

# **The Andhra Pradesh Contract Labour (Regulation and Abolition) Rules, 1971**

ANDHRA PRADESH

India

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### **Rule**

### **THE-ANDHRA-PRADESH-CONTRACT-LABOUR-REGULATION-AND-ABOLITION-RULES, 1971**

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The Andhra Pradesh Contract Labour (Regulation and Abolition) Rules, 1971 Published vide G.O.Ms.No.1313, Home (Labour-5), 9th September 1971. Published in Issue No. 18 of R.S. to Part 2-Extraordinary, A.P. Gazette, dated 9-9-1971. In exercise of the powers conferred by Section 35 of the Contract Labour (Regulation and Abolition) Act, 1970 (Central Act 37 of 1970), the Governor of Andhra Pradesh hereby makes the following rules, the same having been previously published at pages 128-181 of Rules. Supplement to Part II of the Andhra Pradesh Gazette, dated the 22nd July, 1971, as required under sub-section (1) of the said Section of the Act.

## **Chapter I**

### **1. Short title and extent:**

(1) These rules may be called the Andhra Pradesh Contract Labour (Regulation and Abolition) Rules, 1971. (2) They shall extend to and be in force in the whole of the State of Andhra Pradesh.

### **2. Definitions:**

- In these rules, unless the subject or context otherwise requires:-(a)'Act' means the Contract Labour (Regulation and Abolition) Act, 1970 (Central Act 37 of 1970);(b)'Appellate Officer' means the Appellate Officer appointed by the State Government under sub-section (1) of Section 15;(c)'Board' means the State Advisory Board constituted under Section 4;(d)'Chairman' means the Chairman of the Board;(e)'Committee' means a Committee constituted under sub-section (1) of Section

5;(f)'Form' means a Form appended to these rules;(g)'Government' means Government of Andhra Pradesh;(h)'Section' means a Section of the Act.

## **Chapter II**

### **State Board**

#### **3. Composition of the Board:**

- The Board shall consist of : (a) a Chairman to be appointed by the government(b)the Labour Commissioner, ex-officio, or in his absence any other officer nominated by the government in that behalf.(c)one person representing the State Government to be appointed by the Government from amongst its officials,(d)one person representing the Public Works Department, after consulting the concerned department,(e)three persons, one representing the employers in Sugar Industry, one representing the employers in other industries and one representing the contractors to whom the Act applies to be appointed by the Government after consultation with such organisations, if any, of the employers and the contractors as may be recognised by the Government in this behalf.(f)four persons, one representing the employees from the Sugar Industry, one representing the employees in other industries and two representing the employees of contractors to whom the Act applies to be appointed by the Government after consultation with such organisations, if any, of the employees representing the respective interest as may be recognised by the State Government in this behalf.

#### **4. Term of office:**

(1)The Chairman of the Board shall hold office as such for a period of three years from the date on which his appointment is notified in the Official Gazette.(2)Each of the members of the Board referred to in clauses (c) and (d) of Rule 3, shall hold office as such during the pleasure of the Governor.(3)Each of the members referred to in clauses (e) and (f) of Rule 3 shall hold office as such for a period of three years commencing from the date on which his appointment is first notified in the Official Gazette :Provided that where the successor of any such member has not been notified in the Official Gazette on or before the expiry of the said period of three years, such member shall, notwithstanding the expiry of the period of his office, continue to hold such office until the appointment of his successor has been notified in the Official Gazette.(4)If a member is unable to attend a meeting of the Board, the State Government or the Body which appointed or nominated him may by notice in writing signed on its behalf and by such member and addressed to the Chairman of the Board nominate a substitute in his place to attend the meeting and such a substitute member shall have all the rights of a member in respect of that meeting and any decision taken at the meeting shall be binding on the said body.

#### **5. Resignation:**

- A Member of the Board, not being an ex-officio member, may resign his office by a letter signed by him and addressed to the Government and on such resignation being accepted by the Government, his office shall fall vacant on the date on which such resignation is accepted.

## **6. Cessation of membership:**

- If any member of the Board, not being an ex-officio member, fails to attend three consecutive meetings of the Board, without obtaining the leave of the Chairman for such absence, he shall cease to be a member of the Board. Provided that the Government may, if it is satisfied that such member was prevented by sufficient cause from attending three consecutive meetings of the Board, direct that such cessation shall not take place and on such direction being made, such member shall continue to be a member of the Board.

## **7. Disqualification for membership:**

(1) A person shall be disqualified for being appointed and for being a member of the board (i) if he is of unsound mind and stands so declared by a competent Court; or (ii) if he is an undischarged insolvent; or (iii) if he has been or is convicted of an offence which, in the opinion of the Government involves moral turpitude. (2) If a question arises as to whether a disqualification has been incurred under sub-rule (1) the Government shall decide the same.

## **8. Removal from membership:**

- The Government may remove from office any member of the board, if in its opinion such a member has ceased to represent the interest which he purports to represent on the board: Provided that no such member shall be removed unless a reasonable opportunity is given to him of making any representation against the proposed action.

## **9. Vacancy:**

(1) When a vacancy occurs or is likely to occur in the membership of the Board, the Chairman shall submit a report to the Government and on receipt of such report the Government shall take steps to fill the vacancy by making an appointment from amongst the category of persons to which the person vacating membership belonged and the person so appointed shall hold office for the remainder of the term of office of the member in whose place he is appointed. (2) If any vacancy occurs in the membership of the Board by reason of death of, or resignation by a member, it shall be filled by the Government by making an appointment from amongst the category of persons to which the deceased or the resigned member, as the case may be, belonged and the person so appointed shall hold office for the remainder of the term of office of the member in whose place he is appointed,

## **10. Staff:**

- (1) (i) The Government may appoint one of its officials as Secretary to the Board and appoint such other staff as it may think necessary to enable the Board to carry out its functions. (ii) The salaries and allowances payable to the staff and the other conditions of service of such staff shall be such as may be decided by the Government. (2) The Secretary:-(i) shall assist the Chairman in convening

meetings of the Board,(ii)may attend the meetings but shall not be entitled to vote at such meetings,(iii)shall keep a record of the minutes of such meetings; and(iv)shall take necessary measures to carry out the decisions taken at the meetings of the Board.

## **11. Allowances of Members:**

(1)The T.A. or Daily Allowance of an official member, shall be governed by rules applicable to him for journey performed by him on official duties and shall be paid by the authority paying his salary.(2)Each non-official member of the Board shall be entitled to draw travelling allowance and daily allowance, for any journey performed by him in connection with the performance of his duties, at the rates admissible to a non-official member of First Class Government Committee under Andhra Pradesh Travelling Allowance Rules.

## **12. Disposal of business:**

- Every question which the Board is required to take into consideration shall be considered at a meeting, or, if the Chairman so directs, by sending the necessary papers to every member for opinion, and the question shall be disposed of in accordance with the decision of the majority:Provided that in the case of equality of votes, the Chairman shall have a second or a casting vote.Explanation:- "Chairman" for the purposes of this Rule shall include Chairman nominated under Rule 13 to preside over meeting.

## **13. Meetings:**

(1)The Board shall meet at such places and times as may be specified by the Chairman.(2)The Chairman shall preside over every meeting of the Board at which he is present and in his absence nominate a member of the Board to preside over such meeting.

## **14. Notice of meeting and list of business:**

- (I) Ordinarily seven days' notice shall be given to the members of a proposed meeting.(2)No business which is not on the list of business for a meeting shall be considered at that meeting without the permission of the Chairman.

## **15. Quorum:**

- No business shall be transacted at any meeting unless at least four members are present :Provided that if at any meeting less than four members are present, the Chairman may adjourn the meeting to another date informing members present and giving notice to the other members that he proposes to dispose of the business at the adjourned meeting whether there is prescribed quorum or not, and it shall thereupon be lawful for him to dispose of the business at the adjourned meeting irrespective of the number of members attending.

## **16. Committees of the Board:**

(1)(i)The Board may constitute such Committees and for such purposes as it may think fit.(ii)While constituting the Committee the Board may nominate one of its members to be the Chairman of the Committee.(2)The Committee shall meet at such times and places as the Chairman of the said Committee may decide and the Committee shall reserve such rules of procedure in regard to the transaction of business at its meeting as it may decide upon.(3)The provisions of Rule 11 shall apply to the members of the Committee for attending the meetings of the Committee as they apply to the members of the Board.

## **Chapter III**

### **Registration and Licensing**

## **17. Manner of making application for registration of establishment:**

- (1) The application referred to in sub-section (1) of Section 7 shall be made in triplicate, in Form I to the Registering Officer of the area in which the establishment sought to be registered is located.(2)The application referred to in sub-rule (1) shall be accompanied by a treasury receipt showing payment of the fees for the registration of the establishment.(3)Every application referred to in sub-rule (1) shall be either personally delivered to the Registering Officer or sent to him by registered post.(4)On receipt of the application referred to in sub-rule (1), the Registering Officer shall, after noting thereon the date of receipt by him of the application, grant an acknowledgement to the applicant.

