

The Maharashtra Labour Welfare Fund Act, 1953

MAHARASHTRA

India

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Act 40 of 1953

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Maharashtra Labour Welfare Fund Act, 1953 Act No. 40 of 1953 This Act was extended throughout the State of Maharashtra vide Maharashtra 36 of 1961 Section 2., For Statement of Objects and Reasons, see Bombay Government Gazette, 1953, Part V, pages 327-328. [First published after having received the assent of the President, in the Bombay Government Gazette, on the 17 the June 1953.] An Act to provide for the constitution of a Fund for the financing of activities to promote welfare of labour in the State of [Maharashtra] [This word was substituted for the word 'Bombay' by Maharashtra 36 of 1961, Section 3(a).] [for conducting such activities and for certain other purposes] [These words were substituted for the words 'and for conducting such activities' by Maharashtra 36 of 1961.]. Whereas it is expedient to constitute a Fund for the financing of activities to promote welfare of labour in the State of [Maharashtra] [This word was substituted for the word 'Bombay' by Maharashtra 36 of 1961, Section 3(a).] [for conducting such activities and for certain other purposes] [These words were substituted for the words 'and for conducting such activities' by Maharashtra 36 of 1961.]; It is hereby enacted as follows:-

1. Short title, extent and commencement.

(1) This Act may be called [the Maharashtra Labour Welfare Fund Act] [This short title was substituted for the short title 'the Bombay Labour Welfare Fund Act, 1953' by Maharashtra 24 of 2012, Schedule entry No. 48 (w.r.e.f. 1.5.1960).] (2) [It extends to the whole of the State of Maharashtra] [Sub-section (2) was substituted by Maharashtra 36 of 1961, Section 4.]. (3) It shall come into force in such area and on such date as the State Government may, by notification in the Official Gazette, appoint in this behalf.

2. Definitions.

- In this Act, unless the context otherwise requires-(1) "Board" means [the Maharashtra Labour Welfare Board] [These words were substituted for the words 'any of the Labour Welfare Boards' by

Maharashtra 36 of 1961, Section 5(a).] constituted under section 4;(1A)["contribution" means the sum of money payable to the Board in accordance with the provisions of section 6BB;] [Sub-clause (1A) was inserted by Maharashtra 16 of 1971, Section 2(1).](2)["Employee" means any person who is employed for hire or reward to do any work, skilled or unskilled, manual, clerical, supervisory or technical in an establishment directly by the employer or through contractor or any other agency, but does not include any person- [[Clause (2) was substituted by Maharashtra 24 of 2003, Section 2(a), (w.e.f. 31-12-2000).Before substitution clause (2) reads as follows.-(2)'Employee' means any person who is employed for hire or reward to do any work, skilled or unskilled, [manual, clerical, supervisory or technical] in an establishment, but does not include any person-(a)who is employed mainly in a managerial capacity, or(b)who, being employed in a supervisory capacity, draws wages exceeding two thousand and five hundred rupees per mensem or exercises, either by the nature of the duties attached to the office, or by reason of the powers vested in him, functions mainly of a managerial nature;]](i)who is employed mainly in a managerial capacity,(ii)who, being employed in a supervisory capacity, draws wages exceeding three thousand and five hundred rupees per mensem, or exercises powers or carries out, either by the nature of the duties attached to the office, or by reason of the powers vested in him, functions mainly of a managerial nature, or(iii)who is employed as an apprentice under the Apprentice Act, 1961;];(3)"Employer" means any person who employs either directly or through another person either on behalf of himself or any other person, one or more employees in an establishment and includes-(i)in a factory, any person named under section 7(i)(f) of the Factories Act, 1948, as the manager;(ii)in any establishment, any person responsible to the owner for the supervision and control of the employees or for the payment of wages;(4)"Establishment" means-(i)a factory;(ii)a tramway or [motor omnibus service or a motor transport undertaking to which the Motor Transport Works Act, 1961 applies; and] [These words and figures were substituted for the words 'motor omnibus service; and' by Maharashtra 4 of 1984, Section 2(b)(i).](iii)[any establishment within the meaning of the Bombay Shops and Establishments Act, 1948, which employs, or on any working day during the preceding twelve months, employed [five] [This portion was substituted for the portion beginning with '(iii) any establishment' and ending with 'or any State Government' by Maharashtra 16 of 1971, Section 2(3).] or more persons, [including the establishments which have been granted exemption partly or wholly under the proviso to section 4 of that Act.] [This portion was added by Maharashtra 24 of 2003, Section 2(b) (w.e.f. 7-1-2002).]:Provided that, any such establishment shall continue to be an establishment for the purposes of this Act, notwithstanding a reduction in the number of persons to less than [five] [This word was substituted for the word 'ten' by Maharashtra 4 of 1984, Section 2(b)(ii).] at any subsequent time:Provided further that, where for a continuous period of not less than three months the number of person employed therein has been less than [five] [This word was substituted for the word 'ten' by Maharashtra 4 of 1984, Section 2(b)(ii).] such establishment shall cease to be an establishment for the purposes of this Act with effect from the beginning of the month following the expiry of the said period of three months, but the employer shall within one month from the date of such cessation, intimate by registered post the fact there of to such authority as the State Government may specify in this behalf;][Explanation.- For the removal of doubt, it is hereby declared that where an establishment has different branches or departments, all such branches or departments, whether situated in the same premises or different premises, shall be treated as parts of the same establishment;] [This Explanation was added by Maharashtra 4 of 1984, Section 2(b)(iii).](5)["Factory" means a factory as defined in section 2(m) of the Factories Act, 1948, and

includes any place wherein five or more persons are employed of working and-(i)Wherein any manufacturing process is being carried on with the aid of powers or is ordinarily so carried on;(ii)which is deemed to be a factory under section 85 of the said Act;](6)"Fund" means the [Labour Welfare Fund] [These words were substituted for the words 'any of the Labour Welfare Funds' by Maharashtra 36 of 1961, Section 5(d).] constituted under section 3;(7)"Independent member" means a member of the Board who is not connected with the management of any establishment or who is not an employee, and includes an officer of Government nominated as a member;(8)"Inspector" means an Inspector appointed under section 12;(8a)& (8b) [* * * * *] [Clauses (8a) and (8b) were deleted by Maharashtra 36 of 1961, Section 5(e).](9)"Prescribed" means prescribed by rules made under this Act;(10)"Unpaid accumulation" means all payments due to the employees but not made to them within a period of three years from the date on which they became due whether before or after the commencement of this Act including the wages, and gratuity legally payable [but not including the amount of contribution, if any, paid by an employer to a provident fund established under the Employees' Provident Funds Act, 1952] [This portion was inserted, by Maharashtra 36 of 1961 Section 5(f).];(11)["Wages" means wages as defined in section 2(vi) of the Payment of Wages Act, 1936, and includes bonus payable under the Payment of Bonus Act, 1965;] [Clause (11) was substituted by Maharashtra 16 of 1971, Section 2(4).](12)"Welfare Commissioner" means the Welfare Commissioner appointed under section 11.

