

The Beedi and Cigar Workers (Conditions of Employment) Amendment Act, 1993

UNION OF INDIA

India

The Beedi and Cigar Workers (Conditions of Employment) Amendment Act, 1993

Act 41 of 1993

- Published in Gazette of India on 22 May 1993
- Not commenced
- [This is the version of this document from 22 May 1993.]
- [Note: The original publication document is not available and this content could not be verified.]

BE it enacted by Parliament in the forty-fourth Year of the Republic of India as follows:-

1. Short title and Commencement.-

(1) This Act may be called the Beedi and Cigar Workers (Conditions of Employment) Amendment Act, 1993. (2) It shall come into force in a State on such date as the State Government may, by notification in the Official Gazette, appoint; and different dates may be appointed by the State Government for different areas and for different provisions of this Act

2. Amendment of section 2.-

In section 2 of the Beedi and Cigar Workers (Conditions of employment) Act, 1966 (32 of 1966.) (hereinafter referred to as the principal Act),-(a) in clause (f),-(i) in the opening paragraph, after the word "establishment", the words "or godown" shall be inserted; (ii) in sub-clause (ii), after the words "or contractor", the words "or both" shall be inserted; (b) after clause (h), the following clause shall be inserted, namely:- '(hh) "godown" means any warehouse or other place, by whatever name called, used for the storage of-(i) any article or substance required for any manufacturing process; or (ii) beedi or cigar or both;'; (c) in clause (i), the words "and includes a godown attached thereto" shall be added at the end.

3. Insertion of new section 7A.-

After section 7 of the principal Act, the following section shall be inserted, namely:--

7A. Inspector not to disclose the source of any complaint, etc.-

(1) No Inspector shall disclose the source of any complaint made to him regarding the contravention of any of the provisions of this Act. Inspector not to disclose the source of any complaint etc. (2) No Inspector shall, while making an inspection under this Act in pursuance of a complaint received by him, disclose to the employer or contractor concerned or any of his representatives that the inspection is being made in pursuance of a complaint. Provided that nothing in this section shall apply to any case in which the person who has made the complaint has consented to disclose his name.

4. Amendment of section 14.-

In section 14 of the principal Act in sub-section (1) for the word fifty the word thirty shall be substituted.

5. Amendment of section 18.-

In section 18 of the principal Act, after sub-section (2) the following Explanation shall be inserted namely:-"Explanation - Where an employee had not worked on any day of the week immediately preceding the week in which the overtime work has been done any week preceding such week in which he had actually worked shall be taken into account in calculating the overtime rate for the purpose of this sub-section".

6. Amendment of section 21.-

In section 21 of the principal Act to sub-section (1) the following proviso shall be added namely:-"Provided that a copy of every such notices shall be sent to the Inspector having jurisdiction over the industrial premises within two weeks from the date on which such notice is exhibited in the industrial premises".

7. Amendment of section 31.-

In section 31 of the principal Act, after sub-section (2) the following sub-section shall be inserted namely:-(2A) The appellate authority shall have the same powers as are vested in a civil court under the Code of Civil Procedure 1908, when trying a suit in respect of the following matters namely:-(a) enforcing the attendance of any person and examining him on oath; and (b) compelling the production of documents and material objects."

8. Amendment of section 32.-

In section 32 of the principal Act, for the words three months and five hundred rupees the words six months and five thousand rupees shall respectively be substituted.