## **18. Grant of Certificate of Registration:**

- (1) The Certificate of Registration granted under sub-section (2) of Section 7 shall be in Form El.(2)Every Certificate of Registration granted under sub-section (2) of Section 7 shall contain the following particulars, namely:-(a)the name and address of the establishment;(b)the maximum number of workmen to be employed as contract labour in the establishment ;(c)the type of business, trade, industry, manufacture or occupation which is carried on in the establishment ;(d)such other particulars as may be relevant to the employment of contract labour in the establishment ;(3)The Registering Officer shall maintain a register in Form III showing the particulars of establishments in relation to which Certificates of Registration have been issued by him.(4)If, in relation to an establishment, there is any change in the particulars specified in the Certificate of Registration, the principal employer of the establishment shall intimate to the Registering Officer, within thirty days from the date when such change takes place, the particulars of, and the reasons for such change.

## **19. Circumstances in which application for registration may be rejected:**

(1)If any application for registration is not complete in all respects, Registering Officer shall require the principal employer to amend the application so as to make it complete in all respects.(2)If the

principal employer, on being required by the Registering Officer to amend his application for registration, limits or fails to do so, the Registering Officer shall reject the application for registration.

## **20. Amendment of certificate of registration:**

(1)Where, on receipt of the intimation under sub-rule (4) of Rule 18, the Registering Officer is satisfied that an amount higher than the amount which has been paid by the principal employer as fees for the registration of the establishment is payable, he shall require such principal employer to deposit a sum which, together with the amount already paid by such principal employer, would be equal to such higher amount of fees payable for the registration of establishment and to produce the treasury receipt showing such deposit.(2)Where, on receipt of the intimation referred to in sub-rule (4) of Rule 18, the Registering Officer is satisfied that there has occurred a change in the particulars of the establishment, as entered in the register in Form III, " he shall amend the said register and record therein the change which has occurred:Provided that no such amendment shall affect anything done or any action taken or any right, obligation or liability acquired or incurred before such amendment:Provided further that the Registering Officer shall not carry out any amendment in the Register in Form 1111 unless the appropriate fees have been deposited by the principal employer.

## **21. Application for licence:**

- (I) Every application by a contractor for the grant of a licence shall be made in triplicate in, Form IV, to the Licensing Officer of the area in which the establishment, in relation to which he is the contractor, is located.(2)Every application for the grant of a licence shall be accompanied by a certificate by the principal employer in Form V to the effect that the applicant has been employed by him as a contractor in relation to his establishment and that he undertakes to be bound by all the provisions of the Act and the rules made thereunder in so far as the provisions are applicable to him as principal employer in respect of the employment of contract labour by the applicant.(3)Every such application shall be either personally delivered to the Licensing Officer or sent to him by registered post.(4)On receipt of the application referred to in sub-rule (I) the Licensing Officer shall, after noting thereon the date of receipt of the application, grant an acknowledgement to the applicant.(5)Every application referred to in sub-rule (1) shall also be accompanied by a treasury receipt showing(i)the deposit of the security at the rates specified in Rule 24; and(ii)the payment of the fees at the rates specified in Rule 26.

## **22. Matters to be taken into account in granting or refusing a licence:**

- In granting or refusing to grant a licence the Licensing Officer shall take the following matters into account, namely:-(a)whether the applicant(i)is a minor, or(ii)is of unsound mind and stands so declared by a competent Court, or(iii)is an undischarged insolvent, or(iv)has been convicted (at any time during a period of five years immediately preceding the date of application) of an offence which, in the opinion of the State Government, involves moral turpitude.(b)whether there is an order of the Government or an award or settlement for the abolition of contract labour in respect of

the particular type of work in the establishment for which the applicant is a contractor.(c)whether any order has been made in respect of the applicant under sub-section (1) of Section 14, and, if so, whether a period of two years has elapsed from the date of that order.(d)whether the fees for the application have been deposited at the rates specified in Rule 26, and(e)whether security has been deposited by the applicant at the rates specified in Rule 24.

### **23. Refusal to grant licence:**

(1)On receipt of the application, and as soon as possible thereafter, the Licensing Officer shall make such enquiry as he considers necessary to satisfy himself about the eligibility of the applicant for a licence.(2)(i)Where the Licensing Officer is of opinion that the licence should not be granted, he shall, after affording reasonable opportunity to the applicant to be heard, make an order rejecting the application.(ii)The order shall record the reasons for the refusal and shall be communicated to the applicant.

### **24. Security:**

- [(1) Before a licence is issued, an amount calculated at the rate of Rs.50/- (Rupees Fifty only) for each workmen to be employed as contract labour, in respect of which the application for licence has been made, shall be deposited by the contractor for due performance of the conditions of the licence and compliance with the provisions of the Act or the rules made thereunder:Provided that where the contractor is a Co-operative Society, the amount deposited as security shall be at the rate of Rs.10/- (Rupees ten only) for each of the workmen to be employed as contract labour.] [Substituted by G.O.Ms.No.68, L.E.T. & F (Lab.II), dated 17-11-2003, w.e.f. 5-12-2003.][ (I-A) Where the applicant for the licence was holding a licence in regard to another work and that licence had expired, the licensing officer if he is of the view that any amount out of the security deposited in respect of that licence is to be directed to be refunded to the applicant under Rule 31, may, on an application made for that purpose in Form VA by the applicant adjust the amount so to be refunded towards the security required to be deposited in respect of the application for a new licence and the applicant need deposit in such a case, only the balance amount, if any, after making such adjustment] [Sub-rule (I-A) inserted by G.O.Ms.No. 42, L.E.N. & T.E. (Lab-II), dated 25-1-1980. pub. at pages 194 - 198 of A.S. to Part II, A.P. Gazette, dated 27-3-1980.].(2)(a)[The amount of security or the balance amount, required to be deposited under sub-rule (1) or as the case may be under sub-rule (1-A)] [Substituted for the original words 'The amount of security deposit' by G.O.Ms.No. 42, dated 25-1-1980.] shall be paid in the local Treasury under the Head of Account [

Minor Head: 32 Deposits under various Central and State Acts.

Sub Head: Deposits under the Contract Labour (Regulation and Abolition) Act, 1970.

K.Deposits and advances:(b)Deposits not bearing interest 843 Civil Deposits.]

## 25. Form and terms and conditions of Licence:

- Every licence granted under sub-section (1) of Section 12 shall be in Form VI and shall be subject to the following conditions, namely:-(i)the licence shall be non-transferable;(ii)the number of workmen employed as contract labour in the establishment shall not on any day, exceed the maximum number specified in the licence;(iii)save as provided in these rules, the fees paid for the grant, or as the case may be for renewal of the licence shall be non-refundable;(iv)the rates of wages payable to the workmen by the contractor shall not be less than the rates prescribed under the Minimum Wages Act, 1948 (11 of 1948) for such employment where applicable and where the rates have been fixed by agreement, settlement or award not less than the rates so fixed;(v)(a)in case where the workmen employed by the contractor perform the same or similar kind of work as the workmen directly employed by the principal employer of the establishment, the wage rates, holidays, hours of work and other conditions of service of the workmen of the contractor shall be the same as applicable to the workmen directly employed by the principal employer of the establishment on the same or similar kind of work :Provided that in the case of any disagreement with regard to the type of work, the same shall be decided by the Commissioner of Labour, Andhra Pradesh, whose decision shall be final.(b)in other cases the wage rates, holidays, hours of work and conditions of service of the workmen of the contractor shall be such as may be specified [in this behalf by the Commissioner of Labour, Andhra Pradesh, Hyderabad] [See, State Notification X. ].Explanation:- While determining the wage rates, holidays, hours of work and other conditions of service under sub-clause (b) of clause (v) above, the Commissioner of Labour, Andhra Pradesh, Hyderabad, shall have due regard to the wage rates, holidays, hours of work and other conditions of service obtaining in similar employments.(vi)(a)in every establishment where twenty or more women are ordinarily employed as contract labour, there shall be provided two rooms of reasonable dimensions for the use of their children under the age of six years.(b)one of such rooms shall be used as a playroom for the children and the other as bedroom for the children.(c)the contractor shall supply adequate number of toys and games in the playroom and sufficient number of cots and beddings in the sleeping room.(d)the standard of construction and maintenance of the creches shall be such as may be specified in this behalf by the Commissioner of Labour, Andhra Pradesh, Hyderabad.(vii)the licensee shall notify any change in the number of workmen or the conditions of work to the Licensing Officer;(viii)[ no female contract labour shall be employed by the contractor before 6.00 A.M. or after 7.00 P.M. [Clause(viii) has been added twice. Once by G.O.Ms.No. 42, dated 25-1-1980 and then the subsequent by G.O.Ms.No. 426 LEN & TE (Lab-II), dated 23-6-1981. Apparently it seems that the subsequent clause should be clause (ix).]Provided that such female contract labour may be appointed in any factory upto 10 P.M., if Government approves, the variation in working hours under Section 66 of the Factories Act, (1948).] [Head of account once substituted by G.O.Ms.No. 2 E & SW (T), dated 1-1-1975, w.e.f. 1-4-1974, was again substituted by G.O.Ms.No. 958 L.E.N. & T.E. (Lab-11), dated 18-11-1981. However this head of account seems, to be incomplete in light of the new edition of A.P. Budget Manual and also the draft proposed for this amendment. As per the new Budget Manual, further to the Major Head of Account the following relevant Minor and sub-head are required:](ix)[ the licensee shall, within fifteen days of the commencement and completion of each contract work, submit a return to the inspector, appointed under Section 28 of the Act, intimating the actual date of the commencement or, as the case may be, completion of such contract work, in Form VI-A.] [Clause (ix) added by G.O.Ms.No. 150 (Lab-11),



dated 26-6-1985. ]A copy of the licence shall be displayed prominently at the premises where the contract work is being carried on.