2A. [Construction of certain references in the Act.]

Deleted by Maharashtra 36 of 1961, section 6.

3. Welfare Fund.

- [(1) The State Government shall constitute a fund called the Labour Welfare Fund, and notwithstanding anything contained in any other law for the time being in force or in any contract or instrument, all unpaid accumulations shall be paid [at such intervals as may be prescribed] [Sub-section (1) was substituted by Maharashtra 36 of 1961, Section 7(a).] to the Board, which shall keep a separate account therefore until claims thereto have been decided in the manner provided in section 6A, and the other sums specified in sub-section (2) shall be paid into the Fund,] [This Clause was substituted for the original by Maharashtra 4 of 1984, Section 2(c).](2)The Fund shall consist of -(a)all fines realised from the employees;(b)[unpaid accumulations transferred to the Fund under section 6A] [This portion was substituted for the words 'all unpaid accumulations' by Maharashtra 36 of 1961, Section 7(b).];(bb)[any penal interest paid under section 6B;] [Clause (bb) was inserted by Maharashtra 22 of 1966, Section 2(b).](bbb)[any contribution paid under section 6BB;] [Clause (bbb) was inserted by Maharashtra 16 of 1971, Section 3(a).](c)any voluntary donations;(d)any fund transferred under sub-section (5) of section 7; [*] [The word and was deleted by Maharashtra 16 of 1971, Section 3 (b).](e)any sum borrowed under section 8.(f)[any loan, grant-in-aid or subsidy paid by The State Government.] [Clause (f) was added by Maharashtra 16 of 1971, Section 3(c).](3)The sums specified in sub-section (2) [shall be paid, or collected by such agencies, at such intervals] [These words were substituted for the words 'shall be collected by such agencies' by Maharashtra 22 of 1966, Section 2(c).] and in such manner and the accounts of the Fund shall be maintained and audited in such manner as may be prescribed.

4. Board.

(1)[The State Government shall, by notification in the Official Gazette constitute the Board for the whole of the State of Maharashtra for the purpose of administering the Fund, and to carry on such other functions assigned to the Board by or under this Act.] [This portion was substituted for the portion beginning with 'The State Government of Bombay' and ending with 'and the Karnatak area respectively' by Maharashtra 36 of 1961, Section 8(a).] The Board shall consist of the [following members, not exceeding twenty-six in number] [These words were substituted for the words 'following members' by Maharashtra 16 of 1971, Section 4(1).], namely:- (a) such number as may be prescribed of representatives of employers and employees to be nominated by the State Government: Provided that both employers and employees shall have equal representation on the Board; (b) such number of independent members as may be prescribed, nominated by the State Government; [* * *] [The word 'and' was deleted by Maharashtra 24 of 2003, s. 4(a) (w.e.f. 7-1-2002).] (c) such number of independent members as may be prescribed, nominated by the State Government to represent women. (d) [the Principal Secretary or Secretary (Finance) or his nominee shall be the ex-officio member; and [Clauses (d) and (e) were inserted by Maharashtra 24 of 2003, Section 4(b), (w.e.f. 7-1-2002).] (e) the Principal Secretary or Secretary (Labour) or his nominee shall be the ex-officio member.] (2) The members of the Board shall elect one of its independent members as chairman of the Board. (3) Save as otherwise expressly provided by this Act, the term of office of the members of the Board shall be three years commencing on the date on which the names are notified in the Official Gazette. (4) The allowances, if any, payable to the members of the Board [* * *] [The words 'and the conditions of a appointment of the representatives of the employers and employees' were deleted by Maharashtra 16 of 1971, Section 4(2).] shall be such as may be prescribed. (5) [The Board shall be a body corporate by the name of the Maharashtra Labour Welfare Board] [These words were substituted for the portion beginning with 'The Board shall be known' and ending with 'a body corporate' by Maharashtra 36 of 1961, Section 8(b).] having perpetual succession and a common seal, with power to acquire property both movable and immovable, and shall by the said name sue and be sued. (6) [Notwithstanding anything contained in this section, until the Board for the State of Maharashtra is duly constituted in accordance with the provisions of sub-section (1), the existing Board functioning and operating immediately before the commencement of the Bombay Labour Welfare Fund (Extension and Amendment) Act, 1961, in any area of the State shall continue to function and operate in that area and shall be the Board for the purpose of this Act for that area; and on the constitution of the Board for the whole of the State of Maharashtra under sub-section (1) (a) such existing Board shall stand dissolved, and the members thereof shall vacate office; (b) all properties, funds and dues which are vested in or realisable by the existing Board shall vest in, and be realisable by, the Board so constituted; (c) all rights and liabilities which were enforceable by or against the existing Board, shall be enforceable by or against the Board so constituted, and wherein any proceedings in any court or tribunal the existing Board is a party thereto, the Board so constituted shall be deemed to be substituted as a party to those proceedings; and (d) the Welfare Commissioner and the other officers and servants of the existing Board shall continue to be Welfare Commissioner and officers and servants of the Board so constituted; but the terms and conditions of service of the Welfare Commissioner and other officers and servants shall not, until duly-altered by a competent authority, be less favourable under the Board so constituted than those admissible to them while in the service of the existing Board.]

4A. [Powers of the Board in respect of the Karnatak area to be exercised by the Government of Mysore for certain period.]

Deleted by Maharashtra 36 of 1961, Section 9.

5. Disqualifications and removal.

(1) No person shall be chosen as or continue to be a member of the Board who-(a) is a salaried official of the Board; or (b) is or at any time has been adjudged insolvent or has suspended payment of his debts or has compounded with his creditors; or (c) is found to be a lunatic or becomes of unsound mind; or (d) is or has been convicted of any offence involving moral turpitude. (2) The State Government may remove from office any member who-(a) is or has become subject to any of the disqualifications mentioned in sub-section (1); or (b) is absent without leave of the Board for more than three consecutive meetings of the Board.

6. Registration of office of member and filling up of casual vacancies.

(1) A member may resign his office by giving notice thereof in writing to the State Government and on such resignation being accepted shall be deemed to have vacated his office. (2) A casual vacancy in the office of a member shall be filled up, as soon as conveniently may be, by the authority concerned and a member so nominated shall hold office for the unexpired portion of the term of the office of his predecessor. (3) No act or proceedings of the Board shall be questioned on the ground merely of the existence of any vacancy in, or any defect in constitution of the Board.

