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GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH
MINISTRY OF LOCAL GOVERNMENT, RURAL DEVELOPMENT
AND CO-OPERATIVES

Section XIII

NOTIFICATION

Dacca, the 17th December, 1980

No. S.R.O. 437-L/80/S-XIII/2R-2/79/949.—In exercise of the powers conferred by section 140 of the Co-operative Societies Act, 1940 (Bengal Act XXI of 1940), the Government is pleased to make the following amendment in the Co-operative Societies Rules, 1942, the same having been previously published, as required by sub-section (i) of that section in the *Bangladesh Gazette*, dated September 12, 1980:

Amendment

In the aforesaid Rules, in rule 31, in sub-rule (2), the words and comma "and the retiring Directors if allowed by the Government in case of National Bank and National Societies and by the Registrar in case of other societies, shall be eligible for re-election" shall be *omitted*.

By order of the President

A. M. ANISUZZAMAN

Secretary.

(4125)

Price: 75 Paise.

MINISTRY OF FINANCE

Internal Resources Division

NOTIFICATION

Dacca, the 18th December, 1980

No. S.R.O. 438-L/80.—In exercise of the powers conferred by the proviso to Article 133 of the Constitution of the People's Republic of Bangladesh and in supersession of all rules made in this behalf, the President, after consultation with the Bangladesh Public Service Commission as required by clause (2) of Article 140 of that Constitution, is pleased to make the following rules, namely:—

THE PRINCIPAL APPRAISERS AND APPRAISERS (CUSTOMS DEPARTMENT) RECRUITMENT RULES, 1980

1. **Short title.**—These rules may be called the Principal Appraisers and Appraisers (Customs Department) Recruitment Rules, 1980.

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

- (a) "appointing authority" means the Government and includes any officer authorised by the Government to make appointment to a specified post;
- (b) "Commission" means the Bangladesh Public Service Commission;
- (c) "Customs Department" means Custom Houses under the Collectors of Customs, Chittagong and Khulna, and the Offices of the Controller of Customs Valuation;
- (d) "departmental candidates" means the candidates who are employed in the Customs Department and the Departments headed by the Collector of Excise and Customs, the Director of Inspection and Training (Customs and Excise) and the Director of Customs Intelligence and Investigation;
- (e) "probationer" means a person appointed on probation to a specified post;
- (f) "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 purpose of these rules;
- (g) "requisite qualification", in relation to a specified post, means the qualification laid down in the Schedule in relation to that post;
- (h) "schedule" means the Schedule annexed to these rules; and
- (i) "specified post" means a post specified in the Schedule.

3. **Procedure for recruitment.**—(1) Subject to the provisions of the Schedule and instructions relating to reservation for the purpose of clause (3) of Article 29 of the Constitution of the People's Republic of Bangladesh, 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) 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 of Bangladesh, or a permanent resident of, or domiciled in, Bangladesh;
- (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 a medical officer authorised by the Government in this behalf or by a Medical Board set up for the purpose by the Director of Health Services to be 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 the specified 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 is notified by the Commission while inviting applications for the specified post; and
- (b) in the case of a person already in Government service or in the service of a local authority, he applies 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:

Provided that appointment by promotion from a post of lower class to a specified post of higher class shall be made on the recommendation of the Commission.

(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 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 the conduct and work of the probationer is unsatisfactory or 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 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 may, from time to time, prescribe by order.

SCHEDULE

Sl. No. Name of the specified post.	Age limit for direct recruitment.	Method of recruitment	Minimum qualification.
1	3	4	5
1 Principal Appraiser.	..	By promotion from amongst the Appraisers (Technical) and Appraisers (General) on the basis of seniority-cum-fitness.	At least 2 years' experience as Appraiser (Technical) or Appraiser (General).
2 Appraiser (Technical).	Not exceeding 27 years, relaxable for departmental candidates up to 32 years and for the candidates belonging to tribal areas, women candidates and the candidates who are ex-defence personnel up to such extent as may be fixed by the Government from time to time.	By direct recruitment	Diploma in Mechanical Engineering with Metallurgy as a special subject or in Electrical Engineering or in Power Engineering with Refrigeration and Air-conditioning as special subject or in Radio Electronic Engineering or in Textile Technology or in Leather Technology or in Jute Technology or in such other technical field as may be advertised by the Commission at the time of recruitment, from a recognised university or any other institution recognised by the Government for the purpose of these rules.