**26. [ Fees: - [(1) The fees payable by the Principal Employer for grant of a certificate of registration under Section 7 shall be as specified below]  
[Substituted G.O.Ms.No. 375 (Lab-II), dated 13-9-1986 RS. to Part I (Ext.) A.P. Gazette, dated 9-10-1986.]:**

If the number of workmen proposed to be employed on contract on any day :

Rs.

(a) exceeds 5 but does not exceed	20 170.00
(b) exceeds 20 but does not exceed	50 400.00
(c) exceeds 50 but does not exceed	100 825.00
(d) exceeds 100 but does not exceed	200 1650.00
(e) exceeds 200 but does not exceed	400 3300.00
(f) exceeds	400 4125.00

(2)The fees payable by the contractors for grant of a licence under Section 12 shall be as specified below:If the number of workmen proposed to be employed by the contractor on any day:

Rs.Ps.

(a) exceeds 5 but does not exceed	20 265.00
(b) exceeds 20 but does not exceed	50 400.00
(c) exceeds 50 but does not exceed	100 570.00
(d) exceeds 100 but does not exceed	200 900.00
(e) exceeds 200 but does not exceed	400 1275.00
(f) exceeds	400 1850.00]

**27. Validity of the licence:**

- Every licence granted under Rule 25 or renewed under Rule 29 shall remain in force for 12 months from the date it is granted or renewed [as the case may be, or till the actual date of completion of the contract work whichever is earlier.] [Added by G.O.Ms.No. 159 (Lab ii), dated 26-4-1985.]

**28. Amendment of the licence:**

(1)A licence issued under Rule 25 or renewed under Rule 29 may, for good and sufficient reasons, be amended by the Licensing Officer.(2)The contractor who desires to have the licence amended shall submit to the Licensing Officer an application stating the nature of the amendment and reasons therefor.(3)(i)If the Licensing Officer allows the application he shall require the applicant to furnish a Treasury receipt for the amount, if any, by which the fees that would have been payable if the licence had been originally issued in the amended form exceeds the fees originally paid for the

licence.(ii)On the applicant furnishing the requisite treasury receipt the licence shall be amended according to the orders of the Licensing Officer.(4)Where the application for amendment is refused, the Licensing Officer shall record the reasons for such refusal and communicate the same to the applicant.

## **29. Renewal of Licence:**

(1)Every contractor shall apply to the licensing officer for renewal of the licence.(2)Every such application shall be in Form VII in triplicate and shall be made not less than thirty days before the date on which the licence expires, and if the application is so made, the licence shall be deemed to have been renewed till such date when the renewed licence is issued.(3)The fee chargeable for renewal of the licence shall be the same as for the grant thereof:Provided that if the application for renewal is not received within the time specified in sub-rule (2), a fee of 25 per cent, in excess of the fee ordinarily payable for the licence shall be payable for such renewal:PrOvided further that in case where the Licensing Officer is satisfied that the delay in submission of the application is due to unavoidable circumstances beyond the control of the contractor, he may reduce or remit as he thinks' fit the payment of such excess fee.

## **30. Issue of duplicate certificate of registration or licence:**

- Where a certificate of registration or a licence granted or renewed under the preceding rules has been lost, defaced or accidentally destroyed, a duplicate may be granted on payment of fees of rupees five.

## **31. Rupees of security:**

(1)(i)On expiry of the [validity of licence] [Substituted by G.O.Ms.No. 159 (Lab ii), dated 26-4-1985.] the contractor may, if he does not intend to have his licence renewed, make an application to the Licensing Officer for the refund of the security deposited by him under Rule 24.(ii)If Licensing Officer is satisfied that there is no breach of the conditions of licence or there is no order under Section 14 for the forfeiture of security or any portion thereof, he shall direct the refund of the security to the applicant.(2)If there is any order directing the forfeiture of any portion of the security, the amount to be forfeited shall be deducted from the security deposit, and balance, if any, refunded to the applicant.(3)An application for refund shall as far as possible, be disposed of within 60 days of the receipt of the application.

## **32. Grant of temporary certificate of registration and licence:**

(1)Where conditions arise in an establishment requiring the employment of contract labour immediately and such employment is estimated to last for not more than fifteen days, the Principal Employer of the establishment or the Contractor, as the case may be, may apply for a temporary certificate of registration or licence to the Registering Officer or the Licensing Officer as the case may be, having jurisdiction over the area in which the establishment is situated.(2)The application

for such temporary certificate of registration or licence shall be made in triplicate in Form VIII or Form X respectively and shall be accompanied by treasury receipt or a crossed postal order drawn in favour of the appropriate Registering or Licensing Officer, as the case may be, showing the payment of appropriate fees and in the case of licence, the appropriate amount of security also.(3)On receipt of the application, complete in all respects, and on being satisfied either on affidavit by the applicant or otherwise that the work in respect of which the application has been made would be finished within a period of fifteen days and was of a nature which could not but be carried out immediately, the Registering Officer or the Licensing Officer, as the case may be, shall forthwith grant a certificate of registration in Form IX or a licence in Form XI, as the case may be, for a period of not more than fifteen days.(4)Where a certificate of registration or licence is not granted the reasons therefor shall be recorded by the Registering Officer or the Licensing Officer, as the case may be.(5)On the expiry of the validity of the registration certificate, the establishment shall cease to employ in the establishment contract labour in respect of which the certificate was given.(6)[ The fees to be paid for the grant of the certificate of registration under. sub-rule (3) shall be as specified below] [Substituted by G.O.Ms.No. 68, LET & F (Lab.II), dated 17-11-2003, w.e.f. 5-12-2003.]:If the number of workmen proposed to be employed on contract on any day:

Rs.

- (a) exceeds 5 but does not exceed     50 30.00
- (b) exceeds 50 but does not exceed   200 60.00
- (c) exceeds                                         200 90.00

(7)The fees to be paid for grant of licence under sub-rule (3) shall be as specified below:If the number of workmen proposed to be employed by the contractor on any day:

Rs.

- (a) exceeds 5 but does not exceed     20 30.00
- (b) exceeds 50 but does not exceed   200 60.00
- (c) exceeds                                         200 90.00]

(8)The provision of Rules 22 and 23 shall apply to the refusal to grant licence or to grant licence under sub-rule (4) and sub-rule (3) respectively.

## Chapter IV

### Appeals and Procedure

#### 33.

(1)(i)Every appeal under sub-section (1) of Section 15 shall be preferred in the form of a memorandum signed by the appellant or his authorised agent and presented to the Appellate Officer in person or sent to him by registered post.(ii)The memorandum shall be accompanied by a certified copy of the order appealed from and a treasury receipt of Rupees 10.(2)The memorandum shall set forth concisely and under distinct heads the grounds of appeal to the order appealed from.

### **34.**

(1) Where the memorandum of appeal does not comply with the provisions of sub-rule (2) of Rule 33 it may be rejected or returned to appellant for the purpose of being amended within a time to be fixed by the Appellate Officer. (2) Where the Appellate Officer rejects the Memorandum under sub-rule (1) he shall record the reason for such rejection, and communicate the order to the appellant. (3) Where the memorandum of appeal is an order the Appellate Officer shall admit the appeal, endorse thereon the date of presentation and shall register the appeal in a book to be kept for the purpose called the Register of Appeals. (4) (i) When the appeal has been admitted, the Appellate Officer shall send the notice of the appeal to the Registering Officer or the Licensing Officer, as the case may be, from whose order the appeal has been preferred and the Registering Officer or the Licensing Officer shall send the record of the case to the Appellate Officer. (ii) On receipt of the record, the Appellate Officer shall send a notice to the appellant to appear before him at such date and time as may be specified in the notice for the hearing of the appeal.

### **35.**

If on the date fixed for hearing, the applicant does not appear, the Appellate Officer may dismiss the appeal for default of appearance of the appellant.