6AA. [Power to appoint Committees. - For the purpose of advising the Board in the discharge of its functions and also for carrying into effect any of the matters specified in sub-section (2) of section 7, the Board may constitute one or more Committees, of which at least one on each Committee shall be a member of the Board.] [Section 6AA was inserted by Maharashtra 22 of 1966, Section 3.]

6A. [Unpaid accumulations and claims thereto. - (1) All unpaid accumulations shall be deemed to be abandoned property.

(2) Any unpaid accumulations paid to the Board in accordance with the provisions of section 3 shall on such payment, discharge an employer of the liability to make payment to an employee in respect thereof, but to the extent only of the amount paid to the Board, and the liability to make payment to the employee to the extent aforesaid shall subject to the succeeding provisions of this section be deemed to be transferred to the Board. (3) As soon as possible after the payment of any unpaid accumulations is made to the Board, the Board shall by notice (containing such particulars as may be prescribed)-(a) exhibited on the notice-board of the factory or establishment in which the unpaid accumulation was earned, and (b) [*****] (c) also published in any two newspapers circulating and in

the language commonly understood in the area in which the factory or establishment in which the unpaid accumulation was earned is situate, or in such other manner as may be prescribed, regard being had to the amount of the claim, invite claims by employees for any payment due to them. The notice shall be inserted in the manner aforesaid in June and December of every year for a period of three years from the date of the payment of the unpaid accumulation to the Board.(4)If any question arises whether the notice referred to in sub-section (3) was given as required by that sub-section, a certificate of the Board that it was so given shall be conclusive.(5)If a claim is received whether an answer to the notices or otherwise, within a period of four years from the date of first publication of the notice in respect of such claim, the Board shall transfer such claim to the Authority appointed under section 15 of the Payment of Wages Act, 1936, having jurisdiction in the area in which the factory or establishment is situated and the Authority shall proceed to adjudicate upon, and decide, such claim. In hearing such claim, the Authority shall have the powers conferred by, and follow the procedure (in so far as it is, applicable) followed in giving effect to the provisions of that Act.(6)If the Authority aforesaid is satisfied that any such claim is valid so that the right to receive payment is established, it shall decide that the unpaid accumulation in relation to which the claim is made shall cease to be deemed to be abandoned property, and shall order the Board to pay the whole of the dues claimed, or such part thereof as the Authority decides are properly due, to the employee; and the Board shall make payment accordingly:Provided, that the Board shall not liable to pay any sum in excess of that paid under sub-section (1) of section 3 to the Board as unpaid accumulations, in respect of the claim.(7)If a claim for payment is refused, the employee shall have a right of appeal in Greater Bombay to the Court of Small Causes, and elsewhere to the District Court, and the Board shall comply with any order made in appeal. An appeal shall lie within sixty days of the decision of the Authority.(8)The decision of the Authority, subject to appeal aforesaid, and the decision in appeal of the Court of Small Causes, or as the case may be, the District Court, shall be final and conclusive as to the right to receive payment, the liability of the Board to pay and also as to the amount, if any.(9)If no claim is made within the time specified in sub-section (5) or a claim has been duly refused as aforesaid by the Authority, or an appeal by the Court, then the unpaid accumulations in respect of such claim shall accrue to, and vest in, the State as bona vacantia, and shall thereafter, without further assurance be deemed to be transferred to, from part of the Fund.] [[Section 6A was inserted by Maharashtra 22 of 1961, Section 10. Section 14 of Maharashtra 36 of 1961 reads as under:-'14. The amendments made in the principal Act by section 3(b), 7 and 10 of this Act shall, in relation to unpaid accumulations (including those already paid to the Board before the commencement of this Act), be deemed always to have been made in the principal Act:Provided that, nothing in section 10 shall apply to any unpaid accumulations not already paid to the Board, and-(a)in respect of which separate accounts have not been maintained, so that any unpaid claims of employees are not traceable, or(b)which though maintained as part of a separate account, are proved to have been spent before the 7th day of July 1961.']]

6BB. [Contributions. [Section 6BB was inserted by Maharashtra 16 of 1971, Section 5.]

(1)The contribution payable under this Act in respect of an employee in an establishment shall comprise contribution payable by the employer (hereinafter referred to as "the employer's contribution") contribution payable by such employee (hereinafter referred to as "the employee's

contribution") and the contribution payable by the State Government, and shall be paid to the Board and from part of the Fund.] [Sub-section (6) was substituted for the original sub-sections (6) and (7) by Maharashtra 36 of 1961, Section 8(c).](2)[The amount of contribution payable every six months in respect of every employee and an employer for each such employee shall be at the following rates, namely-(a)(i)in respect of an employee drawing wages upto and inclusive of [three thousand rupees per mensem, six rupees] and(ii)in respect of an employee drawing wages exceeding These words were substituted for the words 'one thousand rupees per mensem, two rupees by Maharashtra 24 of 2003, Section 4(a)(i)(B).[three thousand rupees per mensem, twelve rupees]only if the name of such employee stands on the register of an establishment on the 30th June and 31st December respectively;[Provided that, the State Government, may, on receipt of a proposal from the Board, by notification in the Official Gazette, increase once in every three years, the rate of employee's contribution so, however that, such increase shall not exceed 30 per cent, of the rates of contribution.] [This proviso was added by Maharashtra 24 of 2003, Section 4(a)(ii) (w.e.f. 7-1-2003).] [(b) in respect of an employer for each employee referred to in sub-clauses (i) and (ii) of clause (a) thrice the amount of contribution payable by an employee.] [[Clause (b) was substituted by Maharashtra 24 of 2003Section 4(a)(iii) (w.e.f. 31-12-2000). Substituted Clause (b) reads as follows-(b)in respect of an employer -(i)for each such employee referred to in sub-clause (i) of clause (a), three rupees; and(ii)for each such employee referred to LI sub-clause (ii) of clause (a), six rupees:Provided that, the State Government may, by notification in the Official Gazette, from time to time, increase the rate of employee's contribution to such amount not exceeding in the aggregate -(i)in respect of an employee referred to in sub-clause (i) of clause (a), one rupee and fifty paise; and(ii)in respect of an employee referred to In sub-clause (ii) of clause (a), three rupees;if It considers necessary to do so to enable the Board to fulfil the objects of this Act:Provided further that, where the rate of employee's contribution is so increased, the rate of employer's contribution shall be thrice the rate of employee's contribution as so increased.]](3)Every employer shall pay to the Board both the employer's contribution and the employee's contribution in accordance with the provisions of sub-section (2) before the 15th day of July and 15th day of January, as the case may be.](4)Notwithstanding anything contained in any other enactment but subject to the provisions of this Act and any rules, the employer shall in the case of any such employee be entitled to recover from the employee that employee's contribution by deduction from his wages, and not otherwise; and such deduction shall be deemed to be a deduction authorised by or under the Payment of Wages Act, 1936:Provided that, no such deduction shall be made in excess of the amount of the contribution payable by such employee, nor shall it be made from any wages other than the wages for the months of June and December:Provided further that, if through inadvertance of otherwise, no deduction has been made from the wages of an employee for the months aforesaid, such deduction may be made from the wages of such employee for any subsequent month or months with the permission in writing of the Inspector appointed under this Act.(5)Notwithstanding any contract to the contrary, no employer shall deduct the employer's contribution from any wages payable to an employee or otherwise recover it from the employee.(6)Any sum duly deducted by an employer from the wages of an employee under this section shall be deemed to have been entrusted to him by the employee for the purpose of paying the contribution in respect of which it was deducted.(7)An employer shall pay the employer's and the employees' contribution to the Board by cheque, money-order or in cash, and he shall bear the expenses of remitting to the Board such contributions.(8)The Welfare Commissioner shall submit to the State Government as soon as

