

Copy of:

GOVERNMENT OF TAMILNADU
ABSTRACT

Acts and Rules – Tamil Nadu Shops and Establishment Act, 1947 and Rules 1948 – Prescription of Certificate for Self Certification for Information Technology Software establishment insertion of Rule 16-C after 16-B – Amendment to the Rules – Preliminary Notification – Confirmed.

LABOUR AND EMPLOYMENT (C) DEPARTMENT

G.O.(D).No.37.

Dated: 24.3.2006.

Read:

- 1) G.O.(D) No.1303, Labour and Employment (C) Department, dated 7.10.2004.
- 2) From the Commissioner of Labour Letter No.S2/1693/2003, dated 10.3.2005 and 27.9.2005.

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ORDER:

In the Government order first read above, a preliminary notification enabling the Information Technology Software establishments to self certify the maintenance of forms and registers by inserting of Rule 16-C after 16-B and Form O after form N to the Rules under Tamil Nadu Shops and Establishment Act, 1947 and Rules 1948 was issued.

2. As there are no objections or suggestions to the preliminary notification, the Government have decided to confirm the preliminary notification. The appended notification will be published in the Tamil Nadu Government Gazette, both in English and Tamil. The Tamil Development Culture and (Translation) Department, Chennai-600 009 is requested to supply, direct to the Works Manager, Government Central Press, Chennai-600 079 with a copy of the Tamil version of the notification for publication in the Tamil Nadu Government Gazette.

(BY ORDER OF THE GOVERNOR)

Sd/- G. Saroja,
Deputy Secretary to Government

/true copy/

sd/- xxx
for Commissioner of Labour.

THE APPENDIX

NOTIFICATION

In exercise of the powers conferred by sub-section (1) of section 49 of the Tamil Nadu Shops and Establishment Act 1947 (Tamil Nadu Act XXXVI of 1947), the Governor of Tamil Nadu hereby makes the following amendments to the Tamil Nadu Shops and Establishment Rules 1948, the draft of the same having been previously published as required by sub-section (3) of Section 49.

AMENDMENTS

In the said Rules,

(1) after rule 16-B, the following rule shall be inserted, namely:-

“16-C. Self Certification by the employer – Every employer of Information Technology Software Establishment and Information Technology Software Enabled Services, shall furnish to the Assistant Inspector of Labour at the end of each half year, a certificate of maintenance or exhibition of registers, records and notices, which are required to be maintained or exhibited under the provisions of these rules, in Form ‘O’ in duplicate. The certificate for the half year ending 30th June shall be furnished before 31st July of the year and the certificate for the half year ending 31st December shall be furnished before 31st January of the succeeding year.”

(2) After Form ‘N’, the following Form shall be added, namely:-

FORM – O
[See Rule 16 – C]

**SELF – CERTIFICATION FOR THE INFORMATION TECHNOLOGY
SOFTWARE ESTABLISHMENTS FOR THE HALF YEAR ENDING**

1	Name and address of the Information Technology Establishment:	
	Phone No: Fax: E-mail	
2	Name and address of the Employer	
3	Phone No: Fax: E-mail Nature of Information Technology activity -	IT & ITES
4	Number of persons employed - (1) Male : (2) Female :	
5	(3) Total : (a) Working hours: Compliance of provisions relating to daily/weekly working hours(Section 14) Daily : Weekly:	
6	(4) Leave: Whether the persons employed are allowed leave with wages Whether a Notice in form 'J' exhibited	
7	Health and Safety : Whether precautionary measures against fire and other health and safety measures are provided as prescribed in Sec 20 to 23.	
8	Whether the following Registers are Maintained upto date as prescribed in the Act / Rules:	

	(a) Register of Fines [Rule 11(3)]	
	(b) Register of deductions for damage of loss [Rule 11(4)]	
	(c) Register of advance [Rule 13(4)]	
	(d) Register of Employment [Rule 16(4)]	
	(e) Register of hours of work [Rule 11(3)]	
	(f) Register of holidays, leave granted, etc [Rule 16(9)]	
	(g) Register of Wages [Rule 11(5)]	
	(h) Register of service [Rule (AA) (ii)]	
9	Whether permission for maintaining computerised and alternate forms are obtained [Rule 16 (A) if Yes, give the Number and date of the order.	
10	Whether Name Board of the establishment exhibited in Tamil as prescribed in Rule of the Tamil Nadu Shops and Establishments Rules 1948	

Signature of the Employer

CERTIFICATE

Certificated that during the half-year endingwe have complied with all the provisions under the Tamil Nadu Shops and Establishments Act, 1947 (Tamil Nadu Act XXXVI of 1947) and the Tamil Nadu Shops and Establishment Rules, 1948 made there under, in addition of those specifically mentioned above.

The above certificate is issued with full knowledge of the Statute. We are jointly and severally responsible for any information found incorrect subsequently and liable for prosecution under the provisions of the said Act and Rules made there under for furnishing incorrect information.

Signature of the Manager: Name : Designation: Office seal: Date:	Signature of the Employer: Name : Designation: Office seal: Date:
Accepted Assistant Inspector of Labour	

sd/- xxx
Section officer.

/ true copy /

sd/- xxx
for Commissioner of Labour.