### **36.**

(1) Where an appeal has been dismissed under Rule 35 the appellant may apply to the Appellate Officer for the re-admission of the appeal, and where it is proved that he was prevented by any sufficient cause from appearing when the appeal was called on for hearing, the Appellate Officer shall restore the appeal on its original number. (2) Such an application shall, unless such Appellate Officer, extends the time for sufficient reason, be made within 30 days of the date of dismissal.

### **37.**

(1) If the appellant is present when the appeal is called on for hearing, the Appellate Officer shall proceed to hear the appellant or his authorised agent and any other person summoned by him for this purpose, and pronounce judgment on the appeal, either confirming, reversing or varying the order appealed from. (2) The judgment of the Appellate Officer shall state the points for determination, the decision thereon and the reasons for the decisions. (3) The order shall be communicated to the appellant and copy thereof shall be sent to the Registering Officer or the Licensing Officer from whose order the appeal has been preferred.

### **38. Payment of fees:**

- Unless otherwise provided in these rules, all fees to be paid under these rules shall be paid in the local Treasury under the head of account Head of account was [087. Labour and Employment. (a) Receipts under Labour Laws (Fees under the Andhra Pradesh Contract Labour (Regulation and

Abolition) Rules, (1971)] [substituted by G.O.Ms.No. 2 E & SW (T), dated 1-1-1975, w.e.f. 1-4-1974). This Head of account is proposed to be substituted vide G.O.Ms. 957, dated 18-11-1981 which is essential as payments to be made in the treasury are to be made in the Heads of accounts as given in the Budget Manual. As per the recent edition of the Budget Manual: and also as per the G.O.Ms.No. 26, dated 23-1-1986. The Head of account is '087 Labour and Employment 30 Fees under Contract Labour (Regulation and Abolition) Rules, 1971'.] and a receipt obtained which shall be submitted with the applications or the memorandum of appeal, as the case may be.

### **39. Copies:**

- Copy of the order of the Registering Officer, Licensing Officer or the Appellate Officer may be obtained on payment of fees of rupees two for each order on application specifying the date and other particulars of the order, made to the officer concerned..

## **Chapter V**

### **Welfare and Health of Contract Labour**

#### **40.**

(1)The facilities required to be provided under Sections 18 and 19 of the Act, namely sufficient supply of wholesome drinking water, a sufficient number of latrines and urinals, washing facilities and first-aid facilities, shall be provided by the contractor in the case of the existing establishments within seven days of the commencement of these rules and in the case of new establishments within 7 days of the commencement of the employment of contract labour therein.(2)If any of the facilities mentioned in sub-rule (1) is not provided by the contractor within the period prescribed, the same shall be provided by the principal employer within seven days of the expiry of the period laid down in the said sub-rule.

#### **41. Rest-rooms:**

- (I) In every place wherein contract labour is required to halt at night in connection with the working of the establishment to which the Act applies and in which employment of contract labour is likely to continue for 3 months or more, the contractor shall provide and maintain rest rooms or other suitable alternative accommodation within fifteen days of the coming into force of the rules in the case of existing establishments, and within fifteen days of the commencement of the employment of contract labour in new establishments.(2)If the amenity referred to in sub-rule (1) is not provided by the . contractor within the period prescribed the principal employer shall provide the same within a period of fifteen days of the expiry of the period laid down in the said sub-rule.(3)Separate rooms shall be provided for women employees.(4)Effective and suitable provision shall be made in every room for securing and maintaining adequate ventilation by the circulation of fresh air and there shall also be provided and maintained sufficient and suitable natural or artificial lighting.(5)The rest-room or rooms or other suitable alternative accommodation shall be of such dimensions so as to provide atleast a floor area of 1.1 sq. metre for each person

making use of the rest room.(6)The rest-room or rooms or other suitable alternative accommodation shall be so constructed as to afford adequate protection against heat, mind, rain and shall have smooth, hard and impervious floor surface.(7)The rest-room or other suitable alternative accommodation shall be at a convenient distance from the establishment and shall have adequate supply of wholesome drinking water.

## **42. Canteens:**

(1)In every establishment to which the Act applies and wherein work regarding the employment of contract labour is likely to continue for six months and wherein contract labour numbering one hundred or more are ordinarily employed an adequate canteen shall be provided by the Contractor for the use of such contract labour within sixty days of the date of coming into force of the rules in the case of the existing establishment and within 60 days of the commencement of the employment of contract labour in the case of new establishments.(2)If the contractor fails to provide the canteen within the time laid down, the same shall be provided by the principal employer within sixty days of the expiry of the time allowed to the contractor.(3)The canteen shall be maintained by the contractor or principal employer, as the case may be, in an efficient manner.

## **43.**

(1)The canteen shall consist of atleast a dining hall, kitchen, storeroom, pantry and washing places separately for workers and for utensils.(2)(i)The canteen shall be sufficiently lighted at all times when any person has access to it.(ii)The floor shall be made of smooth and impervious material and inside walls shall be limewashed or colourwashed at least once in each year :Provided that the inside walls of the kitchen shall be limewashed every four months.(3)(i)The precincts of the canteen shall be maintained in a clean and sanitary condition.(ii)Waste water shall be carried away in suitable covered drains and shall not be allowed to accumulate so as to cause a nuisance.(iii)Suitable arrangements shall be made for the collection and disposal of garbage.

## **44.**

(1)The dining hall shall accommodate at a time atleast 30 percent of the contract labour working at a time.(2)The floor area of the dining hall, excluding the area occupied by the service counter and any furniture except tables and chairs shall be not less than one square metre per diner to be accommodated as prescribed in sub-rule (1).(3)(i)A portion of the dining hall and service counter shall be partitioned off and reserved for women workers, in proportion to their number(ii)Washing places for women shall be separate and screened to secure privacy.(4)Sufficient tables, stools, chairs or benches shall be available for the numbers of diners to be accommodated as prescribed in sub-rule (1).

## **45.**

(1)(i)There shall be provided and maintained sufficient utensils, crockery, cutlery, furniture and any

other equipment necessary for the efficient running of the canteen.(ii)The furniture, utensils and other equipment shall be maintained in a clean and hygienic condition.(2)(i)Suitable clean clothes for the employees serving in the canteen shall also be provided and maintained.(ii)A service counter, if provided shall have top of smooth and impervious material.(iii)Suitable facilities including an adequate supply of hot water shall be provided for the cleaning of utensils and equipment.

**46.**

The foodstuffs and other items to be served in in the canteen shall be in conformity with the normal habits of the contract labour.

**47.**

The charges for foodstuffs, beverages and any other items served in the canteen shall be based on 'no profit, no loss' and shall be conspicuously displayed in the canteen.

**48.**

In arriving at the prices of foodstuffs and other articles served in 4 the canteen the following items shall not be taken into consideration as expenditure namely:-(a)the rent for the land and building ;(b)the depreciation and maintenance charges for the building and equipment provided., for in the canteen ;(c)the cost of purchase, repairs and replacement of equipments including furniture, crockery, cutlery and utensils ;(d)the water charges and other charges incurred for lighting and ventilation;(e)the interest on amounts spend on the provision and maintenance of furniture and equipment provided for in the canteen.

**49.**

The books of amounts and registers and other documents used in connection with the running of the canteen shall be produced on demand to an Inspector.

**50.**

The accounts pertaining to the canteen shall be audited once every 12 months by registered accountants and auditors :Provided that the Commissioner of Labour, Andhra Pradesh, Hyderabad may approve of any other person to audit the accounts, if he is satisfied that it is not feasible to appoint a registered accountant and auditor in view of the site or the location of the canteen.

**51. Latrines and Urinals:**

- Latrines shall be provided in every establishment coming within the scope of the Act on the following scale namely:-(a)where females are employed, there shall be at least one latrine for every 25 females ;(b)where males are employed, there shall be at least one latrine for every 25

males. Provided that where the number of males or females exceeds 100 it shall be sufficient if there is one latrine for every 25 males or females, as the case may be, upto the first 100, and one for every 50 thereafter.

**52.**

Every latrine shall be under cover and so partitioned off as to secure privacy, and shall have a proper door and fastenings.

**53.**

(i) Where workers of both sexes are employed, there shall be displayed outside each block of latrine and urinal a notice in the language understood by the majority of the workers "For Men Only" or "For Women Only" as the case may be.

**54.**

There shall be at least one urinal for male workers upto fifty and one for female workers upto fifty employed at a time. Provided that where the number of male or female workmen, as the case may be, exceeds 500 it shall be sufficient if there is one urinal for every 50 males or females upto the first 500 and one for every 100 or part thereof thereafter.

**55.**

(1) The latrines and urinals shall be conveniently situated and accessible to workers at all times at the establishment. (2) (i) The latrines and urinals shall be adequately lighted and shall be maintained in a clean and sanitary condition at all times. (ii) Latrines and urinals other than those connected with a flush sewage system shall comply with the requirements of the public health authorities.

**56.**

Water shall be provided by the means of tap or otherwise so as to be conveniently accessible in or near the latrines and urinals.