possible after the end of July and January every year in the prescribed form a statement showing the total amount of [the employer's contribution and the employees' contribution in respect of employees in each establishment] [These words were substituted for the words 'the employer's contribution in respect of his establishment' by Maharashtra 2 of 1978, Section 2(3)(a).]. On receipt of the statement from the Welfare Commissioner, the State Government shall pay to the Board a contribution of [an amount equal to half the employee's contribution for the period from the 31st December, 2000 to the 31st March, 2003; and an amount equal to twice the employees' contribution with effect from the 1st April, 2003, in respect of every employee referred to in sub-clauses (i) and (ii) of clause (a) of sub-section (2).] [[This portion was substituted by Maharashtra 24 of 2003, Section 4(b) (w.e.f. 31-12-2000). Before substitution portion reads as follows-an amount equal to twice the employees' contribution in respect of that establishment, subject to a maximum of two rupees, or as the case may be, four rupees in respect of every employee referred to in sub-clauses (i) and (ii) of clause (a) of sub-section (2), respectively.]]

6B. [Interest on unpaid accumulations or fines after notice of demand. - (1) If an employer does not pay to the Board any amount of unpaid accumulations, or fines realised from the employee [or the amount of the employer's and employee's contributions under section 6BB] [Section 6B was inserted by Maharashtra 22 of 1966, Section 5.] within the time he is required by or under the provisions of this Act to pay it, the Welfare Commissioner may cause to be served a notice on such employer to pay the amount within the period specified therein, which shall not be less than thirty days from the date of service of such notice.

(2) If the employer fails, without sufficient cause, to pay any such amount within the period specified in the notice, he shall, in addition to that amount, pay to the Board simple interest-(a)[in the case of a failure to pay any amount of unpaid accumulations or fines realised from the employees, - [Clauses (a) and (b) were substituted for the original by Maharashtra 4 of 1984, Section 4.](i)for the first three months, at [one and a half per cent] of the said amount for each completed month, after the last date by which he should have paid it according to the notice; and(ii)thereafter, at [two per cent] [These words were substituted for the words 'one and a half per cent' by Maharashtra 24 of 2003, Section 5 (w.e.f. 7-1-2003).] of that amount for each completed month during the time he continues to make default in the payment of that amount;(b)in the case of a failure to pay any amount of the employer's and employees' contributions under section 6BB,(i)for the first three months, at [one and a half per cent] [These words were substituted for the words 'one per cent' by Maharashtra 24 of 2003Section 5 (w.e.f. 7-12-2003).] of the said amount for each completed month, after the last date by which he should have paid it in accordance with the provisions of sub-section (3) of section 6BB; and(ii)thereafter, at [two per cent] [These words were substituted for the words 'one and a half per cent' by Maharashtra 24 of 2003, Section 5 (w.e.f. 7-1-2003).] of that amount for each completed month during the time he continues to make default in the payment of that amount:] Provided that, the Welfare Commissioner may, subject to such conditions as may be prescribed, remit the whole or any part of the penalty in respect of any period.] [Sub-sections (2) and (3) were substituted by

Maharashtra 10 of 1987, Section 3(a).]

7. Vesting and application of Fund.

(1)The fund shall vest in and be held and applied by the Board as Trustees subject to the provisions and for the purposes of this Act. The moneys therein shall be utilised by the Board to defray the cost of carrying out measures which may be specified by the State Government from time to time to promote the welfare of labour and of their dependents.(2)Without prejudice to the generality of sub-section (1) the moneys in the Fund may be utilised by the Board to defray expenditure on the following:-(a)community and social education centres including reading rooms and libraries;(b)community necessities(c)games and sports;(d)excursions, tours and holiday homes;(e)entertainment and other forms of recreations;(f)home industries and subsidiary occupations for women and unemployed persons;(g)corporate activities of a social nature;(h)cost of administering the Act [including the salaries, allowances, pension, provident fund and gratuity and other fringe benefits of the staff] [These words were substituted for the words 'including the salaries and allowances of the staff' by Maharashtra 4 of 1984, Section 5.] appointed for the purposes of the Act; and(i)such other objects as would in the opinion of the State Government improve the standard of living and ameliorate the social conditions of labour:Provided that the Fund shall not be utilised in financing any measure which the employer is required under any law for the time being in force to carry out;Provided further that unpaid accumulations and fines shall be paid to the Board and be expended by it under this Act notwithstanding anything contained in the Payment of Wages Act, 1936, or any other law for the time being in force,(3)The Board may, with the approval of the State Government, make a grant of the Fund to any employer, any local authority or any other body in aid of any activity for the welfare of labour approved by the State Government.(4)If any question arises whether any particular expenditure is or is not debitable to the Fund, the matter shall be referred to the State Government and the decision given by the State Government shall be final.(5)It shall be lawful for the Board to continue any activity financed from the labour welfare fund of any establishment, if the said funds. is duly transferred to the Board.

8. Power of Board to borrow.

- The Board may from time to time with the previous sanction of the State Government and subject to the provisions of this Act and to such conditions as may be specified in this behalf borrow any sum required for the purpose of this Act.

9. Investment of Fund.

- Where the Fund or any portion thereof cannot be applied at any early date for fulfilling the objects of the Act, the Board shall invest the same in any of the securities specified in clauses (a) to (d) and (f) of section 20 of the Indian Trust Act. 1882.

