for direct recruitment.	Method of recruitment.	Qualification.
1	2	3	4	5
1	Senior Coal Inspector.	..	By promotion from amongst the Junior Coal Inspectors and the head Assistants on the basis of merit- <i>cum</i> -seniority.	3 years' experience in the feeder post or posts specified in column 4.
2	Head Assistant	..	By promotion from amongst the Upper Division Assistants on the basis of merit- <i>cum</i> -seniority.	3 years' experience in the feeder post specified in column 4.
3	Junior Coal Inspector.	..	By promotion from amongst the Coal Loading Inspectors, Upper Division Assistants, Accountants or Statisticians on the basis of merit- <i>cum</i> -seniority.	3 years' experience in the feeder post or posts specified in column 4.
4	Coal Loading Inspector.	..	(i) 75% by promotion from amongst the Lower Divisi on Assistant- <i>cum</i> -Typists or Cashiers; and (ii) 25% by direct recruitment	<i>For promotion.</i> —5 years' experience in the feeder post or posts specified in column 4. <i>For direct recruitment.</i> —Bachelor's degree from a recognised University.

5	Statistician	..	Ditto	By promotion from amongst the Accounts Assistants and, if none is found suitable for promotion, by direct recruitment.	For promotion.—5 years' experience in the feeder post specified in column 4.
					For direct recruitment.—Bachelor's degree in Commerce or Bachelor's degree with Statistics as one of the subjects from a recognised University.
6	Accountant	..	Ditto	(i) 75% by promotion from amongst the Accounts Assistants; and (ii) 25% by direct recruitment	For promotion.—5 years' experience in the feeder post specified in column 4.
					For direct recruitment.—Bachelor's degree in Commerce from a recognised University, preferably with experience in accounts work.
7	Accounts Assistant	..	Ditto	By direct recruitment	Higher Secondary Certificate Examination (Commerce Group) passed in Second Division from a recognised Board, preferably with experience in accounts work.
8	Cashier	...	Ditto	(i) 20% by promotion from amongst the Class IV employees, provided that if none is found suitable for promotion, the vacancy shall be filled in by direct recruitment; and (ii) 80% by direct recruitment	For promotion : (a) 5 years' of service as a Class IV employee; and (b) must have passed Higher Secondary Certificate Examination from a recognised Board.
					For direct recruitment.—Must have passed Higher Secondary Certificate Examination from a recognised Board.

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9	Driver	Not exceeding 25 years.	By direct recruitment	Class VIII passed and must have a valid driving licence.
10	Duplicating Machine Operator.	..	Ditto	Ditto	Class VIII passed with fair knowledge of handling and operating duplicating machine.
11	Record Supplier ..	..	Ditto	By promotion from amongst the Daftry or M.L.S.S.	3 years' experience in the feeder post or posts specified in column 4 with experience in the line.
12	Daftry ..	..	Ditto	By promotion from amongst the M.L.S.S. and, if none is found suitable for promotion, by direct recruitment.	For promotion.—3 years' experience as M.L.S.S. For direct recruitment.—Class VIII passed with 3 years' experience in the line.
13	M.L.S.S. ..	..	Ditto	By direct recruitment	Must be Class VIII passed.
14	Night Guard ..	..	Ditto	Ditto	Must have read up to Class VIII, preference will be given to candidates having experience as Armed Forces, Bangladesh Rifles, Ansars, Police or Village Defence Party personnel.

By order of the President
S. HASAN AHMAD
Secretary.

NOTIFICATIONS

Dhaka, the 15th September 1984

No. S.R.O. 419-L84-1G-1/80-Supply.—In exercise of the powers conferred by sub-clause (xxiv) of clause (a) of section 2 of the Control of Essential Commodities Act, 1956 (E.P. Act 1 of 1956), the Government is pleased to declare gold to be an essential commodity for the purposes of the said Act.

Dhaka, the 19th September 1984

No. S.R.O. 420-L/84.—In exercise of the powers conferred by sub-section(1) of section 77 of the Patents and Designs Act, 1911 (11 of 1911), the Government is pleased to make the following further amendments in the Patents and Designs Rules, 1933, the same having been previously published as required by sub-section (2) of the said section, namely:—

In the aforesaid rules, for the first schedule, the following shall be substituted, namely:—

“THE FIRST SCHEDULE

(See Rule 5)

Number of entry.	On what payable.	Number of Form.	Fee in Tk.
1	2	3	4
1	On application for a Patent under section 3 or 15-A accompanied by provisional specification.	1,1A,1B,1C, 1AC,1BC, 1CC.	100·00
2	On application for a Patent under section 3 or 15-A accompanied by complete specification.	1,1A,1B,1C, 1AC,1BC, 1CC.	300·00
3	On application for a Patent under section 78-A	2,2A,2AC, 2C.	500·00
4	On filing complete specification after provisional specification.	3A	200·00
5	On application for extension of time for filing documents under Rule 18 or Rule 38-A:	4A	
	(a) One month .. .. .	.. .. .	100·00
	(b) Two months .. .. .	.. .. .	130·00
	(c) Three months .. .. .	.. .. .	160·00