**57. Washing facilities:**

(1) In every establishment coming within the scope of the Act adequate and suitable facilities for the washing shall be provided and maintained for the use of contract labour employed therein. (2) Separate and adequate screening facilities shall be provided for the use of male and female workers. (3) Such facilities shall be conveniently accessible and shall be kept in a clean and hygienic condition.



## **58. First-Aid facilities:**

- In every establishment coming within the scope of the Act there shall be provided and maintained so as to be readily accessible during all working hours first-aid boxes at the rate of not less than one box for 150 contract labour or part thereof ordinarily employed.

## **59.**

(1) The first-aid box shall be distinctively marked with a red cross on a white ground and shall contain the following equipment. A. For establishments in which the number of contract labour employed does not exceed fifty—Each first-aid box shall contain the following equipment:—(i) 6 small sterilized dressings, (ii) 3 medium size sterilized dressings, (iii) 3 large size sterilized dressings, (iv) 3 large sterilized burn dressings, (v) 1 (30 ml.) bottle containing a two per cent, alcoholic solution of iodine, (vi) 1 (30 ml.) bottle containing salvolatile having the dose and mode of administration indicated on the label, (vii) 1 (30 gms.) bottle of potassium permanganate crystals, (viii) 1 snake-bite lancet, (ix) 1 pair of scissors, (x) 1 copy of the first-aid leaflet issued by the Director General, Factory Advice Service and Labour Institutes, Government of India, (xi) A bottle containing 100 tablets (each of 5 grains) of aspirin, (xii) Ointment for burns, (xiii) A bottle of suitable surgical anti-septic solution, B. For establishments in which the number of contract labour exceeds fifty—each first-aid box shall contain the following equipment:—(i) 12 small sterilized dressings, (ii) 6 medium size sterilized dressings, (iii) 6 large size sterilized dressings, (iv) 6 large size sterilized burn dressings, (v) 6 (15 gms.) packets sterilized cotton wool, (vi) 1 (60 ml.) bottle containing a two per cent, alcoholic solution of iodine, (vii) 1 (60 ml.) bottle containing salvolatile having the dose and mode of administration indicated on the label, (viii) 1 roll of adhesive plaster, (ix) A snake-bite lancet, (x) 1 (30 gms.) bottle of potassium permanganate crystals, (xi) 1 pair of scissors, (xii) 1 copy of the first-aid leaflet issued by the Director General, Factory Advice Service and Labour Institutes, Government of India, (xiii) A bottle containing 100 tablets (each of 5 grains) of aspirin, (xiv) Ointment for burns, (xv) A bottle of a suitable surgical anti-septic solution. (2) Adequate arrangement shall be made for immediate recoupment of the equipment when necessary.

## **60.**

Nothing except the prescribed contents shall be kept in the First-Aid box.

## **61.**

The first-Aid box shall be kept in-charge of a responsible person who shall always be readily available during the working hours of the establishment.

## **62.**

A person in-charge of the First-Aid box shall be a person trained in First-Aid treatment, in establishments where the number of contract labour employed is 150 or more.

## **Chapter VI**

### **Wages**

#### **63. Wages:**

- The contractor shall fix wage periods in respect of which wages shall be payable.

#### **64.**

No wage period shall exceed one month.

#### **65.**

The wages of every person employed as contract labour in an establishment or by a contractor where less than one thousand such persons are employed shall be paid before the expiry of the seventh day and in other cases before the expiry of tenth day after the last day of wage period in respect of which the wages are payable.

#### **66.**

Where the employment of any worker is terminated by or on behalf of the contractor, the wages earned by him shall be paid before the expiry of the second working day from the day on which his employment is terminated.

#### **67.**

All payments of wages shall be made on a working day at the work premises and during the working time and on a date notified in advance and in case the work is completed before the expiry of the wage period, final payment shall be made within 48 hours of the last working day.

#### **68.**

Wages due to every worker shall be paid to him direct or to other person authorized by him in this behalf.

#### **69.**

All wages shall be paid in current coin or currency or in both.

**70.**

Wages shall be paid without any deductions of any kind except those specified by the State Government by general or special order in this behalf or permissible under the Payment of Wages Act, 1936 (4 of 1936)

**71.**

A notice showing the wages period and the place and time of disbursement of wages shall be displayed at the place of work and a copy sent by the contractor to the Principal Employer under acknowledgement.

**72.**

The Principal Employer shall ensure the presence of his authorised representative at the place and time of disbursement of wages by the contractor to workmen and it shall be the duty of the contractor to ensure the disbursement of wages in the presence of such authorised representative.

**73.**

The authorised representative of the principal employer shall record under his signature a certificate at the end of the entries in the register of wages or the [Register of Wages-cum-Muster Roll] [Bracketed words were Substituted for the words 'Wages-cum-Muster Roll' by G.O.Ms.No. 42, dated 25-1-1980.], as the case may be, in the following form : "Certificate that the amount shown in column No has been paid to the workman concerned in my presence on at 59

## **Chapter VII**

### **Registers and Records and Collection of Statistics**

**74. Register of contractors:**

- Every principal employer shall maintain in respect of each registered establishment a register of contractors in Form XII.

**75. Register of persons employed:**

- Every contractor shall maintain in respect of each registered establishment where he employs contract labour a register in Form XIII.

## **76. Employment Card:**

- (i) Every contractor shall issue an employment card in Form XIV to each worker within three days of the employment of the worker. (ii) The card shall be maintained upto date and any change in the particulars shall be entered therein.

## **77. Service certificate:**

- On termination of employment for any reason whatsoever, the contractor shall issue to the workman whose services have been terminated, a Service Certificate in Form XV.

## **78. Muster Roll, Wages Registers, Deduction Register and Overtime Register:**

- [(1)(a) Every contractor shall in respect of each work on which he engages contract labour [Original sub-rules (I) & (2) were substituted by G.O.Ms.No. 42, LEN & TE (Lab-II), dated 25-1-1980 pub. at page 194-198 of RS to Pt. II. A.P. Gazette, dated 27.3.1980.] - (i) maintain a Muster Roll and register of wages in Form XVI and Form XVII respectively : Provided that a combined Register of Wages-cum-Muster Roll in Form XVIII shall be maintained by the contractor where the wage period is a fortnight or less ; (ii) maintain a Register of Deductions for damage or loss, Register of Fine and Register of Advances in Form XX, Form XXI and Form XXII, respectively ; (iii) maintain Register of Overtime in Form XXIII recording therein the number of hours of, and wages paid for overtime work, if any. (b) Every contractor shall, where the wage period is one week or more issue wage slips in Form XIX to the workmen at least a day prior to the disbursement of wages. (c) Every contractor shall obtain the signature or thumb impression of the worker concerned against the entries relating to him on the Register of Wages or Register of Wages-cum-Muster Roll, as the case may be, and the entries shall be authenticated by the initials of the contractor or his authorised representative and shall also be duly certified by the authorised representative of the principal employer in the manner provided in Rule 75. (2) In respect of establishments which are 'governed by the Payment of Wages Act, 1936 (Central Act 4 of 1936) and the rules made thereunder, or the Minimum Wages Act, 1948 (Act II of 1948) or the rules made thereunder the following registers and records required to be maintained by the contractor as employer under those Acts and the rules made thereunder shall be deemed to be registers and records to be maintained by a contractor under these rules, namely: - (a) Muster Roll; (b) Register of Wages ; (c) Register of Deductions; (d) Register of Overtime ; (e) Register of Fine ; (f) Register of Advances ; (g) Wage slip. (3) Notwithstanding anything contained in these rules, where a combined or alternative form is sought to be used by the contractor to avoid duplication of work for compliance with the provisions of any other Act or the rules framed thereunder or any other laws or regulations or in cases where mechanized pay rolls are introduced for better administration, alternative suitable form or forms in lieu of any of the forms prescribed under these rules, may be used with the previous approval of the Commissioner of Labour, Andhra Pradesh.

**79.**

Every contractor shall display an abstract of the Act and Rules in English and Hindi and in the language spoken by the majority of workers in such form as may be approved by the Commissioner of Labour, Andhra Pradesh, Hyderabad.

**80.**

(1) All registers and other records required to be maintained under the Act and Rules, shall be maintained complete and upto date and, unless otherwise provided for, shall be kept at an office or the nearest convenient building within the precincts of the work-place [x x x] [The words or at a place within a radius of three kilometres' were omitted by G.O.Ms.No. 42, dated 25-1-1980.]. (2) such registers shall be maintained legibly in English or Telugu. (3) all the registers and other records shall be preserved in original for a period of three calendar years from the date of last entry therein. (4) All the registers, records and notices maintained under the Act or rules shall be produced on demand before the inspector or any other authority under the Act or any person authorised in that behalf by the State Government. (5) Where no deduction or fine has been imposed or no overtime has been worked during any wage period, a 'nil' entry shall be made across the body of the register at the end of the wage period indicating also in precise terms, the wage period to which the 'nil' entry relates, in the respective registers maintained in Forms XX, XXI and XXIII respectively.