10. Directions by State Government to Board.

- The State Government may give the Board such directions as in its opinion are necessary or expedient in connection with expenditure from the Fund or for carrying out the other purposes of the Act. It shall be the duty of the Board to comply with such directions.

11. Appointment and powers of Welfare Commissioner.

(1)(i)The Welfare Commissioner shall be appointed by the Board with the previous approval of the State Government;(ii)The Welfare Commissioner shall be the principal executive officer of the Board;(iii)It shall be the duty of the Welfare Commissioner to ensure that the provisions of this Act and the rules made thereunder are duly carried out and for this purpose he shall have the power to issue such orders not inconsistent with the provisions of the Act and rules made thereunder as he deems fit including any order implementing the decisions taken by the Board under the Act or rules made thereunder.(2)[*****] [Sub-section (2) was deleted by Maharashtra 36 of 1961, Section 11.]

12. Appointment of Inspectors.

(1)The State Government may appoint Inspectors to inspect records in connection with the sums payable into the Fund. [Inspectors appointed, whether by a local authority or the State Government under the Bombay Shops and Establishment Act, 1949, in relation to any area, shall be deemed to be also Inspectors for the purposes of this Act, in respect of establishments to which this Act applies, and the local limits within which such Inspector shall exercise his functions under this Act shall be the area for which he is appointed under the said Act.] [This portion was added by Maharashtra 16 of 1971, Section 7.](2)Any Inspector may -(a)with such assistance, if any, as he thinks fit, enter at any reasonable time any premises for carrying out the purposes of this Act;(b)exercise such other powers as may be prescribed.

13. Absorption of the existing staff under Commissioner of Labour.

(1)The Board shall take over and employ such of the existing staff under the control of the Commissioner of Labour, Bombay, as the State Government may direct and every person so taken over and employed shall be subject to the provisions of this Act and the rules made thereunder:Provided that -(a)during the period of such employment all matters relating to pay, leave, retirement, allowances, pensions, provident fund and other conditions of service of the said staff shall be regulated by the Bombay Civil Services Rules or such other rules as may be from time to time be made by the State Government;(b)every such member shall have a right of appeal to the State Government against any order of reduction, dismissal or removal from service, fine or any other punishment;Provided further that person so taken over may elect within the prescribed period that he desires to be governed by the rules made under this Act in respect of conditions of service of the staff appointed by the Board under this Act and on his electing to do so the provisions of the first proviso shall cease to apply to him.(2)[On the commencement of this Act in any area to which it is extended by the Bombay Labour Welfare Fund (Extension and Amendment) Act, 1961, the Board

shall take over and employ such of the existing staff under the control of the Commissioner of Labour, Bombay, as the State Government may direct, and every such person so taken over and employed shall be subject to the like terms and conditions and to the same provisions as in sub-section (1), and to the other provisions of this Act and the rules made thereunder.] [Sub-section (2) was added by Maharashtra 36 of 1961, section 12.]

14. Appointment of clerical and other staff by Board.

- [(1)] [Section 14 was renumbered as sub-section (1) and sub-section (2) was added by Maharashtra 16 of 1971, section 8.] The Board shall have power to appoint the necessary clerical and executive staff to carry out and supervise the activities financed from the Fund: Provided that the expenses of the staff thus appointed and other administrative expenses shall not exceed a prescribed percentage of the annual income of the fund. (2) [The Board shall, with the approval of the State Government, make regulations regarding the method of recruitment, pay and allowances, and other conditions of service of the members of its staff (other than the Welfare Commissioner and the Inspectors): Provided that, until the regulations are so made, the conditions of service of such staff shall be governed by rules made by the State Government in this behalf.] [Section 14 was renumbered as sub-section (1) and sub-section (2) was added by Maharashtra 16 of 1971, section 8.]

15. Power of State Government to remove any person of staff of Board.

- The State Government shall have the power to remove any person whom it may deem unsuitable, from the service of the Board and to make an appointment in respect of whom more than one-third of the members of the Board have not agreed.

16. Power of State Government or authorised officer to call for records, etc.

- The State Government or any officer authorised by the State Government may call for the records of the Board, inspect the same and may supervise the working of the Board.

17. Mode of recovery of [sums payable to Board,] [These words were deemed always to have been substituted for the words 'sum payable into Fund' by Maharashtra 22 of 1966, Section 6(b).] etc.

- Any sum payable [to the Board or] [These words were deemed always to have been inserted by Maharashtra 22 of 1966, Section 6(a).] into the Fund under this Act shall, without prejudice to any other mode of recovery, be recoverable on behalf of the Board as in arrear of land revenue.

17A. [Penalty for obstructing inspection in discharge of Inspector's duties or for failure to produce documents, etc. - Any person who wilfully obstructs an Inspector in the exercise of his powers or discharge of his duties under this Act or fails to produce for inspection on demand by an Inspector any

registers, records, or other documents maintained in pursuance of the provisions of this Act or the rules made thereunder or to supply to him on demand true copies of any such documents shall, on conviction, be punished-

(a)for the first offence, with imprisonment for a term which may extend to three months, or with fine which may extend to five hundred rupees, or with both; and(b)for a second or subsequent offences, with imprisonment for a term which may extend to six months, or with fine which may extend to one thousand rupees, or with both:Provided that, in the absence of special and adequate reasons to the contrary to be mentioned in the judgment of the Court, in any case where the offender is sentenced to a fine only, the amount of fine shall not be less than fifty rupees.

17B. Provisions relating to jurisdiction.

(1)No Court inferior to that of a [Metropolitan Magistrate or a Judicial Magistrate of the first class] [These words were substituted for the words 'Presidency Magistrate or Magistrate of the first class' by Maharashtra 10 of 1987, Section 4.] shall try any offence punishable under section 17A.(2)No prosecution for such offence shall be instituted, except by an Inspector with the previous sanction of the Welfare Commissioner.(3)No Court shall take cognisance of such offence, unless complaint thereof is made within six months of the date on which the offence is alleged to have been committed.] [Section 17A and 17B were inserted by Maharashtra 22 of 1966, Section 7.]

18. Supersession of Board.

(1)If the State Government is satisfied that the Board has made default in performing any duties imposed on it by or under this Act or has abused its power, the State Government may by notification in the Official Gazette supersede and reconstitute the Board [in the manner prescribed for constitution of the Board] [These words were substituted for the words 'in the prescribed manner' by Maharashtra 16 of 1971, Section 9.]:Provided that before issuing the notification under this sub-section the State Government will give a reasonable opportunity to the Board to show cause why it should not be superseded and shall consider the explanations and objections, if any, of the Board.(2)After the supersession of the Board and until it is reconstituted the powers, duties and functions of the Board under this Act shall be exercised or performed by the Board or by such officer or officers, as the State Government may appoint for this purpose.