1	2	3	4
6	On application under section 4A for extension of time to leave complete specification after provisional specification.	4	100.00
7	(a) On application for extension of time to accept application for a Patent under section 5(4).	4	160.00
	(b) On application for extension of time to accept application for registration of Design under rule 43.	4	160.00
8	On notice of opposition under section 9(i)	6	160.00
9	On notice of intention to attend hearing under section 9(i) by applicant and opponent respectively.	7	100.00
10	On request of sealing under section 10(i).	8	300.00
11	On notice of intention to attend hearing under section 10(A) by each party.	7	100.00
12	On application for extension of time under section 10(2d) :	4	
	(a) One month		100.00
	(b) Two months		130.00
	(c) Three months		160.00
13	For renewal under section 14 :		
	(a) Before the expiration of 4th year in respect of 5th year.		450.00
	(b) Before the expiration of 5th year in respect of 6th year.		500.00
	(c) Before the expiration of 6th year in respect of 7th year.	...	550.00
	(d) Before the expiration of 7th year in respect of 8th year.	...	600.00
	(e) Before the expiration of 8th year in respect of 9th year.	...	850.00
	(f) Before the expiration of 9th year in respect of 10th year.	...	1000.00

1	2	3	4
(g)	Before the expiration of 10th year in respect of 11th year.	...	1100.00
(h)	Before the expiration of 11th year in respect of 12th year.	...	1200.00
(i)	Before the expiration of 12th year in respect of 13th year.	...	1300.00
(j)	Before the expiration of 13th year in respect of 14th year.	...	1400.00
(k)	Before the expiration of 14th year in respect of 15th year.	...	1500.00
(l)	Before the expiration of 15th year in respect of 16th year.	...	1600.00
<i>Notes:</i> The fees for two or more years may be paid in advance.			
14	On application for extension of time for payments of renewal fees under section 14(2):		
(a)	One month	... ..	100.00
(b)	Two months	... ..	130.00
(c)	Three months	... ..	160.00
15	On petition for extension of term of Patent under section 15.	9	450.00
16	On notice of opposition to extension of term of a patent under section 15(2).	6	160.00
17	On certificate of renewal in respect of each year on patents extended or a new patent granted under section 15 before the commencement of the each year of the term.	...	1400.00
18	On application for restoration of lapsed patent under section 16.	10	700.00
19	On notice of opposition to restoration under section 16.	6	160.00
20	On notice of intention to attend hearing under section 16 by applicant and opponent respectively.	7	100.00

1	2	3	4
21	On application to amend under section 17 :	11	
	(a) Before acceptance ... ..	...	100·00
	(b) After acceptance ... ..	...	130·00
22	On notice of opposition to amendment under section 17(3).	6	160·00
23	On notice of intention to attend hearing under section 17(4) by applicant and opponent respectively.	7	100·00
24	On petition or application for compulsory licence or revocation of patent under sections 22 and 23.	..	700·00
25	On offer to surrender a patent under section 24.	12	100·00
26	On notice of opposition to the surrender of a patent under rule 33.	6	160·00
27	On notice of intention to attend hearing under section 24 by applicant and opponent respectively.	7	100·00
28	For duplicate of a patent under section 39 ..	13	130·00
29	On notice of intended exhibition or publication of an unpatented invention or an unregistered design under section 40 or 52.	14	160·00
30	On request to register a design under section 43 in classes 1 to 14.	15	100·00
31	On request to register a design under section 78-A in classes 1 to 14.	16	240·00
32	On request to register a design under section 43 to be applied to a set in a class.	17	200·00
33	On request for written decision under Rule 41	18	200·00
34	On request to extend copyright under section 47.	19	200·00
35	On request to inspect under section 50 .. ..	..	35·00
36	On request for information under section 51 when registration number is not supplied.	20	70·00