**81.**

(1)(i) Notices showing the rates of wages, hours of work, wage periods, dates of payment of wages, names and addresses of the inspectors having jurisdiction, and date of payment of unpaid wages, shall be displayed in English and in Hindi and in the local language understood by the majority of the workers in conspicuous places at the work-site by the principal employer or the contractor as the case may be. (ii) The notice shall be correctly maintained in a clean and legible condition. (2) A copy of the notice shall be sent to the inspector and whenever any changes occur, the same be communicated to him forthwith. (3) [ Every principal employer shall, within fifteen days of the commencement or completion of each contract work under each contractor, submit a return to the inspector appointed under Section 28 of the Act, intimating the actual date of the commencement or, as the case may be, completion of such work, in Form VI-B.] [Sub-rule (3) was inserted by G.O.Ms.No. 426, dated 23-6-1981. ]

**82.**

(1) Every contractor shall send half yearly return in Form XXIV (in duplicate) so as to reach the Licensing Officer concerned not later than thirty days from the close of the half-year. 1. Half year for the purposes of this rule means "a period of six months commencing from the 1st January and 1st July of every year. [\*\*\*] [Inserted by G.O.Ms.No. 426, dated 23-6-1981.]. (2) Every principal employer of a registered establishment shall send annually a return in Form XXV (in duplicate) so as to reach the Registering Officer concerned not later than the 15th February following the end of the year to

which it relates.

### **83.**

(1) The Board, Committee, Commissioner of Labour, Andhra Pradesh, Hyderabad or the Inspector or any other authority under the Act shall have power to call for any information or statistics in relation to contract labour from any contractor or principal employer at any time by an order in writing. (2) Any person called upon to furnish the information under sub-rule (1) shall be legally bound to do so. Form I [See Rule 17(1)] Application for Registration of Establishments Employing Contract Labour

#### **1. Name and location of the Establishment.**

#### **2. Postal address of the Establishment.**

#### **3. Full name and address of the Principal Employer (Furnish father's name in the case of individuals).**

#### **4. Full name and address of the Manager or person responsible for the supervision and control of the establishment.**

#### **5. Nature of work carried on in the establishment.**

#### **6. Particulars of contractors and contract labour:**

(a) Names and Addresses of Contractors. (b) Nature of work in which contract labour is employed or to be employed. (c) Details of the Manufacturing Departments where the contract labour is employed or to be employed. (ccc) [Estimated date of commencement of each contract work under each contractor. [Inserted by G.O. Ms. No. 426, dated 26-6-1981.]] (d) Maximum No. of contract labour to be employed on any day through each contractor. (e) Estimated date of termination of employment of contract labour, under each contractor.

#### **7. Particulars of Treasury Receipt enclosed (Name of the treasury, amount and date).**

I hereby declare that the particulars given above are true to the best of my knowledge and belief. Principal Employer Seal and Stamp Office of the Registering Officer Form H [See Rule 18(1)] Certificate of Registration No.: ..... Date : ..... Government of Andhra Pradesh Office of the Registering Officer A certificate of Registration containing the following particulars is hereby granted under sub-section (2) of Sec. 7 of the Contract Labour (Regulation and Abolition) Act, 1970, and the rules made thereunder, to

**1. Nature of Work carried on in the establishment.**

**2. Names and Addresses of Contractors.**

**3. Nature of work in which contract labour is employed or is to be employed.**

**4. Maximum number of contract labour to be employed on any day through each contractor.**

**5. Other particulars relevant to the employment of contract labour.**

Signature. of Registering Officer with Seal. Form III [See Rule 18 (3)] Register of Establishments

Sl. No.	Registration No. and date	Name and address of the establishment registered	Name of the Principal employer of his address	Type of business, trade, Industry, Manufacture or occupation, which is carried on in the establishment	Total No. of workmen directly employed
1	2	3	4	5	6

Name and address of contractor	Nature of work in which contract labour is employed or is to be employed	Maximum No. of contract labour to be employed on any day	Probable duration of employment of contract labour	Remarks
7	8	9	10	11

Form IV [See Rule 21 (1)] Application for Licence

**1. Name and address of the contractor (including his father's name in case of individuals).**

**2. Date of birth and Age (in case of individuals).**

**3. Particulars of Establishment where Contract Labour is to be employed:-**

(a) Name and address of the Establishment; (b) Type of business, trade, industry, manufacture or occupation, which is carried on in the establishment; (c) Number and date of Certificate of Registration of the Establishment under the Act ; (d) Name and address of the Principal Employer.

#### **4. Particulars of contract labour**

(a) Nature of work in which contract labour is employed or is to be employed in the establishment. (b) Duration of the proposed contract work (give particulars of proposed date of commencing and ending) (c) Name and address of the Agent or Manager of Contractor at the worksite. (d) Maximum No. of contract labour proposed to be employed in the establishment on any date.

**5. Whether the contractor was convicted of any offence within the preceding five years. If so, give details.**

**6. Whether there was any order against the contractor revoking or suspending licence or forfeiting security deposits in respect of an earlier contract. If so, the date of such order.**

**7. Whether the contractor has worked in any other establishment within the past five years. If so, give details of the Principal Employer, Establishments and nature of work.**

**8. Whether a certificate by the Principal Employer in Form V is enclosed.**

**9. Amount of licence fee paid - No. of Treasury Challan and date.**

**10. [Particulars of security deposit, if any requested to be adjusted, including Treasury Receipt number and date.] [The application should be accompanied by a Treasury Receipt for the Appropriate amount and a certificate in Form V from the Principal Employer. ]**

**11. [The amount of security or balance if any after adjustment of amount to be refunded under Rule 31, deposited Treasury Receipt number and date] [For original item 10, items 10 & 11 were substituted by G.O.Ms. No. 42, dated 25.1.1980.].**

Declaration: - I hereby declare that the details given above are correct to the best of my knowledge and belief. Place : Date : Signature of the applicant (Contractor) (To be filled in the office of the Licensing Officer) Date of receipt of the application with challan for fees/Security Deposit. Signature of the Licensing Officer. Form V [See Rule 21(2)] Form of Certificate by Principal Employer Certified that I have engaged the applicant (name of the Contractor) as a contractor in my establishment. I undertake to be bound by all the provisions of the Contract Labour (Regulation and Abolition) Act, 1970. and the Andhra Pradesh Contract Labour (Regulation and Abolition) Rules 1971 in so far as



the provisions are applicable to me in respect of the employment of contract labour by the applicant [or by any sub-contractor appointed by the applicant] [Inserted by G.O.Ms. No. 204 (L.E. & Tec. Edn.), dated 15-7-1987. ] in my establishment. Place : Signature of Principal Employer. Date : Name and address of Establishment. [Form V-A] [Form V-A was inserted by G.O.Ms. No. 42, dated 25-1-1980.] [See Rule 24(1A)] Application for adjustment of Security Deposit (1) Name and address of the contractor. (2) No. and date of licence. (3) Date of expiry of previous licence. (4) Whether the licence of the contractor was suspended or revoked. (5) No. and date of the treasury receipt of security deposit in respect of the previous licence. (6) Amount of previous security deposit. (7) No. and date of treasury receipt of the balance security deposit, if any required on the fresh contract. (8) No. and date of certificate of registration of the establishment in relation to which the new licence is, applied for. (9) Name and address of the principal employer. (10) Particulars of fresh contract. (11) Remarks. Place Date : Signature of applicant Form VI [See Rule 25(1)] Government of Andhra Pradesh Office of Licensing Officer

Licence No.    Date Licence    Fee paid Rs

Licence is hereby granted to under Section 12 (1) of the Contract Labour (Regulation and Abolition) Act, 1970, subject to the conditions specified in Annexure. [This licence is for doing the work of (nature of work to be indicated) in the establishment of (name of principal employer to be indicated) at (place of work to be indicated). The Licence shall remain in force till (date to be indicated)] [Substituted for the words 'The Licence shall remain in force till' by G.O. Ms. No. 42, dated 25-1-1980. ]. Date: Signature and Seal of the Licensing Officer Renewal (Rule 29)

Date of renewal    Fee paid for renewal    Date of expiry

- 1.
- 2.
- 3.

Annexure The licence is subject to the following conditions:- 1. The licence shall be non-transferable.

**2. The number of workmen employed as contract labour in the establishment shall not, on any day, exceed**

**3. Except as provided in the rules the fees paid for the grant, or as the case may be, for renewal of the licence shall be non-refundable.**

**4. The rates of wages payable to the workmen by the contractor shall not be less than the rates prescribed for the Schedule of employment under the Minimum Wages Act, 1948, where applicable, and where the rates have been fixed by agreement, settlement or award, not less than the rates fixed.**

**5. In cases where the workmen employed by the contractor perform the same or similar kind of work as the workmen directly employed by the principal employer of the establishment, the wage rates, holidays, hours of work and**

**other conditions of service of the workmen of the contractor shall be the same as applicable to the workmen directly employed by the principal employer of the establishment on the same or similar kind of work :**

Provided that in the case of any disagreement with regard to the type of work the same shall be decided by the Commissioner of Labour, Andhra Pradesh whose decision shall be final.

