

MINISTRY OF INDUSTRY
(Department of Industrial Development)

New Delhi, the 31st October, 1983

G.S.R. 856 :—In exercise of the powers conferred by the proviso to article 309 of the Constitution and in supersession of the Office of the Controller-General of Patents, Designs and Trade Marks [Class I and II (Gazetted) posts] Recruitment Rules, 1968 in so far as they relate to the posts in the Patent Office, except as respects things done or omitted to be done, the President hereby makes the following rules regulating the method of recruitment to Group 'A' and Group 'B' posts in Patent Office in the Office of the Controller-General of Patents, Designs and Trade Marks, namely:—

1. Short title and commencement :—(1) These rules may be called the Patent Office (Group 'A' and Group 'B' posts) Recruitment Rules, 1983.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Application.—These rules shall apply to the post(s) specified in column 1 of the Schedule annexed hereto.

3. Number of posts, classification and scale of pay.—The number of the said posts, their classification and the scales of pay attached thereto, shall be as specified in columns 2 to 4 of the said Schedule.

4. Method of recruitment, age limit, qualifications etc.—The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the Schedule aforesaid.

5. 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 any of the said posts :

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

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, and in consultation with the Union Public Service Commission, relax any of the provisions of these rules in respect of any class or category of persons.

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

SCHEDULE

Name of post	No. of post	Classification.	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Whether benefit of added years of service admissible under rule 30 of the C.C.S. (Pension) Rules, 1972	Educational and other qualifications required for direct recruits
1	2	3	4	5	6	6a	7
1. Joint Controller of Patents and Designs	1* (1983)	General Central Service Group 'A' Gazetted.	Rs. 1500-60-1800-100-2000/-	Selection	Not exceeding 50 years (Relaxable for Government servants by 5 years in accordance with the instructions issued by the Central Government. Note : The crucial date for determining the age limit	Yes	Essential : (i) Master's degree in Physics/Chemistry or Degree in Engineering/Technology of a recognized University or equivalent. (ii) 10 years' research experience with record of original research and published papers. OR

1 2 3 4 5 6 6a 7

shall be the closing date for receipt of applications from candidates in India (other than those in Andaman and Nicobar Islands and Lakshadweep).

10 years' practical experience in a supervisory capacity in an Industrial or Engineering Organisation.

OR

10 years' experience in supervisory capacity in a Patents Office.

Note 1 : Qualifications are relaxable at the discretion of the Union Public Service Commission in case of candidates otherwise well qualified.

Note 2 : The qualification(s) regarding experience is/are relaxable at the discretion of the Union Public Service Commission in the case of candidates belonging to Scheduled Castes and Scheduled Tribes if, at any stage of selection, the Union Public Service Commission is of the opinion that sufficient number of candidates from these communities possessing the requisite experience are not likely to be available to fill up the vacancies reserved for them.

Desirable :

(i) Degree in Law of a recognised University or equivalent.

(ii) Administrative experience.

Whether age and educational qualifications 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/transfer and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer to be made	If a Departmental Promotion Committee exists, what is its composition	Circumstances in which Union Public Service Commission is to be consulted in making recruitment
8	9	10	11	12	13
No	2 years	By promotion failing which by direct recruitment.	Promotion : Deputy Controller of Patents and Designs, with 3 years regular service in the grade	Group 'A' Departmental Promotion Committee (for considering promotion):	Consultation with the Union Public Service Commission

(i) Chairman/Member, Union Public Service Commission—Chairman, necessary while making direct recruitment.

(ii) Joint Secretary (Administration), Department of Industrial Development—Member.

(iii) Controller General of Patents, Designs and Trade Marks—Member.

Group 'A' Departmental Promotion Committee (for considering confirmation):

(i) Joint Secretary (Administration), Department of Industrial Development—Chairman.

(ii) Controller General of Patents, Designs and Trade Marks—Member

Note : The proceedings of the Departmental Promotion Committee relating to confirmation shall be sent to the Commission 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.

