



## CHAPTER I EXTENT OF APPLICATION

**F.R. 1.** These rules may be called the Fundamental Rules. Date of effect.  
They shall come into force with effect from the 1st January 1922.

**F.R. 2.** (1) The Fundamental Rules apply, subject to the Extent of application.  
provisions of rule 3, to all Government servants whose pay is debitable to civil estimates in India, and to any other class of Government servants in India to which the Secretary of State in Council may by general or special order declare them to be applicable. In relation to services under its administrative control, other than all-India services a local Government may make rules modifying or replacing any of the Fundamental Rules; provided that-

- (a) no such rule shall adversely affect any person who is in Government service at the time when the Fundamental Rules come into force; and
- (b) any such rule which grants any privilege or concession not admissible under the terms of the Fundamental Rules, or of the Civil Service Regulations as they stand at the time when the Fundamental Rules are introduced, shall require the sanction of the Secretary of State in Council.

(2) Where the application of any rule in the Fundamental Rules is expressly or by implication limited by the provisions of any rule made under section 45-A of the Act, the limitation shall prevail and the rule in the Fundamental Rules shall be subject to the rule made under section 45-A of the Act.

S.S.O.<sup>1</sup> [Deleted.]

G.I.O.1.<sup>2</sup> [Deleted.]

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<sup>1</sup> Deleted by F.D. Notification No. G-22/6/94/C/IV, Dated 1.10.96

<sup>2</sup> Deleted by F.D. Notification No. G-22/6/94/C/IV, Dated 1.10.96



G.I.O.2. <sup>3</sup> [Deleted.]

L.G.R. <sup>4</sup> [Deleted.]

Note <sup>5</sup> [Deleted.]

Scope of the Fundamental Rules.

**F.R. 3** Unless in any case it be otherwise distinctly provided by or under these rules, these rules do not apply to Government servants whose conditions of service are governed by Army or Marine Regulations.

Authority competent to exercise power under the Fundamental Rules.

**F.R. 4.** The powers specifically granted by these rules to local Government may be exercised by them in relation to those Government servants only who are under their administrative control. These powers may be exercised by the Governor-General in Council in respect of all other Government servants, and may be delegated by him, without regard to the limitations of rule 6 and subject to any conditions which he may think fit to impose, to a Chief Commissioner, and to the Governor of North-West Frontier Provinces in his capacity as Agent to the Governor-General.

*Ad-hoc rule made by Secretary of state under section 247(1) and 250 of the Government of India Act, 1935.*

<sup>6</sup> [Deleted.]

*Rules made by the provincial Government under the powers conferred upon it by the Governor-General in Council under section 124(1) and 241 (2) (a) of the Government of India Act, 1935.*

<sup>7</sup> [Deleted.]

G.I.O. <sup>8</sup> [Deleted.]

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<sup>3</sup> Deleted by F.D. Notification No. G-22/6/94/C/IV, Dated 1.10.96

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<sup>7</sup> Deleted by F.D. Notification No. G-22/6/94/C/IV, Dated 1.10.96



**F.R. 5** <sup>9</sup>[Deleted.]

**F.R. 5-A** <sup>10</sup>[Deleted.]

<sup>11</sup>**F.R. 6.** The Government in Finance Department may delegate to any of Government officers, subject to any conditions which it may think fit to impose, any power conferred upon it by these rules with the following exceptions:—

Delegation of powers.

(a) all powers to make rules;

(b) the other powers conferred by rules 6, 9(6)(b), 44 and 45.

**S.R.** Appendix II—Part II schedules the delegation of powers made by the Finance Department under Fundamental Rule 6.

<sup>12</sup>**F.R. 7.** No powers may be exercised or delegated under these rules except after consultation with the Finance Department. It shall be open to that department to prescribe, by general or special order, cases in which its consent may be presumed to have been given, and to require that its opinion on any matter on which it has been consulted shall be submitted to the Council of Ministers or Chief Minister in Co-ordination by the consulting department.

Consent of Finance Department to the exercise of powers under Fundamental Rules.

**S.R.** The Finance Department has declared, under Fundamental Rule 7, that its consent may be presumed to have been given to the exercise, by the authorities to whom they are delegated, of the powers delegated by Appendix II—Part I.

Extent of consent.

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<sup>8</sup> Deleted by F.D. Notification No. G-22/6/94/C/IV, Dated 1.10.96

<sup>9</sup> Deleted by F.D. Notification No. G-22/6/94/C/IV, Dated 1.10.96

<sup>10</sup> Deleted by F.D. Notification No. G-22/6/94/C/IV, Dated 1.10.96

<sup>11</sup> Substituted by F.D. Notification No. G-22/6/94/C/IV, Dated 1.10.96

<sup>12</sup> Substituted by F.D. Notification No. G-22/6/94/C/IV, Dated 1.10.96



<sup>13</sup>**F.R. 8.** The power of interpreting these rules is reserved to the Government in Finance Department.

Power to interpret the Fundamental Rules.

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<sup>13</sup> Substituted by F.D. Notification No. G-22/6/94/C/IV, Dated 1.10.96