

FOREST DEPARTMENT (Ministry of Forests).
(The “Myanmar Forest Service (Class I) Rules.”)

No.193

The 17th July 1928.

[Amendment : 18.06.1989]

No.193.-In exercise of the powers conferred by Rules 3 (I) and 4 (I) of the Civil Services (Governors' Provinces) Delegation Rules, 1920, made by the Secretary of State in Council under section 96B of the Government of India Act, the Government of Myanmar (Ministry of Forests) hereby makes the following rules regulating the method of recruitment to, and the conditions of service and pay of, the Myanmar Forest Service, Class I;-

Part I.- General.

Short Title.

1. These rules may be called the “Myanmar Forest Service (Class I) Rules.”

<Amendment 18.06.1989>

Status and functions of the Service.

2. The Myanmar Forest Service, Class I, is a Provincial Service constituted for the purpose of gradually replacing the Indian Forest Service in Myanmar.

<Amendment 18.06.1989>

Definitions.

3. In these Rules, unless there is anything repugnant in the subject or context:-

(a) “The Service” means the Myanmar Forest Service, Class I.

(b) “Member of the Service” means a Government servant appointed in a substantive capacity under the provisions of these Rules to a post in the cadre of the Service. It does not include a member of the Indian Forest Service or an Extra Deputy Conservator of Forests.

(c) “Student-probationer” means a person selected for appointment to the Service who is required to pursue a course of study in Forestry at a University before becoming a member of the Service.

<Amendment 18.06.1989>

Part II.-Cadre.

4. The sanctioned strength of the Service is as follows:-

Chief Conservator of Forests	...	...	...	...	1
Conservators	...	...	...	...	9
Deputy and Assistant Conservators of Forests	...	...	...	...	103

to provide for the following posts:-

Chief Conservator of Forests	...	...	...	...	1
Conservators	...	...	...	...	9
Divisional Forest Officers	...	...	...	...	45
Personal Assistants (to Chief Conservator of Forests and to Conservator, Working Plans and Research)	...	...	...	...	2
Divisional Assistants	...	...	...	...	8
Teaching	...	...	...	...	4
Working Plans	...	...	...	...	10
Research	...	...	...	...	8
Utilization	...	...	...	...	2
Game Warden	...	...	...	...	1
Leave and Training Reserve	...	...	...	...	23
Total				...	113

Provided that the actual strength of the Service shall be limited to the number of posts by which the total sanctioned cadre of the Service exceeds the number of members of the Indian Forest Service and Extra Deputy Conservators of Forests for the time being borne on the Myanmar establishment, but excluding

from this calculation any member of the Indian Forest Service or Extra Deputy Conservator of Forests holding an India list post.

<Amendment 18.06.1989>

Part III.-Recruitment and Training.

Sources of Recruitment.

5. (1) Recruitment to the Service shall be made by the Local Government:-

(i) By direct appointment on the advice of a permanent Board of Selection:-

(a) In London, and

(b) In Rangoon.

(ii) By promotion of Extra Assistant Conservators of Forests.

(2) Notwithstanding anything contained in these rules, the previous sanction of the Governor- General in Council shall be required to the making of first appointments to the Service otherwise than (i) on the result of a competitive examination, or (ii) on the advice of a permanent Board of Selection appointed by the Local Government or of the Public Service Commission established in accordance with the provisions of section 96 (c) of the Government of India Act.

Selection in London.

6. Every candidate for direct appointment in London must have attained the age of 17 years and must not have attained the age of 20 years on the 1st August of the year of his selection and must be unmarried.

Selection in Rangoon.

7. Every candidate for direct appointment in Rangoon must have attained the age of 18 years and must not have attained the age of 24 years on the 1st August of the year of his selection and must be domiciled in Myanmar.

NOTE.- A member of the Myanmar Forest Service, Class II, if otherwise qualified, is not debarred from selection for direct appointment, and for the purpose of this rule may deduct from his actual age the period of his service in the Myanmar Forest Service, Class II, up to a maximum of six years.

<Amendment 18.06.1989>

Qualifications of Candidates.

8. Every candidate for direct appointment, whether in London or in Rangoon, must, in addition to such documentary evidence as he may be required to produce under the rules relating to the constitution of the Selection Board, furnish two references as to character and must satisfy such Board:-

- (i) That he is likely to become a useful Forest Officer;
- (ii) That he possesses the qualifications necessary to admit him to the Degree Course at a University in the United Kingdom prescribed for this purpose under Rule 10; and
- (iii) That he is reasonably likely to pass the course.

Medical Examination.

9. Every candidate shall be required to appear before a Medical Board appointed by or under the orders of the Local Government and no candidate shall be finally selected as a student-probationer unless he obtains from such Medical Board a certificate of fitness in the prescribed form.

University Training.

10. Candidates selected as student-probationers will be required forthwith to proceed to such University in the United Kingdom and there to undergo such training leading to a degree in Forestry as may be prescribed by the Local Government by notification in the Myanmar Gazette.