1	2	3	4	5	6	6a	7
2. Deputy Controller of Patents and Designs	*6 (1983)	General Central Service Group 'A' Gazetted.	Rs. 1300-50-1700/-	Selection	Not exceeding 45 years (Relaxable for Government servants by 5 years in accordance with the instructions issued by the Central Government) Note : The crucial date for determining the age limit shall be the closing date for receipt of applications from candidates in India (other than those in Andaman and	Yes	Essential : (i) Master's Degree in Physics/Chemistry or Degree in Engineering/Technology of a recognised University or equivalent. (ii) 8 years, research experience with record of original research and published papers. OR 8 years' practical experience in a supervisory capacity in an engineering or industrial organisation OR

1	2	3	4	5	6	6a	7
				Nicobar and weep).	Islands Lakshad-	Yes	8 years' experience in a supervisory capacity in Patents Office.
							Note 1 : Qualifications are relaxable at the discretion of the Union Public Service Commission in case of candidates otherwise well qualified.
							Note 2 : The qualification(s) regarding experience is/ are relaxable at the dis- cretion of the Union Public Service Commission in the case of candidates belong- ing to Scheduled Castes and Scheduled Tribes if, at any stage of selection, the Union Public Service Commission is of the opin- ion that sufficient num- ber of candidates from these communities possess- ing the requisite experience are not likely to be available to fill up the vacancies re- served for them.
							Desirable :
							(i) Administrative Experi- ence.
							(ii) Degree in Law of a re- cognised University or equivalent or practice at the Bar.
							Note : The exact educational qualifications in
							(i) shall be specified at the time of recruitment according to require- ment.
8	9	10	11	12	13		
No	2 years	(i) 50% by promotion failing which by direct recruitment; (ii) 50% by direct recruitment.	Promotion: Assistant Controller of Patents and Designs, and Informa- tion Officer with 3 years' regular service in the res- pective grade.	(1) Group 'A' DPC (for considering promotion): (i) Chairman/Member, Union Public Service Commission—Chair- man. (ii) Joint Secretary (Ad- ministration), Depart- ment of Industrial De- velopment—Member. (iii) Controller General of Patents, Designs and Trade Marks —Member. (2) Group 'A' D.P.C. (for considering con- firmation):	Consultation with the Union Public Service Commission nec- essary while mak- ing direct rec- ruitment.		

8	9	10	11	12	13
				(i) Joint Secretary (Administration), Department of Industrial Development—Chairman. (ii) Controller General of Patents, Designs and Trade Marks—Member.	
				Note : The Proceedings of the Departmental Promotion Committee relating to confirmation shall be sent to the Commission 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.	

1	2	3	4	5	6	6a	7
3. Assistant Controller of Patents and Designs.	*5 (1983)	General Central Service Group 'A' Gazetted.	Rs. 1100-50-1600. 3 years - 6.11	Selection	Not exceeding 40 years. (Relaxable for Government servants by 5 years in accordance with the instructions issued by the Central Government).	No 1/2	Essential : (i) Master's Degree in Physics/Chemistry or Degree in Engineering/Technology of a recognised University or equivalent. (ii) 6 years' research experience with record of original research and published papers; OR 6 years' practical experience in a supervisory capacity in an engineering or industrial organisation; OR 6 years' experience in supervisory capacity in a patents office. Note 1 : Qualifications are relaxable at the discretion of the Union Public Service Commission in case of candidates otherwise well qualified. Note 2 : The qualification(s) regarding experience is/are relaxable at the discretion of the Union Public
	*Subject to variation dependent on workload.				Note : The crucial date for determining the age limit shall be the closing date for receipt of applications from candidates in India (other than those in Andaman and Nicobar Islands and Lakshadweep).		

... of candidates being ...
 ... scheduled ...
 ... of the ...
 ... sufficient number ...
 ... from these ...
 ... possessing ...
 ... life experience ...
 ... to be avail-
 ... able to fill up the vacancies ...
 ... reserved for them.

Desirable :

Degree in Law of a recognised University or equivalent

Note : The exact educational qualifications in (i) shall be specified at the time of recruitment according to requirement.

8	9	10	11	12	13
Age : No Educational Quali- fication : Yes	2 years	By promotion failing which by direct rectt.	Promotion : Examiners of Patents and De- signs with 5 years regular service in the grade.	(1) Group 'A' D.P.C. (for considering promo- tion) : (i) Chairman/Member, Union Public Service Commission—Chairman (ii) Joint Secretary (Ad- ministration), Depart- ment of Industrial Development—Member (iii) Controller General of Patents, Designs and Trade Marks —Member. (2) Group 'A' D.P.C. (for considering con- firmation) : (i) Joint Secretary (Ad- ministration), Depart- ment of Industrial Development—Chairman. (ii) Controller General of Patents, Designs and Trade Marks —Member. Note : The Proceedings of the Departmental Promotion Committee relating to confirma- tion shall be sent to the Commission for ap- proval. If, however, these are not approved by the Commission a	Consultation with the UPSC necessary while making direct rectt.

8	9	10	11	12	13
					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.

1	2	3	4	5	6	6a	7
4. Scientific Officer	*I (1983)	General Central Service Group 'A' Gazetted.	Rs. 1100-50-1600.	Not applicable	Not applicable	Not applicable	Not applicable
	*Subject to variation dependent on workload.						