19. Rules.

(1)The State Government may, by notification in the Official Gazette and subject to the condition of previous publication, make rules to carry out the purposes of this Act.(2)In particular and without prejudice to the generality of the foregoing power, such rules may be made for all or any of the following matters, namely:(a)[the intervals at which or the period within which any of the sums referred to in section 3 shall be paid to the Board or into the Fund, the manner of making such payment and the agency for, and manner of collection of any such sum;] [Clause (a) was deemed

always to have been substituted for the original by Maharashtra 22 of 1966, Section 8(a).] (b) the manner in which the accounts of the Fund shall be maintained and audited under sub-section (3) of section 3; (c) the procedure for making grants from the Fund under section 7; (d) the procedure for defraying the expenditure incurred in administering the Fund; (e) the number of representatives of employers and employees, independent members and representatives of women on the Board, and the allowances, if any, payable to them, under section 4; (f) the manner in which the Board shall conduct their business; (g) the duties and powers of the Inspectors and the conditions of service of the Welfare Commissioner and Inspectors [* * *] [The words 'and other staff' were deleted by Maharashtra 16 of 1971, Section 10(1).] appointed under this Act; (ga) [the delegation of the powers and functions of the Board to the Welfare Commissioner and the conditions and limitations subject to which the powers may be exercised or functions discharged;] [This clause was inserted by Bombay 16 of 1956, Section 2.] (h) the percentage of the annual income of the Fund beyond which the Board may not spend on the staff and on other administrative members; (i) [the registers and records to be maintained and returns to be sent to the Board under this Act;] [Clause (i) was substituted by Maharashtra 16 of 1971, Section 10(2).] (j) the publication of the report of the activities financed from the Fund together with a statement of receipts and expenditures of the Fund and statement of accounts; (k) any other matter which under this Act is or may be prescribed. (3) [Every rule made under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions, and if, before the expiry of the session in which it is so laid or the session immediately following, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall, from the date of publication of a notification in the Official Gazette of such decision, have effect only in such modified form, or be of no effect, as the case may be; so however that any such modification or annulment shall be without prejudice to the validity of anything previously done or omitted to be done under that rule.] [Sub-section (3) was substituted for the original by Maharashtra 22 of 1966, Section 8(b).]

20. Members of Board, Welfare Commissioner, Inspectors and all officers and servants of Board to be public servants.

- The members of the Board, the Welfare Commissioner, Inspector and all officers and servants of the Board shall be deemed to be public servants within the meaning of section 21 of the Indian Penal Code.

21. Protection to persons acting in good faith.

- No suit, prosecution or other legal proceedings shall lie against any person for anything which is in good faith done or intended to be done under this Act.

22. Exemptions.

- The State [Government may, after consulting the Board] [These words were substituted for the words 'Government may' by Maharashtra 24 of 2003, Section 6, (w.e.f. 7-1-2003).] by notification in

the Official Gazette exempt any class of establishment from all or any of the provisions of this Act subject to such conditions as may be specified in the notification.

23. Amendment of section 8 of Act IV of 1936.

- In section 8 of the Payment of Wages Act, 1936, to sub-section (8) the following shall be added, before the Explanation, namely :- "but in the case of any factory or establishment to which the Bombay Labour Welfare Fund Act, 1953, applies all such realisations shall be paid into the Fund constituted under the said Act." Notifications G. N., D. D., No. 1313/46, dated 23rd June, 1953 (B. G., Part IV-B, page 1256) - In exercise of the powers conferred by sub-section (3) of section 1 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Bombay is pleased to appoint the 24th June 1953 as the date on which the said Act shall come into force in each of the areas specified in the Schedule appended hereto, namely :-

Schedule

Areas within the limits of-(1)The Municipal Corporation of Greater Bombay.(2)The Municipal Corporation of Poona.[****] [Not printed as it pertains to the Gujarat and Mysore States.](4)The Thana Municipal Borough.(5)The Ambarnath Village in the Thana District.[*****] [Not printed as it pertains to the Gujarat and Mysore States.](11)The Sholapur Municipal Borough.(12)The Jalgaon Municipal Borough.(13)The Amalner Municipal Borough.(14)The Chalisgaon Municipal Borough.(15)The Dhulia Municipal Borough.[* * *] [Not printed as it pertains to the Gujarat and Mysore States.](18)The Barsi Municipal Borough.G. N., D. D., No. 1313/46, dated 27th June, 1955 (B. G., Part IV-B, page 1373) - In exercise of the powers conferred by sub-section (3) of section 1 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Bombay is pleased to appoint the 1st July 1955 as the date on which the said Act shall come into force in the area specified in the Schedule appended hereto, namely :-

Schedule 2

Salgarvasty locality near the Sholapur Municipal limits G. N., D. D., No. BLW. 1756, dated 31st May, 1956 (B. G., Part IV-B, p. 757) - In exercise of the powers conferred by sub-section (3) of section 1 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Bombay is pleased to appoint the 15th June, 1956, as the date on which the said Act shall come into force in the area within the limits of the Kolhapur Municipality.G. N., I. & L. D., No. BLW. 1162-LAB-III, dated 7th January, 1963 (M. G., Part I-L, page 187) - In exercise of the powers conferred by sub-section (3) of section 1 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Maharashtra hereby appoints the 1st day of February 1963 to be the date on which the said Act shall come into force in the areas within a radius of 16 kilometres from the limits of the Thana Municipal Borough and the Ambarnath village in the Thana District.G. N., I. & L. D., No. LWC. 1066-LAB.III, dated 7th June, 1967 (M. G., Part I-L, page 2546) - In exercise of the powers conferred by sub-section (3) of section 1 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Maharashtra hereby appoints the 1st June 1967 as the date on which the said Act shall come into force in the areas specified in the Schedule appended hereto namely: -

Schedule 3

- 1. Areas within the municipal limits of Bhivandi (Thana District)**
- 2. Pimpri and other industrial areas outside Poona Municipal Corporation limit (Poona District).**
- 3. Areas within the municipal limits of Achalpur Camp (Paratwada)**

G. N., I. & L. D., No. LWC. 1068/133812/LAB-III, dated 4th July, 1970 (M. G., I-L, page 3631) - In exercise of the powers conferred by sub-section, (3) of section 1 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Maharashtra hereby appoints the 10th day August 1970 to be the date on which the said Act shall come into force in the areas within the limits of the Municipal Councils specified in the Schedule hereto and of the village panchayat of Kanhan Pimpri in the Ramtek taluka of the Nagpur District and within the area of 16 kilometres from such limits.