Sl. No.	Name of the specified post.	Age limit for direct recruitment.	Method of recruitment.	Minimum qualification.
1	2	3	4	5
3	Appraiser (General).	Not exceeding 27 years, relaxable for departmental candidates up to 32 years, and for the candidates belonging to tribal areas, women candidates and the candidates who are ex-defence personnel up to such extent as may be fixed by the Government from time to time.	<p>(a) 50% by direct recruitment; and</p> <p>(b) 50% by promotion from amongst the Examining Officers of Customs, and when none of them is available for promotion—</p> <p>(i) 20% by promotion from amongst the Preventive Officers ;</p> <p>(ii) 20% by promotion from amongst the Inspectors of Customs and Excise ; and</p> <p>(iii) 10% by promotion from amongst the Office Superintendents, Deputy Office Superintendents and Stenographers of the Customs Department.</p>	<p>(a) For Direct recruits.— Bachelor's degree from a recognised university.</p> <p>(b) For promotees:</p> <p>♦ (i) in the case of the Examining Officers of Customs, at least 5 years service as such; and</p> <p>(ii) In the case of others, must have passed the Departmental Promotion Examination.</p>

Explanation.—For the purpose of this entry the Office Superintendents shall be as a class senior to the Deputy Office Superintendents and the Deputy Superintendents shall be as a class senior to the Stenographers. In each class the eligible officials shall have their seniority as obtained in their own class.

By order of the President
A. A. G. KABIR
Deputy Secretary.

NATIONAL BOARD OF REVENUE

Income Tax

NOTIFICATION

Dacca, the 19th December, 1980

No. S.R.O. 439-L/80.—In exercise of the powers conferred by sub-section (1) of section 59 of the Income-tax Act, 1922 (XI of 1922), the National Board of Revenue is pleased to direct that the following further amendments shall be made in the Income-tax Rules, the same having been previously published as required by sub-section (4) of the said section, namely :—

Amendments

In the aforesaid Rules, in rule 39, in sub-rule (1), in the Schedule,—

- (a) in Serial No. 5, for the letters and figure “Rs. 2,400” occurring twice, the word and figure “Taka 3,600” shall be *substituted* in both the places; and
- (b) in Serial No. 7A, for the letters and figure “Tk. 3,000” occurring twice, the word and figure “Taka 4,200” shall be *substituted* in both the places.

The proposed amendments shall have effect in respect of an assessment for any year beginning on the 1st day of July, 1981, and thereafter.

M. S. CHOWDHURY
Member (Taxes).

Internal Resources Division

Section III

NOTIFICATIONS

Dacca, the 13th December, 1980

No. MF/IRD-III/S-18/80/309.—The Government of the People's Republic of Bangladesh is pleased to make the following further amendment in the Pratirakkha Sanchayapatras Rules, 1976, namely:—

In the aforesaid Rules, in rule 44, for the table the following shall be substituted and shall be deemed to have been so substituted on the 16th day of October, 1980, namely:—

1	2	3	4	5	6	7	8	9	10
“Amount payable on completion of	Taka	Taka	Taka	Taka	Taka	Taka	Taka	Taka	Taka
1 year ..	5.65	11.30	56.50	113	565	1,130	5,650	11,300	56,500
2 years ..	6.40	12.80	64.00	128	640	1,280	6,400	12,800	64,000
3 years ..	7.25	14.50	72.50	145	725	1,450	7,250	14,500	72,500
4 years ..	8.20	16.40	82.00	164	820	1,640	8,200	16,400	82,000
5 years ..	9.25	18.50	92.50	185	925	1,850	9,250	18,500	92,500
6 years ..	10.40	20.80	94.00	208	1,040	2,080	10,400	20,800	104,000
7 years ..	11.65	23.30	116.50	233	1,165	2,330	11,650	23,300	116,500
8 years ..	13.40	26.80	134.00	268	1,340	2,680	13,400	26,800	134,000

No. MF/IRD-III/S-18/80/310.—The Government of the People's Republic of Bangladesh is pleased to make the following further amendments in the Post Office Savings Bank Rules, namely :—

In the aforesaid Rules,—

(1) in rule 29, for the first paragraph the following shall be substituted, namely :—

