

GOVERNMENT OF SIND.
EXCISE, TAXATION AND LOCAL GOVERNMENT
DEPARTMENT.

NOTIFICATION.

Karachi, the 29TH December, 1970.

No.14/10/70-Estt(DG)/3131 In pursuance of the provisions contained in sub-rules (4) and (5) of rule 8 of the West Pakistan Excise and Taxation Service (Class-II) Rules, 1965, and sub-rules (4) and (5) of rule 8 of the West Pakistan Excise and Taxation Department Subordinate Service Rules, 1966, and in supersession of the Resolution No. 10-R/43, dated 11th December, 1943, of the Govt. of Sind, and the notification No. S-16(7) Rev-51 dated the 15th July, 1959, of Karachi Administrator, the Government of Sind are pleased to make the following rules prescribing the syllabus and other matters in respect of the departmental examinations required to be passed under the said rules by the members of the West Pakistan Excise and Taxation Service (Class II) Subordinate Service, namely:-

**THE SIND EXCISE AND TAXATION DEPARTMENTAL
EXAMINATIONS RULES,1970.**

1. **Short title and commencement:-** (1) These rules shall be called the Sind Excise and Taxation Departmental Examinations Rules, 1970.
(2) They shall come into force at once.
2. **Definitions:-** In these rules, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say—
 - (a) "Committee" means the committee appointed under rule 5 for conducting examinations under these rules;
 - (b) "Class II Service" means the Sind Excise and Taxation Service (Class II);
 - (c) "Government" means the Government of Sind;
 - (d) "Schedule" means a Schedule appended to these rules.
3. **Confirmation:-** (1) No person shall be confirmed in the Class II or the Subordinate Service unless he has passed an examination conducted by the committee in the subjects specified in Schedule I in accordance with the syllabus mentioned in

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Schedule II and with the standard prescribed for the respective Service under these rules.

(2) No person shall be continued in the Class II Service or the Sub-ordinate Service—

(a) for more than four years from the date of his first appointment in the Service, in case he has been appointed by initial recruitment; and

(b) for more than three years from the date of his continuous appointment in the Service, in case he has been appointed otherwise;

unless he passes before the expiry of the said period an examination with the standard prescribed for the respective Service.

4. **Date of Examination:-** Examinations under these rules shall be held twice a year on the dates and at the place notified by Government in the official Gazette at least two months before the dates of such examinations.
5. **Committee to Conduct Examinations:-** Government shall, for the purpose of conducting examination under these rules, appoint a committee consisting of a Chairman and two members.
6. **Failures:-** No person who has failed in the examination under these rules, twice in the case of persons appointed by promotion and four times in the case of persons appointed by initial recruitment or by transfer, in any subject shall be allowed to appear at a subsequent examination in that subject except with the permission in writing from Government.
7. **Qualifying standard:-** (1) The qualifying standard for the examination under these rules shall be-
 - (a) sixty percent of the marks in each subject, in the case of the members of the Class II Service; and
 - (b) forty percent of the marks in each subject, in the case of the members of the Subordinate Service.

(2) If a member of the Subordinate Service passes the examinations with the

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standard prescribed for the Class II Service, he shall passing examination or confirmation to that Service.

8. **Re-Examination of failures:-** A persons who fails to secure the minimum number of marks prescribed under rule 7(1) in any subject, may subject to the provisions of, rule 6, appear in the subject at a subsequent examination.
9. (1) **Appearance at examination of persons holding lower posts:-**
Any person holding an appointment which is in the direct line of promotion to Class II or the sub-ordinate Service shall notwithstanding anything elsewhere contained in these rules, he eligible to appear in an examination conducted under these rules, without any restrictions as to the number of attempts.
- (2) Any person who passes an examination under this rule by the standard prescribed for the Class II or the Sub-ordinate Service, as the case may be, shall, on his appointment to such Service be deemed to have duly passed the examination for the purposes of confirmation to that Service.
- (3) The number of attempts which a person is entitled to make under rule 6 shall not be affected by the number of attempts, if any, made by him under sub-rule (1) prior to his appointment to the Service.
10. **Exemption:-** All persons who have completed the age of forty-vie years before the coming into force of these rules shall be exempt from passing the examinations under these rules.

(S.K. MAHMUD) T.Pk. C.S.P.
Secretary to Government of Sind.
Excise, Taxation and Local Government Department.

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SCHEDULE I
(See rule 3)

S.No.	Subject.	Number of papers.	Max. Marks.	Time. Max.	Whether the paper is to be answered with the help of books.
1.	Law of Crimes	1	100	3 Hours	Yes
2.	Excise Laws.	1	100	3 Hours	Yes
3.	Property Taxation and Civil Law and Practice.	1	100	3 Hours	Yes
4.	Other Taxations.	1	100	3 Hours	Yes
5.	Office Procedure and Accounts.	1	100	3 Hours	Yes

SCHEDULE II
(SEE RULE 3)

A.- **Law of Crimes.**

1. Chapters 2, 4, 5, 9, 10, 11, 13,18 and 23 of Pakistan Penal Code.
2. Code of Criminal Procedure (Act V of 1898) except chapter 1,3,5,6,7,14,20,21,39,41,42 and 44.
3. Evidence Act, 1872 (Act I of 1872) except chapters 2, 7,9, and 10.
4. West Pakistan Arms Ordinance, 1965, and the Arms Rules, 1942, as applicable to Sind.

B.- **Exercise Laws.**

1. Sind Abkari Act, 1878 and rules, notifications and orders issued thereunder.
2. Sind Consumption of Intoxicants Restriction Act, 1940, and the rules, notifications and orders issued thereunder.
3. Dangerous Drugs Act, 1930, and the rules, notifications and orders issued thereunder.

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4. West Pakistan Prohibition of Opium Smoking Ordinance, 1960, and the rules, notifications and orders issued thereunder.
5. Opium Act, 1878, and the rules, notifications and orders issued thereunder.

C.- Property Taxation and Civil Law and Procedure.

1. West Pakistan Urban Immovable Property Tax Act, 1958, and the rules, notifications and executive instructions issued thereunder.
2. The following portions of the Code of Civil Procedure, 1908:-
 - (i) Order V-Issue and Service of Summons.
 - (ii) Order XIII-Production, impounding and return of documents.
 - (iii) Order XVI Summoning and attendance of witnesses.
 - (iv) Order XVIII- Hearing of suits and examination of witnesses.

D.- Other Taxations.

1. West Pakistan Entertainments Duty Act, 1958, and the rules, notifications and orders issued thereunder.
2. West Pakistan Horse Race Betting Act, 1958, and the rules, notifications and orders issued thereunder.
3. West Pakistan Motor Vehicles Taxation Act, 1958, and the rules, notifications and orders issued thereunder.
4. West Pakistan Motor Vehicles Ordinance, 1965, and the rules, notifications and orders issued thereunder.
5. West Pakistan Tobacco Vend Act, 1958, and the rules, notifications and orders issued thereunder.
6. Provisions of subsisting West Pakistan Finance Act, relating to taxes administered by Excise and Taxation Department and the rules, notifications and orders issued thereunder.

E.-Office Procedure and Accounts.

1. Fundamental and Supplementary Rules.
2. Civil Services (Regulation-Part-IV and Chapters VI, XII, XLIV, XLVII and XLIII (pts-I,II and III).
3. General Financial Rules.

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