Schedule 4

- 1. Nashik Road-Deolali Municipal Council.**
- 2. Malegaon Municipal Council.**
- 3. Ichalkaranji Municipal Council.**
- 4. Sangli Municipal Council.**
- 5. Ratnagiri Municipal Council.**
- 6. Satara City Municipal Council.**
- 7. Paithan Municipal Council.**

G. N., I. & L. D., No. BLW. 1158-LAB. III, dated 31st October, 1961 (M. G., Part I-L, page 2915) - In exercise of the powers conferred by sub-section (2) of section 1 of the Bombay Labour Welfare Fund (Extension and Amendment) Act, 1961 (Maharashtra XXXVI of 1961), the Government of Maharashtra hereby appoints the 1st day of January 1962 as the date on which the said Act shall come into force. G. N., I. & L. D., No. MLW, 1265-LAB. III, dated 4th August, 1967 (M. G., Part I-L, page 3260) - In exercise of the power conferred by sub-section (2) of section 1 of the Bombay Labour Welfare Fund (Amendment) Act, 1965 (Maharashtra XXII of 1966), the Government of Maharashtra hereby appoints the 4th day of August 1967 to be the date on which the said Act shall come into force. G. N., I. & L. D., No. BLW. 1071/121846/Lab-IV, dated 27th April, 1971 (M. G., Part I-I, page

2552) - In exercise of the powers conferred by sub-section (2) of section 1 of the Bombay Labour Welfare Fund (Amendment) Act, 1970 (Maharashtra XVI of 1971), the Government of Maharashtra hereby appoints the 7th day of May 1971 to be the date on which the said Act shall come into force. G. N., I. & L. D., No. MLW. 1171/Lab. III-B, dated 10th May, 1972 (M. G., Part I-L, page 3627) - In exercise of the powers conferred by sub-section (3) of section 1 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Maharashtra hereby appoints the 1st day of July 1972 to be the date on which the said Act, shall come into force in all those areas of the State of Maharashtra in which that Act, has not so far come into force. G. N., I. & L. D., No. MLW. 1171/3155-Lab. III, dated 14th July, 1971 (M. G., Part I-L, page 4019) - Whereas, the term of office of the members of the Maharashtra Labour Welfare Board constituted under Government Notification, Industries and Labour Department, No. MLW. 1165/Lab-III, dated the 16th July, 1965, read with Government Notification Industries and Labour Department No. 1168/Lab. III, dated the 16th July, 1968, expires on the 17th July, 1971; Now thereof, in exercise of the powers, conferred by sub-section (1) of section 4 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953) read with rule 10 of the Bombay Labour Welfare Fund Rules, 1953, the Government of Maharashtra hereby directs that with effect from the 18th day of July 1971 the said Board shall consist of the following members namely:- A. Representatives of Employers -

1. to 5 [Names not printed -Ed.]

B. Representatives of Employees -

1. to 5 [Names not printed -Ed.]

C. Independent Members -

1. to 5 [Names not printed -Ed.]

D. Members Representing Women -

1. to 4 [Names not printed -Ed.]

G. N., I. E. & L. D., No. MLW. 1180/1883-Lab-11, dated 24th March, 1981 (M. G., Part I-L, page 2512) - Whereas the term of office of the Members of the Maharashtra Labour Welfare Board, constituted under Government Notification, Industries, Energy and Labour Department No. MLW. 1177/758-LAB-11, dated the 19th July, 1977, as amended by Government from time to time, expired on the 18th July, 1980. Now, therefore, in exercise of the powers conferred by sub-section (1) of section 4 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), read with rule 10 of the Bombay Labour Welfare Fund Rules 1953, the Government of Maharashtra hereby directs that with effect from 24th day of March 1981 the said Board shall consist of the following members, namely:- A. Representatives of Employers [Names not printed -Ed.] B. Representatives of Employees [Names not printed -Ed.] C. Independent Members [Names not printed -Ed.] D. Members Representing Women [Names not printed -Ed.] G. N., D.D., No. 1313/46, dated 24th June, 1953 (B.

G., Part IV-B, Page 1230) - In exercise of the powers conferred by sub-section (1) of section 12 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Bombay is pleased to appoint the Inspectors appointed under, sub-sections (1) and (2) of section 8 of the Factories Act, 1948 (LXIII of 1948), as Inspectors for the purposes of this Act. G. N., D.D., No 2471/48, dated 25th July, 1953 (B.G., Part IV-B, page 1516) - In exercise of the powers conferred by sub-section (1) of section 12 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Bombay is pleased to appoint the Inspectors appointed under sub-section (3) of section 14 of the Payment of Wages Act, 1936 (IV of 1936), as Inspectors for the purposes of this Act. G. N., I, & L, D., No. MLW, 1264/LAB, III, dated 22nd December, 1964 (M. G., Part I-L, page 4501) - In exercise of the powers conferred by sub-section (1) of section 12 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Maharashtra hereby appoints the Officer on Special Duty of the Maharashtra Labour Welfare Board, Bombay, to be an Inspector for the purpose of the said Act. G. N., I. & L. D., No. MLW. 1071/123954/Lab. III-B, dated 23rd May, 1972 (M. G., Part I-L, page 4038) - In exercise of the powers conferred by sub-section (1) of section 12 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Maharashtra hereby appoints the officers specified in column 1 of the Schedule hereto (being officers of the Board) to be Inspectors for the areas respectively specified against them in column 2 thereof, to inspect records in connection with the sums payable into the Funds.

Schedule 5

Officers	Areas
Deputy Welfare Commissioner, Central Office, Bombay.	The whole of the Maharashtra State.
Senior Assistant Welfare Commissioner (Inspection), Bombay.	Do.
Assistant Welfare Commissioner (Headquarter), Bombay.	Do.
Assistant Welfare Commissioner, Nagpur.	The whole of the Nagpur Division.
Regional Workers' Welfare Officers, Sholapur.	The whole of the Aurangabad Division.
Workers' Welfare Officer, Poona	Ahmednagar, Poona, Satara, Sangali and Kolhapur Districts.
Workers' Welfare Officer, Sholapur.	Sholapur District.
Workers' Welfare Officer, Akola.	Akola and Yeotmal Districts.
Workers' Welfare Officer, Amravati	Amravati District.
Labour Welfare Fund Inspectors on the Board's Central Establishment.	[Whole of the State of Maharashtra] [Substituted by G.N. of 9-6-1976.]