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Stipends for Student-probationers selected in Rangoon.

11. A stipend of such amount as, having regard to the nature of the course to be taken, may be fixed by the Local Government, shall be paid to every student-probationer selected in Rangoon. Provided that in the case of any student-probationer who being a Government servant is in receipt of leave salary such stipend shall be reduced by the amount of such leave salary.

Cost of Tours.

12. In respect of every student-probationer the actual expenses of any tour or tours which he may be required to undertake in connection with his course of training shall be paid by the Local Government up to a maximum of one hundred and fifty pounds sterling. Provided that no payment shall be made under this Rule except on a certificate signed by the Director of the Forest Institute at Oxford or by such other person as the Local Government may prescribe that the expenditure has been reasonably incurred for the purpose of such student-probationer's course of training.

Appointment after training.

13. On completion of the prescribed training every student-probationer will be appointed to the Service as an Assistant Conservator of Forests, on probation, provided:-
- (a) That he has obtained a degree in Forestry;
 - (b) That he has acquitted himself satisfactorily during his course of training;

- (c) That he has passed such further qualifying test as may be prescribed. Such test may include the Systematic Botany of Myanmar or other subjects with a local application;
- (d) That he is certified by a Medical Board or Medical Practitioner appointed by or under the orders of the Local Government to be still physically fit for appointment to the Service; and
- (e) In the case of a student-probationer selected in London that he is still unmarried.

NOTE.- As part of the test of physical fitness the student- probationer may be required to undertake a 25-mile walk.

<Amendment 18.06.1989>

Passages.

14. Passages from Rangoon to and from the prescribed University shall be provided by the Local Government for every student-probationer selected in Rangoon. Provided that the amount which the Local Government shall pay in respect of any passage under this Rule shall be limited to the cost of one adult passage without supplement by the Henderson Line between Rangoon and the United Kingdom plus railway fares between the port of debarkation and the prescribed University at third class rates.

NOTE.- Passages for student-probationers selected in London on joining their first appointments in Myanmar are governed by the "Myanmar Travelling Allowance Rules" published with Finance Department Notification No.45, dated the 19th November 1927.

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Liability of student- probationer not taking up appointment or quitting it in less than five years.

15. Every student-probationer selected in Rangoon who, except for reasons beyond his control, fails to complete his course of training satisfactorily or becomes physically unfit for appointment or fails to join the Service or to serve therein for a period of five years shall be liable to refund to the Local Government the full amount expended by it for his passages and training, and he may be required by the Local Government to execute a bond with sureties in respect of this liability.

Recruitments by promotion.

16. Provided that duly qualified candidates are available 12 (1/2) per cent. of the strength of the Service shall be recruited by promotion of Extra Assistant Conservators of Forests.

Explanation.-This percentage will be calculated on the full sanctioned strength of the Service as fixed in Rule 4 and not on the actual strength for the time being as limited by the proviso to that Rule; but members of the Indian Forest Service who were promoted thereto from the old Myanmar Forest

Service and Extra Deputy Conservators of Forests will so long as they remain on the establishment be reckoned against promotions admissible under this Rule. In making the calculation one-half and over will count as one and any less fraction will be neglected.

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Qualification for promotion.

17. No person shall be appointed under the last preceding Rule unless he is certified by the Chief Conservator of Forests as fit to hold charge of a major post of Research or to manage an average Forest Division.

Part IV.- Probation.

18. The Rules in this part apply only to members of the Service recruited by direct appointment.

Period of probation.

19. Every member of the Service shall be on probation for a period of three years from the date on which he joins his appointment. During this period he will be required to pass such tests in Departmental subjects and, in the case of a non-Myanmar, in the Myanmar language, as the Local Government may, by notification in the Myanmar Gazette, prescribe.

NOTE.-Pending the issue of any notification under this Rule the test prescribed will be as for members of the Indian Forest Service.

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Confirmation.

20. (1) Every member of the Service shall be confirmed in his appointment when-
- (a) he has completed the period of probation prescribed in the last preceding Rule; and
 - (b) he has passed all the tests prescribed for him under that Rule; and
 - (c) the Local Government is satisfied that he is fit for confirmation.
- (2) Until confirmed under this Rule every member of the Service shall, unless his appointment is terminated, continue to hold his appointment on probation.
- (3) All confirmations under this Rule shall be notified in the Myanmar Gazette.

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Part V.- Pay.