8	9	10	11	12	13
Not applicable	Not applicable	By transfer on deputation (including short-term contract).	Transfer on deputation (including short-term contract): Officers under the Central/State Governments/Universities/Recognised Research Institutions/Semi-Government, Statutory or Autonomous Organisation: (a)(i) holding analogous posts; or (ii) with 5 years' service in posts in the scale of Rs. 700-1300 or equivalent; or (iii) with 8 years' service in posts in the scale of Rs. 650-1200 or equivalent; and (b) possessing the following educational qualifications and experience:— (i) Master's Degree in Physics/Chemistry or Bachelor's Degree in Engineering/Technology of a recognised University or equivalent. (ii) Experience in the preparation of technical abstracts/records/papers in a reputed scientific or technical institution. (Period of deputation/contract including period of deputation in another ex-cadre post held immediately preceding this appointment in the same organisation/department shall ordinarily not exceed 3 years)	Not applicable	Consultation with U.P.S.C. necessary while making selection for appointment to the post.

8	9	10	11	12	13
Not applicable	2 year	By promotion/transfer on deputation (including short-term contract)	<p>Promotion/transfer on deputation (including short-term contract):</p> <p>(i) under the Central/State Governments/Union Territories/Reserved Revenue Institutions/Semi-Government, Statutory or Autonomous Organisations:—</p> <p>(a) (i) holding analogous posts; or</p> <p>(ii) with 5 years' service in posts in the scale of Rs. 700-1200 or equivalent; or</p> <p>(iii) with 8 years' service in posts in the scale of Rs. 650-1200 or equivalent; and</p> <p>(b) possessing the following educational qualifications and experience:—</p> <p>(i) Master's Degree in Physics/Chemistry or Bachelor's Degree in Engineering/Technology of a recognised University or equivalent.</p> <p>(ii) Experience in advertising/publicity or public relations.</p> <p>(2) The departmental Assistant Information Officer with 5 years' regular service in the grade will also be considered and in case he is selected for appointment to the post, the same shall be deemed to have been filled by promotion.</p> <p>(Period of deputation/contract including the period of deputation in another ex-cadre post held immediately preceding this appointment in the same organisation/department shall ordinarily not exceed 3 years).</p>	<p>Group 'A' D.P.C. (for considering confirmation):</p> <p>(i) Joint Secretary (Administration) Deptt. of Industrial Development—Chairman.</p> <p>(ii) Controller General of Patents, Design and Trade Marks—Member.</p> <p>Note: The proceedings of the Departmental Promotion Committee relating to confirmation shall be sent to the Commission 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 U.P.S.C. shall be held.</p>	<p>Consultation with U.P.S.C. necessary while making selection for appointment to the post.</p>

1	2	3	4	5	6	6a	7
6. Assistant Information Officer	*1 1983 *Subject to variation dependent on workload.	General Central Service Group 'A' Gazetted	Rs. 700-40-900-1111-40-1100-50-1300	Not applicable	Not exceeding 35 years. (Relaxable for Govt. servants by 5 years' in accordance with the instructions issued by the Central Government.) Note : The crucial date for determining the age limit shall be the closing date for receipt of applications from candidates, in India (other than those in Andaman & Nicobar Islands and Lakshadweep).	No.	Essential : (i) Master's Degree in Physics/Chemistry OR Bachelor's Degree in Engineering/Technology of a recognised University or equivalent. (ii) 3 years' experience in advertising/publicity or public relations in a Central or State Government Department or in a Public Undertaking or in an Establishment of standing. Note 1 : Qualifications are relaxable at the discretion of the Union Public Service Commission in case of candidates otherwise well qualified. Note 2 : The qualification(s) regarding experience is/are relaxable at the discretion of the Union Public Service Commission in the case of candidates belonging to Scheduled Castes and Scheduled Tribes if, at any stage of selection, the Union Public Service Commission is of the opinion that sufficient number of candidates from these communities possessing the requisite experience are not likely to be available to fill up the vacancies reserved for them. Desirable: Knowledge of Law and Practice relating to patents and designs.

8	9	10	11	12	13
Not applicable	2 years	By direct recruitment	Not applicable	Group 'A' Departmental Promotion Committee (for considering confirmation): (i) Joint Secretary (Administration), Department of Industrial Development—Chairman (ii) Controller General of Patents, Designs and Trade Marks—Member Note : The Proceedings of the Departmental	Consultation with the UPSC—necessary while making direct recruitment.

8 9 10 11 12 13

Promotion Committee relating to confirmation shall be sent to the Commission 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.

