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Serial No.	10533

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Andhra Pradesh Shops and Establishment Act, 1988 –Exemption from the provisions of sections 15,16,21,23,31 and in respect of section 47(1)(2)(3) and (4) of the Andhra Pradesh Shops and Establishment Act, 1988, to all Information Technology Enabled Services (ITES) in the State of Andhra Pradesh—Orders – Issued.

LABOUR EMPLOYMENT TRAINING AND FACTORIES (LAB.II) DEPARTMENT

G.O.Ms.No.16.

Dt 30-5-2002.

Read the following:-

- 1.From the Secretary, Government of India, Ministry of Communications and Information Technology, Department of Telecommunications, New Delhi, D.O.Lr.No.10-255/2002-OSP, Dt.12-3-2002.
- 2.From the Spl. Secretary to Chief Minister, Note CMO No.2495/N/CMP/2002, Dt.29-4-2002.
- 3.G.O.Ms.No.5, Information Technology and Communications Department, Dt.28-1-2002
4. Govt. Memo.No.169/Lab.II/A1/2002-1, Dt.27-4-2002
5. From the Commissioner of Labour, Lr.No.11/8268/2002, Dt.3-5-2002.

ORDER:-

The Secretary, Government of India, Ministry of Communications and Information Technology in the reference first read above while informing that one of the restraining factors faced by the Information Technology industry is its inability to work during the night shift and hence requested for considering relaxation from the relevant provisions of Andhra Pradesh Shops and Establishment Act, 1988 to the Information Technology Enabled Services to enable those service to work in night shifts.

2. In the reference third read above Government have evolved an Andhra Pradesh Policy on Information Technology Enabled Services (ITES) and decided to amend the Andhra Pradesh Shops and Establishment Act, 1988, to make it more suitable for the information Technology Enabled Services companies.

3. Keeping in view the intent of the Information Technology Enabled Services policy, Government have decided to exempt the Information Technology Enabled Services (ITES) as defined in G.O.Ms.No.5, Information Technology and Communications Department, Dt.28-1-2002 from the provisions of sections 15,16,21,23,31 and sub-sections (1), (2),(3) and (4) of section 47 of the Andhra Pradesh Shops and Establishments Act, 1988 (Act 20 of 1988)

4. Accordingly, the following notification will be published in the Andhra Pradesh Gazette, dated: 6-6-2002.

NOTIFICATION

In exercise of the powers conferred by sub section (4) of section 73 of the Andhra Pradesh Shops and Establishments Act, 1988 (Act 20 of 1988) the Governor of Andhra Pradesh, hereby exempts from the provisions of sections 15,16,21,23,31 and sub-sections (1) (2) (3) and (4) of section 47 of the Andhra Pradesh Shops and Establishments Act, 1988 to all Information Technology Enabled Services (ITES) in the State of Andhra Pradesh that are defined in G.O.Ms.No.5, Information Technology and Communications Department, Dt.28-1-2002, for a period of 5 years, subject to the following conditions namely:-

- (1) Weekly working hours for an employee shall be 48 hours. For the work done beyond 48 hours, employee is entitled for overtime wages.
- (2) Every employee shall be given a weekly off.
- (3) The management is permitted to engage young and women employees during the night shift, subject to provision of adequate security during the course of employment and to and fro transport from their respective residences.
- (4) Every employee shall be given a compensatory holiday in lieu of notified holidays, with wages under the proviso to sub-section (2) of section 31 of the Andhra Pradesh Shops and Establishment Act, 1988 if they work on notified holidays.
- (5) The employees shall be provided with Identity Cards and all other welfare measures to which they are eligible as per the rules in force.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B. DANAM
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner, Printing, Stationary & Stores Purchase, Hyderabad,
with a request to furnish 10 copies to Government and 25 copies to the
Commissioner of Labour, Andhra Pradesh, Hyderabad.

The Commissioner of Labour, Andhra Pradesh, Hyderabad.

Copy to:

The Information Technology and Communications Department,

A.P. Hyderabad-1.

Law (E) Department.

SF/SC.

//FORWARDED BY ORDER//

cc to the Secy, A.P. Itys

SECTION OFFICER

Encl. No. 5/8263/02

Dt. 5.6.2002

Copy Communicated to all Divs and
the State

B. J. Sharma
Secretary 9/6

