

**Twelfth Kerala Legislative Assembly**  
**Bill No. 91**

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**THE KERALA PUBLIC SERVICE COMMISSION (ADDITIONAL  
FUNCTIONS AS RESPECTS THE SERVICES UNDER LOCAL  
AUTHORITIES) AMENDMENT BILL, 2007**

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2007

KERALA NIYAMASABHA PRINTING PRESS.

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**THE KERALA PUBLIC SERVICE COMMISSION (ADDITIONAL FUNCTIONS  
AS RESPECTS THE SERVICES UNDER LOCAL AUTHORITIES)  
AMENDMENT BILL, 2007**

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*BILL*

*further to amend the Kerala Public Service Commission (Additional Functions as respects the Services under Local Authorities) Act, 1973.*

*Preamble.*—WHEREAS it is expedient further to amend the Kerala Public Service Commission (Additional Functions as respects the Services under Local Authorities) Act, 1973, for the purposes hereinafter appearing ;

BE it enacted in the Fifty-eighth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Kerala Public Service Commission (Additional Functions as respects the Services under Local Authorities) Amendment Act, 2007.

(2) It shall be deemed to have come into force on the 22nd day of February, 1999.

2. *Amendment of Section 3.*— In the Kerala Public Service Commission (Additional Functions as respects the Services under Local Authorities) Act, 1973 (23 of 1973), in section 3, in sub-section (1),—

(a) in clause (a) after the words “local authority” the words “or any school managed by such local authority” shall be inserted ;

“(b) in clause (b), in between the words “local authority” and “and in making promotions” the words “or any school managed by such local authority” shall be inserted.

**STATEMENT OF OBJECTS AND REASONS**

The Government have decided in G. O. (MS) No. 218/95/LAD dated the 6th October, 1995 and G. O. (MS) No. 123/98/LAD dated 4th June, 1998 that the appointment of staff in schools managed by local authorities shall be made

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through the Kerala Public Service Commission. Necessary amendments to this effect have been made in the Kerala Education Rules, 1959 also, as per Notification published as S. R. O No. 314/2000 dated the 6th April, 2000. Suitable Provisions have to be incorporated in the Kerala Public Service Commission (Additional Functions as Respects the Services Under Local Authorities) Act, 1973 for entrusting the task of recruitment of the staff of schools managed by local authorities in the State to the Kerala Public Service Commission. Therefore the Government have decided to amend the Kerala Public Service Commission (Additional Functions as Respects the Services Under Local Authorities) Act, 1973, suitably with retrospective effect, from the 22nd day of February, 1999.

2. The Bill seeks to achieve the above objects.

#### FINANCIAL MEMORANDUM

The bill, if enacted and brought into force, would not involve any additional expenditure from the Consolidated Fund of the State.

PALOLI MOHAMMED KUTTY

EXTRACT FROM THE KERALA PUBLIC SERVICE COMMISSION  
(ADDITIONAL FUNCTIONS AS RESPECTS THE SERVICES  
UNDER LOCAL AUTHORITIES) ACT, 1973  
(23 OF 1973)

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3. *Functions of the Public Service Commission in respect of services under local authorities.*—(1) Notwithstanding anything contained in any law relating to the recruitment and conditions of service of officers and servants of local authorities or any rule, bye-law or regulation made under any such law, the Public Service Commission shall be consulted,—

(a) on all matters relating to methods of recruitment to services and posts under a local authority ;

(b) on the principles to be followed in making appointments to services and posts under a local authority and in making promotions and transfers from one service to another and on the suitability of candidates for such appointments, promotions or transfers; and it shall be the duty of the Public Service Commission to advise on any matter so referred to them :

Provided that the Government may make rules specifying the matters in which either generally, or any particular class of case or in any particular circumstances, it shall not be necessary for the Public Service Commission to be consulted.

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