1 2 3 4 5 6 7

7. Examiner of Patents and Designs.	*46 (1983) *Subject to variation dependent on work-load.	General Central Service Group 'A' Graded.	Rs. 700-40-900-EB-40-1100-50-1300	Not applicable	Not exceeding 35 years. (Relaxable for Govt. servants by 5 yrs. in accordance with the instructions issued by the Central Govt.). Note : The crucial date for determining the age limit shall be the closing date for receipt of applications from candidates, in India (Other than those in Andaman & Nicobar Islands and Lakshadweep).	No	Essential : (i) Master's Degree in Physics/Chemistry or Degree in Engineering/Textile Technology of a recognised University or equivalent. (ii) 3 years' practical experience in an industrial or engineering Organisations. Note 1 : Qualifications are relaxable at the discretion of the Union Public Service Commission in case of candidates otherwise well qualified. Note 2 : The qualification(s) regarding experience is/are relaxable at the discretion of the Union Public Service Commission in the case of candidates belonging to Schedule Castes and Scheduled Tribes if, at any stage of selection, the Union Public Service Commission is of the opinion that sufficient number of candidates from these communities possessing the requisite experience are not likely to be available to fill up the vacancies reserved for them. Desirable : (i) Knowledge of Law and Practice relating to patents and designs.
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1	2	3	4	5	6	6a	7
							(ii) Research experience. Note : The exact educational qualifications in : (i) shall be specified at the time of recruitment according to requirement.
8	9	10	11	12	13		
Not applicable	2 years	By direct recruitment	Not applicable	Group 'A' Departmental, Promotion Committee (for considering confirmation) :	Consultation with the UPSC necessary while making direct recruitment.		
				(i) Joint Secretary (Administration), Department of Industrial Development—Chairman.			
				(ii) Controller General of Patents and Designs and Trade Marks—Member.			
				Note : The Proceedings of the Departmental Promotion Committee relating to confirmation shall be sent the Commission 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 Member of the Union Public Service Commission shall be held.			

1	2	3	4	5	6	6a	7
8. Senior Librarian	*1 (1983) *Subject to variation dependent on workload.	General Central Service Group 'B' Gazetted	Rs. 650-30-740-35-810-EB-35-880-40-1000-EB-40-1200.	Selection. Not exceeding 30 years. (Relaxable for Govt. servants by 5 yrs. in accordance with the instructions issued by the Central Government) Note : The crucial date for determining the age limit shall be the closing date for receipt of applications from candidates in India	No.	Essential : (i) Master's Degree of recognised University or equivalent. (ii) Degree or equivalent diploma in Library Science of a recognised University/Institution or equivalent. (iii) 3 years' experience in a responsible capacity in a Library of standing.	

other than those
in Andamans and
Nicobar Islands &
Patna district.

Qualifications
relaxable at the discretion
of the Union Public Service
Commission in case of
candidates otherwise well
qualified.

Note 2: The qualification(s)
regarding experience is/are
relaxable at the discretion
of the Union Public Service
Commission in the case
of candidates belonging to
Scheduled Castes and
Scheduled Tribes, if, at
any stage of selection
the Union Public Service
Commission is of the
opinion that sufficient num-
ber of candidates from
these communities possess-
ing the requisite experience
are not likely to be avail-
able to fill up the vacancies
reserved for them.

Desirable :

- (i) Master's Degree in Library
Science of a recognised
University or equivalent.
- (ii) Experience of document-
ation work in a res-
ponsible capacity.
- (iii) Working knowledge of
any one modern Euro-
pean language other than
English.

8	9	10	11	12	13
Age : No. Educational Quali- fication : No, but must possess at least Bachelor's De- gree and Degree or equivalent Dip- loma in Library Science of a recog- nised University or equivalent.	2 years	By promotion failing which by direct recruit- ment.	Promotion : Librarian with 10 years' regu- lar service in the grade.	Group 'B' Departmental Promotion Committee : (i) Joint Secretary (Administration), Department of In- dustrial Develop- ment— Chairman. (ii) Controller General of Patents, Designs and Trade Marks— Member	Consultation with the UPSC necessary while making direct recruitment.
Note : The Proceedings of the Departmental Promotion Committee relating to confirma- tion shall be sent to the Commission for approval. If, how- ever, these are not approved by the Com- mission a fresh meet- ing of the Departmental Promotion Committee to be presided over by the Chairman or a Member of the Union Public Service Com- mission shall be held.					