21. (1) The following monthly rates of pay are sanctioned for members of the Service recruited by direct appointment:-

Age last birthday.		Pay.	Overseas Pay.	Age last birthday.		Pay.	Overseas Pay.
In sterling.		In sterling.					
(1)		(2)	(3)	(1)		(2)	(3)
		Rs.	£			Rs.	£
Not more than 23		300	20	36	...	950	40
24	...	350	20	37	...	1,000	40
25	...	400	20	38	...	1,050	40
26	...	450	20	39	...	1,100	40
27	...	500	20	40	...	1,150	40
28	...	550	20	41	...	1,200	40
29	...	600	30	42	...	1,250	40
30	...	650	30	Efficiency Bar.			
31	...	700	30	43		1,300	40
		Efficiency Bar.		44	...	1,350	40
32	...	750	30	45	...	1,400	40
33	...	800	30	46	...	1,450	40
34	...	850	40	47 and over		1,500	40
35	...	900	40				

(2) The following posts when held by members of the Service shall carry the pay shown against each:-
 Conservator of Forests, Rs. 1,750 by annual increments of Rs. 100 to Rs. 2, 250 [plus Overseas Pay £ 25].

Chief Conservator of Forests, Rs. 300 [plus Overseas Pay £ 25].

NOTE A.- The rate of pay on which a directly appointed member of the Service commences will be determined by his age on the day on which he arrives in Rangoon to take up his appointment, and subsequent increments will fall due on anniversaries of that day even though his age on joining may be less than 23.

NOTE B.- Overseas Pay is admissible only to members of the Service of non-Asiatic domicile recruited in London and is payable in sterling.

NOTE C.- The above scale having been fixed with reference to conditions in Myanmar, no Myanmar Allowance is admissible in addition. Other Local Compensatory Allowances are governed by the special rules relating to them.

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Pay of promoted members of the Service.

22. A member of the Service appointed by promotion shall draw as his commencing pay the rate shown in the last preceding, Rule which is next above his substantive pay on the day preceding his promotion and shall thereafter draw annual increments in accordance with that Rule calculated from the date of his substantive appointment to the Service. He shall in addition receive as personal pay a sum sufficient to compensate him for any loss of pay which he would otherwise incur, such personal pay being absorbed in subsequent increments as they fall due.

Transitory provision for promoted members of the Service.

23. As a temporary measure owing to the stoppage of promotion pending the constitution of the Service the Local Government may, in respect of any member of the Service appointed by promotion within two years of these Rules coming into force, sanction a rate of commencing pay higher than that to which he would be entitled under the last preceding Rule, such rate being determined so as to correspond with the point which he would have reached in the time scale of the Indian Forest Service if recruitment for that Service had not been discontinued.

Failure to pass Departmental Examinations.

24. A member of the Service recruited by direct appointment shall not without the express order of the Local Government become entitled to more than one increment of pay until he has passed all the tests prescribed under Rule 19 except the examination in Myanmar by the Higher Standard; and he shall not, without a like order, become entitled to more than two increments of pay until he has passed all such

tests. Provided that on passing all such tests he shall be paid in accordance with his age and length of service.

<Amendment 18.06.1989>

Personal pay for Junior Officer appointed to charge of a Forest Division.

25. A member of the Service holding charge of a Forest Division whose substantive pay is less than Rs.750 shall unless the Head of the Department declares that he has been appointed only to discharge the current duties of the post draw as personal pay the amount by which his substantive pay is less than Rs.750. Such personal pay shall be absorbed in subsequent increments as they fall due.

Efficiency Bars.

26. No member of the Service shall draw substantive pay at a higher rate than Rs. 700 unless the Local Government is satisfied that he is fit to hold charge of an average Forest Division or a major post of Research; and no member of the Service shall draw substantive pay at a higher rate than Rs. 1,250 unless the Local Government is satisfied that he is fit to officiate as a Conservator.

Special Pay.

27. (1) Members of the Service holding the posts mentioned below shall draw the special pay noted against each:-

Post.	Special Pay per mensem.		
			Rs.
One Principal Forest Officer, Federated Shan States	...		250
One Personal Assistant to the Chief Conservator of Forests	...		150
One Personal Assistant to the Conservator, Utilization Circle	...		150
One Director, Myanmar Forest School	150
Two Instructors, Myanmar Forest School (each)	100
Post in connection with Research work (as sanctioned by the Local Government from time to time), not exceeding	...		150

- (2) The Local Government may sanction to a member of the Service in charge of a Working Plans Party for the period spent on field work special pay not exceeding Rs. 100 per mensem.

<Amendment 18.06.1989>

Part VI.-Grading.

Grading.

28. Assistant Conservators of Forests on probation on joining their first appointments in Myanmar shall be graded in accordance with their positions in order of merit on completion of their course of training at the prescribed University.

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29. Members of the Service recruited by promotion shall take rank in the general list according to their substantive pay after promotion, i.e., next below the lowest directly recruited member of the Service who not having been granted on joining a rate of substantive pay higher than the lowest is drawing the same substantive pay as such promoted member of the Service.

Rank.

30. Whilst drawing substantive pay up to and including Rs. 700 a member of the Service shall be styled “Assistant Conservator of Forests,” and when drawing substantive pay at a rate in excess of Rs. 700 shall be styled “Deputy Conservator of Forests.”

----- Footnote -----

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