

Copy of:

GOVERNMENT OF TAMILNADU
ABSTRACT

Acts and Rules – Information Technology Policy 2002 – Introduction of Self Certification – Amendment to Tamil Nadu Payment of Wages Rules, 1937 – Preliminary Notification Confirmed – Orders – Issued.

LABOUR AND EMPLOYMENT (H1) DEPARTMENT

G.O.(D).No.394.

Dated: 29.9.2008.

READ:

- 1) G.O.(D) No.484, Labour and Employment Department, dated 19.5.2004.
- 2) From the Commissioner of Labour Letter No.S2/1693/2003, dated 16.12.2004 and 3.4.2006.

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ORDER:

In the G.O. first read above, preliminary notification containing proposals to amend the Tamil Nadu Payment of Wages Rules, 1937 was issued and objections and suggestions were invited from the persons likely to be affected by such amendments.

2. The suggestions raised by the C.I.T.U. on the preliminary notification issued in the G.O.(D) No.484, Labour and Employment Department, dated 19.5.2004 for the introduction of self certification under the Payment of Wages Rules 1937 was examined by the Government carefully and they decided to confirm the preliminary notification as it relates to Information Technology sector.

3. The appended notification will be published in the Tamil Nadu Government Gazette both in English and Tamil.

4. The Works Manager, Government Central Press, Chennai-79 is requested to publish the notification appended to this order in the Tamil Nadu Government Gazette and to send 5 copies of the notification to Government.

5. The Secretary to Government, Tamil Development, Religions Endowment and Information Department, Secretariat, Chennai-600 009 is requested to send the Tamil translation of the notification to the Works Manager, Government Central Press, Chennai-79 for publication in the Tamil Nadu Government Gazette.

(BY ORDER OF THE GOVERNOR)

Sd/- MUNAWAR SHAREEF,
ADDITIONAL SECRETARY TO GOVERNMENT.

To
The Works Manager, Government Central Press, Chennai-79(w.e)
(2 copies of the notification)
The Tamil Development, Religious Endowment and
Information Department, Chennai-9 (w.e.)
The Commissioner of Labour, Chennai-6.
The Secretary to Government,
Information and Technology Department, Chennai-9.

Copy to:

The Law Department, Chennai-9.
The Private Secretary to Secretary to Government,
Labour and Employment Department, Chennai-9.
The Senior Personal Assistant to Minister for Labour, Chennai-9.

/FORWARDED BY ORDER/

Sd/-xxx
SECTION OFFICER

APPENDIX

NOTIFICATION

In exercise of the powers conferred by sub-section (2) of section 26 of the Payment of Wages Act, 1936 (Central Act IV of 1936), the Governor of Tamil Nadu hereby makes the following amendments to the Tamil Nadu Payment of Wages Rules, 1937, the draft of the same having been previously published as required by sub-section (6) of Section 26 of the said Act.

AMENDMENTS

In the said Rules,

(1) after rule 6A, the following rule shall be inserted, namely:-

“6B. Self Certification by Information Technology Software Establishments and Information Technology Software Enabled Services: The Paymaster of every Information Technology Software Establishment and Information Technology Software Enabled Service 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 VIII(in duplicate). The certificate for the half year ending 30th June should be furnished before the 31st July of that year and the certificate for the half year ending 31st December should be furnished before the 31st January of the succeeding year.”

(2) after Form VII, the following Form shall be added, namely:-

THE TAMIL NADU PAYMENT OF WAGES RULES, 1937

FORM VIII

[See Rule 6 –B]

Self – Certification by Information Technology Software Establishments and Information Technology Software Enabled Services for the half year ending-----

1.	Name and address of the Information Technology Software Establishment or Information Technology Software Enabled Services----- Phone No: Fax:	
2.	E-mail I.D: Name and address of the Paymaster:	
3.	Maximum number of persons employed on any day--- (1) Male: (2). Female: (3).Total :	
4.	Whether during the half-year, wages to the employed persons were paid before the expiry of the seventh day or tenth day, as the cases may be, after the last day of the wage period as per Section 5 of the Act?	
5.	Whether notice of date of payment of Wages is displayed as per Rule 8?	
6.	Whether the Register of Wages is maintained under Rule 5?	
7.	Whether application, requiring the power to impose fines on the employed persons is sent to Deputy Commissioner of Labour as per Rule10?	
8.	Whether an abstract of the Rule is displayed in Form V?	
9.	Whether the annual return in Form IV is sent within the time stipulated in Rule 18?	

[**Note:** - Information in respect of the items not applicable may be indicated as "Not applicable".-

[Signature of the Paymaster]

CERTIFICATE

Certified that the during the half – year ending ----- , we have complied with all the provisions under the Payment of Wages Act, 1936 and the Tamil Nadu Payment of Wages Rules, 1937 made thereunder, in addition to those specifically mentioned above.

2. This Certificate is issued with full knowledge of the provisions of the said Act and the Rules. We are jointly and severally responsible for any information found incorrect subsequently and are liable for penalty under the provisions of the said Act and Rules.

Signature of the Manager

Signature of the Paymaster

Name:

Name:

Designation:

Designation:

Office Seal:

Office Seal:

Date:

Date:

Accepted:

[Assistant Inspector of Labour]