1	2	3	4
37	On request for information under section 51 when registration number is not supplied .	21	70.00
38	On request for inspection of the register under section 59 in respect of each Patent or Design.	...	35.00
39	On request for certificate under section 59	29	70.00
<i>Note:</i> An additional fee of Tk. 10.00 for every 100 words or part thereof will be charged for preparing copies of specification, etc.			
40	For office copies of drawings ... ..	...	Cost according to agreement.
41	For certifying office copies, MSS or printed each	..	70.00
42	For office copies of Design ... ..	...	200.00
43	On request for information under section 59A	29A	50.00
44	On request to correct under section 62	... 28	50.00
45	On request for search of a Patent	...	400.00
46	On application to the Controller for cancellation of registration of design under sections 51, 51A.	22	200.00
47	On notice of intention to attend hearing under Rule 48.	7	100.00
48	On application under section 63 for entry of name of subsequent proprietor in the register of Patents or Designs, if made within six months from the date of acquisition of proprietorship :	25	...
	(a) For each additional Patent or design ... ..	...	35.00
	(b) In respect of one Patent or design ... ..	...	50.00
49	On application under section 63 for entry of name of subsequent proprietor in the register of Patents or Designs, if made after the expiration of six months from the date of acquisition of proprietorship :	25	...
	(a) In respect of one Patent or design ... ..	...	35.00
	(b) For each additional patent or design ... ..	...	50.00

1	2	3	4
50	On application under section 63 for entry of notice of a mortgage or licence in the register of Patents or of designs made within six months from the date of acquisition of interest :	26	..
	(a) In respect of one Patent or design ...	...	50.00
	(b) For each additional Patent or design	...	35.00
51	On application under section 63 for entry of a mortgage or licence in the register of Patents or Designs, if made after the expiration of 6 months from the date of acquisition of interest :	26	...
	(a) In respect of one Patent or design ...	...	200.00
	(b) For each additional Patent or design	...	35.00
52	On application under section 63 of entry of notification of a document in the register of Patents or of Designs, if made within six months from the date of documents, the grant of the Patent and the registration of the design :	27	
	(a) In respect of one Patent or design ...	...	50.00
	(b) For each additional Patent or design	...	35.00
53	On application under section 63 for entry of notification of a document in the register of Patent or of Design, if made after the expiration of six months from the date of document, the grant of Patent and the registration of the design :	27	
	(a) In respect of one Patent or design ...	...	200.00
	(b) For each additional Patent or design	...	35.00
54	On request to alter name and address or addresses for service in the register under Rule 53.	23	35.00
55	For entry of two addresses for service in the register under section 20 or 46.	24	50.00
56	On application for rectification of register under section 64.	30	130.00

1	2	3	4
57	On notice of opposition to the rectification of register under section 61.	6	130·00
58	On notice of intention to attend hearing under Rule 61 by applicant and opponent respectively.	7	100·00
59	On petition (Not otherwise) charged for review of Controller's orders or for obtaining Controller's orders on an interlocutory matter in a contest proceeding.	...	100·00
60	On appeal from the Controller to the Govt. under sections 5, 9, 10(1A), 16, 17, 43 or 69.	5	350·00."

This Notification shall take effect on the 1st day of January, 1985.

By order of the President
 MD. ABUL MOHSIN
Deputy Secretary.

MINISTRY OF LABOUR AND MANPOWER

Section-VIII

NOTIFICATION

Dhaka, the 19th September 1984

No. S.R.O. 421-L/84/LMVIII/5(12)/84.—Whereas the Government is of the opinion that all classes of employment under the Dhaka Water and Sewerage Authority (WASA) are 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 Dhaka Water Sewerage Authority (WASA) to be classes of employment to which the said Ordinance applies.

By order of the President
 SYED ANWARUL ISLAM
Deputy Secretary.

MINISTRY OF HOME AFFAIRS

Security Section-III

NOTIFICATION

Dhaka, the 19th September 1984

No. S.R.O. 422-L/84.—In exercise of the powers conferred by section 7 of the Foreign Donations (Voluntary Activities) Regulation Ordinance, 1978 (XLVI of 1978), the Government is pleased to make the following further amendments in the Foreign Donations (Voluntary Activities) Regulation Rules, 1978, namely :—

In the aforesaid Rules,—

(a) in rule 4, in sub-rule (4), for the words “specified by the Bangladesh Bank” the words “opened in any Scheduled Bank of Bangladesh which shall submit statements of such funds to the Bangladesh Bank” shall be substituted;

(b) in rule 5A,—

(i) for sub-rule (1), the following shall be substituted, namely:—

“(1) Every person or organisation shall submit to the External Resources Division and the Department of Social Welfare his or its project on voluntary activities along with plan of its operation showing the estimated cost, expected receipts, source of receipts, purpose and objects and duration thereof on or before the 31st March preceding the financial year in which such project is to commence.”;

(ii) in sub-rule (2), after the word “person” the commas and the words “, who is not a Bangladesh national,” shall be inserted;

(iii) in sub-rule (3), for the commas and words “, once in every six months,” the word “annually” shall be substituted;

(iv) in sub rule (4), for the words “any staff” the words and commas “any staff, who is not a Bangladesh national,” shall be substituted; and

(c) in rule 5B, for the word “half-yearly” the word “yearly” shall be substituted.

By order of the President

MOFIZUDDIN SIKDER

Deputy Secretary.