(Department of Industrial Development)

New Delhi, the 12th April, 1929

U.S.R. 319.--In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules further to amend the Patent Office (Group 'A' and Group 'B' posts) Recruitment Rules, 1983, namely:--

1. (1) These rules may be called the Patent Office (Group 'A' and Group 'B' posts) Recruitment (Amendment) Rules, 1989.
- (2) They shall come into force on the date of their publication in the Official Gazette.
2. In the Schedule to the Patent Office (Group 'A' and Group 'B' posts) Recruitment Rules, 1981,

- (1) against serial number-1 relating to the post of Joint Controller of Patents and Designs,—

(ii) column 4, for the letters and figures "Rs. 1500, 60-1800 100 2000" the letters and figures "Rs. 4500, 150-3700" shall be substituted;

(b) In column 10 after the entries, the following note shall be inserted, namely :—

*Note.--I have holding the post of Joint Controller of Patents and Designs in the pre-revised scale of Rs. 1300-2000 on a regular basis prior to notification of these rules shall be deemed to have been re-appointed to the post in the upgraded scale of Rs. 4500-5700."

(c) In column II, for the entries the following shall be substituted, namely:—
"Promotion ;

Deputy Controller of Patents and Designs with
5 years' regular service in the grade; with

- (2) against serial No. 2 relating to the post of Deputy Controller of Patents and Designs,—

(a) In column 4, for the letters and figures "Rs. 1300-3700", the letters and figures "Rs. 3700-4700-130-5000" shall be substituted;

(b) In column 10 after the entries the following note shall be inserted, namely:—

"Note.—Those holding the post of Deputy Controller of Patents and Designs in the pre-revised scale of Rs. 1300-1700 on a regular basis prior to notification of these rules shall be deemed to have been so appointed to the post in the ungraded scale of Rs. 3700-5000."

(c) In column II, for the entries the following shall be substituted, namely:—

"Promotion :

Assistant Controller of Patents and Designs and Information Officer with 3 years' regular service in the respective grade."

- (3) Serial 1, Serial No. 3 relating to the post of Assistant Controller of Patents and Designs under column 4, letters and figures "Re. 110-50-1600", the shall be substituted;

- (4) serial serial No. 4 relating to the post of Scientific Officer, .

- (c) In column 4, for the figures "Rs. 1100.50-1600" the figure "Rs. 3000.100-3500.125-4500" shall be substituted;

- (b) In column II for the existing entries against clauses (a) (i) and (ii) the following entries shall be substituted, namely:—

"(ii) with 5 years' service in post in the scale Rs. 2200-4000 or equivalent or higher."

(iii) with 8 years' service in posts in the scale of Rs. 2000-3500 or equivalent; and (iv) scale

- (5) against serial number 3 relating to the post of Information Officer.

- (n) In column 4, for the letters and figures "Rs. 1100-50-1600", the letters and figures "Rs. 3000-100-3500-125-4500" shall be substituted for

- (b) In column II for the existing entities register classes (a) (II) and (III) the following entities shall be substituted, namely:

Re: 2000-1000 or equivalent pay

(iii) with 8 years' service in posts in the scale of Rs. 2000-3500 or equivalent, and

- (6) against serial number 6 relating to the post of Assistant Information Officer, under column 4, for letters and figure "Rs. 700-10,900-13-10-1100-30-1300", the letters and figures "Rs. 2200-75-2800-ED-100-4000" shall be substituted;

- (7) against serial number 7 relating to the post of Examiners of Patents and Designs under column 4, for the letters and figures "Rs. 700-40-900-110-40-1100-50-1100", the letters and figures "Rs. 2200-75-2800-110-100-4000" shall be substituted;

- (8) against serial number 8 relating to the post of Senior Librarian under column 4; for the letters and figures "Rs. 650-70-740-35-810-130-35-880-100-130-10-1200" the letters and figures "Rs. 2000-60-2-100-130-75-1200-100-3500" shall be substituted.

File No. A-120181-1/88-13,1V (1)

NOTE-- Principal rules were notified vide C.S.R. 856, dated 12-11-1983 and amendment vide C.S.R. 212, dated 23-02-1985, and C.S.R. 990 dated 13-11-1986.

[illegible]

1. (1) הא' תרשיף על חלונות המבנה המיועד להקמת המבנה, (המבנה
הוא "המבנה" של) המבנה, 1989 ח.

- (2) જે માટે જોવામાં આવે છે તે માટે જોવામાં આવે છે

- [illegible]

- (1) मंत्रालय द्वारा, भारत विद्या के माध्यम से विदेशों में प्रसारित की जा रही है।

- (7) 1994 г. № "1500-60-800-100-2000 г." (17-18)
1995 г. № "1500-150-3700 г." (17-18)
1996 г. № "1500-150-3700 г." (17-18)