G. N., I. & L. D., No. MLW. 1071/129611/Lab. III-B, dated 8th September, 1972 (M. G., Part page 5870) - In exercise of the powers conferred by sub-section (1) of section 12 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Maharashtra hereby appoints the Officers specified in column 1 of the Schedule hereto (being Officers of the Board) to be Inspectors for the area specified against them in column 2 thereof, to inspect records in connection with the sums payable into the Funds:-

Schedule 6

Officers	Areas
Workers Development Officers, Bombay	Greater Bombay.
G. N., I. & L. D., No. MLW. 1074/2090 (229)/Lab-6, dated 30th January, 1976 (M. G., Part page 887) - In exercise of the powers conferred by sub-section (1) of section 12 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Maharashtra hereby appoints the officers specified in column 1 of the Schedule hereto (being officers of the Board) to be Inspectors for the areas respectively specified against them in column 2 thereof, to inspect records in connection with the sums payable into the Fund.	

Schedule 7

Officers	Areas
Deputy Welfare Commissioner (II), Head Quarters, Bombay.	All areas in Maharashtra State.
Assistant Welfare Commissioner, Pune Division, Pune.	The Whole of Pune Division.
Assistant Welfare Commissioner, Aurangabad Division.	The Whole of Aurangabad Division. Aurangabad.
Workers' Development Officer, Pune	The Whole of Pune Division.
Workers' Development Officer, Nagpur	The Whole of Nagpur Division.
Workers' Welfare Officer, Aurangabad	Aurangabad Division.
Workers' Welfare Officer, Nanded	Nanded District.
Workers' Welfare Officer, Nashik	Nashik District.
Workers' Welfare Officer, Bombay	Greater Bombay and other Districts in Bombay Division.

G. N., I. E. L. D., No. MLW. 1081/3422/Lab-II, dated 15th July, 1982 (M. G., Part page 6752) - In exercise of the powers conferred by sub-section (1) of section 12 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Maharashtra hereby appoints the officers specified in column 1 of the Schedule hereto (being officers of the Board) to be Inspectors for the areas respectively specified against them in column 2 thereof, to inspect records in connection with the sums payable into the Funds.

Schedule 8

Officers	Areas
Assistant Welfare Commissioner, Thane	The whole of Thane, Raigad, Sindhudurg, Ratnagiri, Dhule, Jalgaon and Nashik Districts.
Workers' Welfare Officer, Thane	The whole of Thane District.
Workers' Welfare Officer, Nashik	The whole of Nashik, Jalgaon and Dhule Districts.
	The whole of Ratnagiri, Raigad and Sindhudurg Districts.

Workers' Welfare Officer, Sindhudurg
Ratnagiri-Raigad

Assistant Welfare Commissioner, Akola The whole of Akola, Amravati, Buldhana and Yeotmal Districts.

Workers' Welfare Officer, Wardha The whole of Wardha and Chandrapur Districts.

Workers' Welfare Officer, Bhandara The whole of Bhandara District.

Workers' Welfare Officer, Kolhapur The whole of Kolhapur, Satara and Sangli Districts.

Assistant Welfare Commissioner, Greater Bombay Greater Bombay.

Stadium Manager, Bombay Greater Bombay.

Regional Projects Manager, Kamgar Kalyan Nagari, Pimpri. The whole of Pune and Ahmednagar Districts.

Workers' Welfare Officer, Kamgar Kalyan Nagari, Pimpri. The whole of the area comprised in Pimpri-Chinchwad Municipal Council.

G. N., I. E. L. D., No. MLW-1088/5311/Lab-10, dated 17th January, 1989 (M. G., Psrt I-L, page 845) - In exercise of the powers conferred by sub-section (1) of section 12 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Maharashtra hereby appoints the Labour Welfare Fund Inspectors (Junior) to be Inspectors for the purpose of the said Act, to inspect records in connection with the sums payable into the Labour Welfare Fund for the areas of the whole State of Maharashtra. G. N., I. & L. D., No. MLW-1088/5311/Lab-10, dated 17th January, 1989 (M. G., Part I-L, page 845) - In exercise of the powers conferred by sub-section (1) of section 12 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Maharashtra hereby appoints the Labour Welfare Fund Inspectors (Junior) to be Inspectors for the purpose of the said Act, to inspect records in connection with the sums payable into the Labour Welfare Fund for the areas of the whole State of Maharashtra. G. N., I. E. L. D., No. BLW-1159/102198/Lab-III, dated 6th April, 1961 (M. G., Part I-L, page 931) - In exercise of the powers conferred by section 22 of the Bombay Labour Welfare Funds Act, 1953 (Bombay XL of 1953), and in supersession of Government Notification in the Development Department No. 2500/48-K dated the 17th January, 1956, in so far as it relates to the Municipal Corporations of Greater Bombay and City of Poona, the Government of Maharashtra hereby exempts on and from 24th June, 1953, the said Municipal Corporations from all the provisions of the said Act, subject to the conditions:-(a) that each of the Corporations submits to the State Government at the end of every year a statement-(i) showing the amount which, but for this exemption, it would have paid in that year into the Bombay Labour Welfare Funds under section 3 of the said Act; and (ii) showing the amount utilised by it in that year to defray expenditure on objects falling under section 7 of the said Act; and that the amount so utilised in such year is not less than the amount referred to in sub-clause (a) of clause (i). G. N., I. & L. D., No. MLW-1263/138790/Lab-III, dated 3rd February, 1964 (M. G., Part IV-B, page 100) - In exercise of the powers conferred by section 22 of the Bombay Labour Welfare Fund Act, 1953 (Bombay XL of 1953), the Government of Maharashtra hereby exempts the establishments of the Defence Installations located in the State of Maharashtra from all the provisions of the said Act, subject to the conditions:-(i) that each of the establishments shall submit to the State Government at the end of every year a statement-(a) showing the amount which, but for this exemption, it would have paid in that year into the Maharashtra Labour Welfare Funds under section 3 of the said Act;

and.(b)showing the amount utilised by it in that year to defray expenditure on objects falling under section 7 of the said Act; and(ii)that the amount so utilised in such year is not less than the amount referred to in sub-clause (a) of clause (i).G. N., I. & L. D., No. MLW-1264/Lab-III, dated 23rd November, 1964 (M. G., Part I-L, page 4079) - In exercise of the powers conferred by section 22 of the Bombay Labour Welfare Funds Act, 1953 (Bombay XL of 1953), Government of Maharashtra hereby exempts the establishment of the Films Division of the Government of India in Bombay, from all the provisions of the said Act, as the unpaid wages and fines, if any, collected from employees are credited into Government Treasury.