**6. In other cases the wage rates, holidays, hours of work and conditions of service of the workmen of the contractor shall be such as may be specified in this behalf by the Commissioner of Labour, Andhra Pradesh, Hyderabad.**

**7. In every establishment where 20 or more women are ordinarily employed as contract labour there shall be provided 2 rooms of reasonable dimensions for the use of their children under the age of six years. One of such rooms would be used as a play room for the children and the other, as bedroom for the children. For this purpose the contractor shall supply adequate number of toys and games in the play room and sufficient number of cots and beddings in the sleeping room. The standard of construction and maintenance of the Creches shall be such as may be specified in this behalf by the Commissioner of Labour, Andhra Pradesh, Hyderabad.**

**8. The licensee shall notify any change in the number of workmen or the conditions of work to the Licensing Officer.**

**9. [ A copy of the licence shall be displayed prominently at the premises where the contract work is being carried on] [Added by G.O.Ms.No. 42, dated 25-1-1980].**

**10. [ No women employed by as contract labour shall be employed by any contractor before 6-00 a.m. or after 7 p.m. :**

Provided that such women contract labour may be appointed in any factory upto 10-00 p.m. if the Government approves the variation in working hours under Section 66 of the Factories Act, 1948.] [Added by G.O.Ms.No. 159 (Lab.ii), dated 26-4-1985.][Form VI-A] [Forms VI-A & VI-B were inserted by G.O.Ms.No. 426, dated 23-6-1981.][See Rules 25(ix)]Notice of commencement/completion of contract workI/We, Shri/Ms. ....(Name and address of the contractor) hereby intimate that the contract work ..... (Name of work) in the establishment of (Name and address of principal employer) for which licence No ..... dated ..... has been issued to me/us by the licensing officer (Name of the headquarter), has been commenced/completed with effect from .....(date)/on ..... (date).Signature of

Contractor(s) To The Inspector, ..... [Form VI-B] [Forms VI-A & VI-B were inserted by G.O.Ms.No. 426, dated 23-6-1981.] [See Rule 81(3)] Notice of commencement/completion of contract work

**1. Name of the Principal Employer and address.**

**2. No. and date of Certificate of registration**

**3. 1/We hereby intimate that the contract work ..... s (Name of work) given to ..... (name and address of the contractor) having licence No. .... dated ..... has been commenced/completed with effect from ..... (date)/on ..... (date).**

Signature of the Principal Employer To The Inspector, ..... Form VII [See Rule 29(2)] Application for Renewal of Licence

**1. Name and address of the contractor.**

**2. Number and date of the licence**

**3. Date of expiry of the of the previous licence**

**4. Whether the licence of the contractor was suspended or revoked**

**5. No. and date of the Treasury receipt enclosed.**

Place : Date : Signature of the Applicant. (To be filled in the office of the Licensing Officer) Date of receipt of the application with Treasury Receipt No. and date. Signature of the Licensing Officer. Form VIII [See Rule 32(2)] Application for Temporary Registration of Establishments Employing Contract Labour

**1. Name and location of the establishment.**

**2. Postal address of the establishment.**

**3. Full name and address of the Principal Employer (furnish father's name in the case of individuals).**

**4. Full name and address of the manager or person responsible for the supervision and control of the establishment.**

**5. Nature of work carried on in the establishment.**

**6. Particulars of contract labour :**

(a) Nature of work in which contract labour is to be employed and reasons for urgency. (b) Maximum number of Contract Labour to be employed on any day. (c) Estimated date of termination of employment of contract labour.

**7. Particulars of Treasury receipt or the crossed postal order enclosed**

.....

I hereby declare that the particulars given above are true to the best of my knowledge and belief. Principal employer Seal and Stamp Time and date of receipt of application with Treasury Receipt or the crossed Postal Order Office of the Registering Officer. Form IX [See Rule 32(2)] Date of Expiry Temporary Certificate of Registration

No. Date

Government of Andhra Pradesh Office of the Licensing Officer A temporary certificate of Registration containing the following particulars is hereby granted under sub-section (2) of Section 7 of the Contract Labour (Regulation and Abolition) Act, 1970, and the rules made thereunder to

.....

.....

.....

..... valid from ..... to .....

**1. Nature of work carried on in the establishment.**

**2. Nature of work in which contract labour is to be employed.**

**3. Maximum number of contract labour to be employed on any day.**

**4. Other particulars relevant to the employment of contract labour**

Signature of Registering Officer with Seal. Form X [See Rule 32(2)] Application for Temporary Licence

**1. Name and address of the contractor (including his father's name in case of individuals)**

**2. Date of birth and age (in case of individuals)**

**3. Particulars of establishment where contract labour is to be employed:-**

(a) Name and address of the establishment (b) Type of business, trade, industry, manufacture or occupation, which is carried on in the establishment. (c) Name and address of the Principal Employer

**4. Particulars of contract labour:-**

(a) Nature of work in which contract labour is to be employed; (b) Duration of the proposed contract work (give particulars of proposed date of commencing and ending); (c) Name and address of the Agent or Manager of Contractor at the work-site. (d) Maximum No. of contract labour proposed to be employed in the establishment on a day.

**5. Whether the contractor was convicted of any offence within the preceding five years. If so, give details.**

**6. Whether there was any order against the contractor revoking or suspending licence or forfeiting security deposits in respect of an earlier contract. If so, the date of such order.**

**7. Whether the contractor has worked in any other establishment within the past five years. If so, give details of the Principal Employer, establishment and nature of work.**

**8. Amount of licence fee paid      No. of Treasury challan or the crossed postal order No. and date.**

**9. Amount of security deposit      Treasury receipt or crossed postal order No. and date.**

I hereby declare that the particulars given above are true to the best of my knowledge and belief. Place : Date : Signature of the Applicant (Contractor) (To be filled in the office of the Licensing Officer). Date of receipt of the application with challan for Fees/Security Deposit. Signature of the Licensing Officer. Form XI [See Rule 32(3)] Government of Andhra Pradesh Office of the Licensing Officer

Licence No.   Dated   Temporary Licence   Fee paid Rs. .... Expires on .....

Licence is hereby granted to ..... under Section 12(2) of the Contract Labour (Regulation and Abolition) Act, 1970, subject to the conditions specified in Annexure. The licence shall remain in force till ..... Date : Signature and Seal of the Licensing Officer  
Annexure  
The Licence is subject to the following conditions:- 1. The licence shall be non-transferable.

**2. The number of workmen employed as contract labour in the establishment shall not, on any day, exceed .....**

**3. Except as provided in the rules the fees paid for the grant of the licence shall be non-refundable.**

**4. The rates of wages payable to the workmen by the contractor shall not be less than the rates prescribed for the Schedule of employment under the Minimum Wages Act, 1948, where applicable, and where the rates have been fixed by the agreement, settlement or award not less than the rates fixed.**

**5. In cases where the workmen employed by the contractor perform the same or similar kind of work as the workmen directly employed by the principal employers of the establishment, the wage rates, holidays, hours of work and other conditions of service of the workmen of the contractor shall be the same as applicable to the workmen directly employed by the principal employer of the establishment of the same or similar kind of work; provided that in the case of any disagreement with regard to the type of work the same shall be decided by the Commissioner of Labour, Andhra Pradesh, whose decision shall be final.**

**6. In other cases the wage rates, holidays, hours of work and conditions of service of the workmen of the contractor shall be such as may be specified in this behalf by the Commissioner of Labour, Andhra Pradesh.**

**7. [ A copy of the licence shall be displayed prominently at the premises where the contract work is being carried on.] [Item 7 was added by G.O.Ms.No. 42, dated 25-1-1980.]**

**8. [ No women employed as contract labour may be appointed in any factory upto 10-00 p.m., if the Government approves the variation in working hours under Section 66 of the Factories Act, 1948." ] [Item 8 added by G.O.Ms.No. 159 (Lab-II), dated 26-4-1985].**

Form XII[See Rule 74]Register of Contractors

**1. Name and address of the Principal Employer**

**2. Name, and address of the establishment**

Sl. No.	Name & address of contractor	Nature of work on contract	Location of contract work	Period of contract	Maximum No. of workmen employed by contractor	
From	To					
1	2	3	4	5	6	7

Form XIII[See Rule 75]Register of workmen employed by Contractor

Name and address of contractor : Name and address of establishment in/under which contract is carried on :

Nature and location of work : Name and address of Principal Employer :

Sl. No.	Name and surname of workman	Age and sex	Father's/ Husband's name	Nature of employment/ designation	Permanent house address of workman (village and tehsil/taluk and district)
1	2	3	4	5	6

Local address	Date of commencement of employment	Signature or thumb impression of workman	Date of termination of employment	Reasons for termination	Remarks
7	8	9	10	11	12

Form XIV[See Rule 76]Employment Card

Name and address of Contractor : Name and address of Establishment in/under which contract is carried on

.....  
 .....