“With effect from the 16th October, 1980, and until further orders, profit will be allowed at the Rate of 11·50% per annum on all accounts, except as otherwise provided in rules 36-B, 36-C and 45-C.”;

(2) in rule 36-B,—

(a) for clause (c) the following shall be substituted, namely :—

“(c) The total amount at call which a person or a body holding a fixed deposit account may have at any time exclusive of profit is Taka 2,00,000 if the said account stands open at a Head Office or a departmental Sub-Post Office, or Taka 25,000 if it stands open at a Branch Post Office, or an extra-departmental Sub-Post Office. In the case of a fixed deposit account held in the name of two adult person jointly, maximum limit will, however, be Taka 4,00,000 if the account stands open at a Head Office or a departmental Sub-Post Office, and Taka 40,000 if it stands open at a Branch Post Office or an extra-departmental Sub-Post Office.”; and

(b) for clause e(i) and note I thereunder the following shall be substituted, namely :—

“e(i) With effect from the 16th October, 1980, and until further orders, the rates of profit to be allowed on fixed deposits for different periods shall be as shown below :

Deposits for one year	15%
Deposits for two years	15·50%
Deposits for three years	16%

Note. 1—In respect of fixed deposit accounts opened before the 16th October 1980, profit for the unexpired periods of six months ending on or after the 16th October, 1980, shall be allowed at the rates specified in clause e(i) above.”; and

(3) in rule 36-C,

(a) for clause (d) the following shall be *substituted*, namely :—

“(d) The total amount of deposit in an account other than conjoint account and the account as extended under clause (h) below, profit and bonus, shall at no time exceed Tk. 50,000. No bonus or profit will be payable on any amount in excess of this amount and, if the account is held by two persons jointly, the amount shall at no time exceed Taka 1,00,000. On deposit in conjoint accounts opened under sub-clause (v) of clause (a) of this rule there will be no limit but the officer opening an account under that sub-clause shall be required to sign a certificate that to the best of his belief, the money deposited in the account is the property of the employees and that the amount of deposit excluding the profit and the bonus ascribable to any one employees does not exceed and will not be allowed in future to exceed Taka 50,000”;

(b) for clause (f) the following shall be *substituted*, namely :—

“(f) With effect from the 16th October, 1980, and until further orders, deposit unless withdrawn before completion of a period of four years shall earn bonus at the following rates to be paid at the time of withdrawal of the deposit :—

	Rate of Bonus per Taka 100 of deposit.
On completion of 4 years	Taka 81·00
On completion of 5 years	Taka 106·00
On completion of 6 years	Taka 132·00

On deposit withdrawn before completion of four years profit will be paid at the rate of 14·50% per annum calculated for each period of complete six months.”; and

(c) in clause (h), for Note 1 the following shall be *substituted*, namely :—

“*Note.1*—In respect of Bonus Deposit Accounts opened before the 16th October, 1980, profit for the unexpired period of six months ending on or after the 16th October, 1980, shall be allowed at the rates specified in clause (f) above.”.

By order of the President
K. G. MOSTAFA
Deputy Secretary.

**OFFICE OF THE ADDITIONAL SESSIONS JUDGE AND SPECIAL
TRIBUNAL, FARIDPUR**

PROCLAMATION

Whereas the undermentioned persons required for the purpose of the trial before the Additional Sessions Judge and Special Tribunal, Faridpur, in Special Power Act Case No. 11/78, u/s 396/397, read with the provisions of the Special Powers Act, 1974;

And whereas this Court has reason to believe that the said accused persons are absconding only to avoid appearance or arrest for the said purpose. Now, therefore, in exercise of the power conferred by the provisions of the Special Powers Act, 1974 as amended by Ordinance No. XL of 1977, this Court do hereby direct to appear before the Court on 14th January 1981 at 10-30 a.m. in Special Tribunal case noted below, failing which he will be tried *in absentia*:

Particulars of the accused persons

Spl. Tr. 11/78 corresponding to G/R. Case No. 87/74 arising out of Kotalipara P. S. Case No. 5, dated the 20th February 1974, u/s 396/397

Names of accds.

- (1) Mobarak Ali Khan, son of Lokman Khan of Hiran.
- (2) Zafar Osta, son of Abdul Hamid Osta of Char Kholi, all of P.S. Kotalipara, Dist. Faridpur.

HAFIZUDDIN AHMED

*Additional Sessions Judge and Special
Tribunal, Faridpur.*