Nature and location of work : Name and address of Principal Employer.....

**1. Name of the workman**

**2. Sl. No. in the register of workmen employed**

### 3. Nature of employment/designation

### 4. Date of entry into service

### 5. Wage rate (which particulars of unit in case of piece work).

### 6. Wage period

### 7. Tenure of employment

### 8. Remarks

### 9. Signature of contractor

Form XV[See Rule 77]Service CertificateName and address of contractor .....Name and address of establishment in/under which contract is carried on .....Nature and location of work .....Name and address of the workman .....Age or Date of birth .....Identification Marks .....Father's/Husband's Name .....Name and address of Principal Employer .....

Sl. No.	Total period for which employed	Nature of work done	Rate of wage (with particulars of units in case of piece work)	Remarks
From	To			
1	2	3	4	5
				6

SignatureForm XVI[See Rule 78(1)(a)(i)] [Substituted for 'see rule 78(2) (a)' by G.O.Ms. No. 42 dated 25-1-1980]Muster RollName and address of Contractor .....Name and address of establishment in/under which contract is carried on .....Nature and location of work .....Name and address of Principal Employer .....For the month of .....

Sl. No. Name of workman Father's Husband's Sex Dates Remarks

1 2 3 4 5

1 2 3 4 5 6 7 8 9 10

Form XVII[See Rule 78(1)(a)(o)] [Substituted for 'see Rule 78(2)(a)' by G.O. Ms. No. 42, dated 25-1-1980.]Register of WagesName and address of Contractor.....Name and address of Establishment in/under which contract is carried on.....[\*\*\*] [Substituted for 'see Rule 78(2)(a)' by G.O.Ms.No.42, dated 25-1-1980.]Nature and location of work .....Name and address of Principal Employer.....Wage Period: Monthly.....

Sl. No.	Name of workman	Serial No. in the register of workmen	Designation/ nature of work done	No. of days worked	Unit of work done
1	2	3	4	5	6



Daily-rate of wages/piece-rate	Amount of wages earned				Total
	Basic wages	Dearness Allowances	Overtime	Other cash payments (Nature of payments to be indicated)	
7	8	9	10	11	12
Deductions, if any (indicate nature)	Net amount paid	Signature/Thumb impression of workman		Initial of contractor or his representative	
13	14	15		16	

Form XVIII[See Rule 78(1)(a)(1)] [Substituted for see Rule 78(2)(a). by G.O.Ms.No.42, dated 25-1-1980.]Form of Register of Wages-cum-Muster RollName and address of Contractor.....Name and address of establishment in/under which contract is carried on .....Name and address of Principal Employer .....Wage period: Weekly/Fortnightly .....Nature and location of work From .....To ....

Sl. No.	Sl.No. in Register of workmen	Name of employee	Designation/ nature of work	Daily attendance/ units worked	Total attendance/units of work
1	2	3	4	5	6

Daily-rate of wages/piece-rate	Amount of wages earned				Total
	Basic wages	Dearness Allowance	Overtime	Other cash payments (nature of payments to be indicated)	
7	8	9	10	11	12
Deduction, if any, (indicate nature)	Net amount paid	Signature/ Thumb-impression of workman		Initials of contractor or his representative	
13	14	15		16	

Form XIX[See Rule 78(1)(b)] [Substituted for 'see Rule 78(2)(a)' by G.O.Ms. No. 42, dated 25-1-1980.]Wage Ship

Name and address of Contractor :				Name and Father's/Husband's name of the workman		
Nature and location of work :				For the Week/Fortnight/Month ending :		
No.of days worked	No. of units worked in case of piece rate workers	Rate of . daily wages/ piece-rate	Amount of over time wages	Gross wages payable	Deductions if any	Net amount of wages paid
1	2	3	4	5	6	7

Initial of the contractor or his representative. Form XX [See Rule 78(1)(a)(ii)] [Substituted by G.O.Ms.No. 42, dated 25-1-1980.] Register of Deductions for Damage or Loss

Name and Address of Contractor ..... Name and address of Establishment in/under which contract is carried on .....

Nature and location of work ..... Name and address of Principal Employer .....

Sl. No.	Name of workman	Father's/Husband's name	Designation/ Nature of employment	Particulars of damage or loss
1	2	3	4	5

Date of damage or loss	Whether workman showed cause against deduction	Name of person in whose presence employee's explanation was heard	Amount of deduction imposed
6	7	8	9

No. of instalments Date of recovery Remarks

First Instalment	Last Instalment		
10	11	12	13

Form XXI [See Rule 78(1)(a)(ii)] [Substituted by G.O.Ms. No. 42, dated 25-1-1980.] Register of Fines

Name and Address Name of Contractor ..... Name and address of Establishment in/under which contract is carried on .....

Nature and location of work ..... Name and address of Principal Employer .....

Sl. No.	Name of workmen	Father's Husband's name	Designation Nature of employment	Act/Omission for which fine imposed	Date of offence
1	2	3	4	5	6

Whether workmen showed cause against fine	Name of Person in whose presence employer's explanations was heard	Wage periods and wages payable	Amount of fine imposed	Date on which fine realised	Remarks
7	8	9	10	11	12

Form XXII [See Rule 78(1)(a)(ii)] [Substituted by G.O.Ms.No. 42, dated 25-1-1980.] Register of Advances

Name and address of Contractor.....

Name and address of establishment/under which contract is carried on.....

Nature and location of work.....

Name and address of Principal Employer.....

S1.No.	Name	Father's/Husband's name	Nature of employment/Designation	Wage period and wages payable	Date and amount of advance given
1	2	3	4	5	6

Purpose (s) for which advance made	No. of instalments by which advance to be repaid	Date and amount of each instalment repaid	Date on which last instalment was repaid	Remarks
7	8	9	10	11

Form XXIII[See Rule 78 (1)(a)(iii)] [Substituted by G.O. Ms. No. 42, dated 25-1-1980 ]Register of Overtime

Name and address of Contractor.....

Name and address of establishment contract is carried on.....

Nature and location of work.....

Name and address of Principal Employer.....

Sl. No.	Name of workman	Father's/Husband's name	Sex	Designation/nature of employment	Dates on which overtime worked
1	2	3	4	5	6

Total overtime worked or production in case of piece-rates	Normal rate of wages	Overtime rate of wages	Overtime earnings	Date on which overtime wages paid	Remarks
7	8	9	10	11	12

Form XXIV[See Rule 82(1)]Return to be sent by the Contractor to the Licensing OfficerHalf Year Ending

## 1. Name and address of the Contractor

## 2. Name and address of the Establishment.

**3. Name and address of the Principal Employer**

**4. Duration of contract : From To**

**5. No. of days during the half year on**

(a)the establishment of the principal employer had worked(b)the contractor's establishment had worked

**6. Maximum number of contract labour employed on any day during the half year :**

Men ..... Women ..... Children ..... Total

**7. (i) Daily hours of work and spread over ,**

(ii)(a)Whether weekly holiday observed and on what day(b)If so, whether it was paid for(iii)No. of man-hours of overtime worked

**8. Total number of man-days worked by**

Men ..... Women ..... Children ..... Total

**9. Total amount of wages paid**

Men ..... Women ..... Children ..... Total

**10. Amount of deductions from wages, if any, effected**

Men ..... Women ..... Children ..... Total

**11. Whether the following have been provided**

(i)Canteen(ii)Rest Rooms(iii)Drinking water(iv)Creches(v)First Aid(If the answer is 'yes' state briefly standards provided)Date :Place :Signature of the contractorForm XXV[See Rule 82(2)]Annual return of Principal Employer to be sent to the Registering OfficerYear ending 31st December

**1. Full name and address of the Principal Employer :**

## **2. Name of Establishment**

(a) District (b) Postal Address (c) Nature of operations/industry/work carried on

**3. Full name of the Manager or person responsible for supervision and control of the establishment :**

**4. No. of contractors who worked in the establishment during the year (Give details in Annexure)**

**5. Nature of work/operations on which contract labour was employed :**

**6. Total number of days during the year on which contract labour was employed:**

**7. Total number of man-days worked by contract labour during the year :**

**8. Maximum No. of workmen employed directly on any day during the year:**

**9. Total No. of days during the year on which direct labour was employed:**

**10. Total No. of man-days worked by directly employed workman:**

**11. Change, if any, in the management of the establishment, its location, or any other particulars furnished to the Registering Officer in the application for Registration indicating also the dates.**

**12. Amount of security deposits made by the Contractors, (Give contractor-wise).**

**13. Amount of security deposits forfeited together with the names of contractor, if any.**

Place : Date : Principal Employer Annexure to Form

Name and Address of the Contractor	Period of contract	Nature of work	Maximum number of workers employed by each contractor	No. of days worked	No. of man-days worked
Form	To				
1	2	3	4	5	6

