

Labour Department, Chhattisgarh Government

Inspection under The Payment of Bonus Act, 1965

(Complete guide for Inspection of Units)

LABOUR DEPARTMENT, CHHATTISGARH GOVERNMENT |

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Table of Contents

| 1 | Risk | Based Assessment | 2 |
|---|------|--|----|
| | | Classification criteria | |
| | 1.2 | Risk classification based inspection procedure | 2 |
| 2 | Insp | ection/Verification Procedure Steps | 3 |
| 3 | Che | cklist | 8 |
| 4 | Insp | ection Certificate format | 8 |
| 5 | Time | elines & other instructions for Inspector | 8 |
| 6 | Dow | rnload Inspection Report | 9 |
| 7 | Δnn | exure 1 | 11 |

1 Risk Based Assessment

This manual is for the Compliance Inspection under The Payment of Bonus Act, 1965.

1.1 Classification criteria

The Factory/ establishments will be categorised in High risk, Medium risk & Low risk entities based upon following risk parameters.

Table 1: Classification of Low Risk, Medium Risk & High Risk establishments in terms of verification required and deadline

| Risk Parameters | Low Risk | Medium Risk | High Risk |
|---------------------------|---------------|---------------|---------------------|
| Hazardous/Non- | Non-Hazardous | Non-Hazardous | Hazardous and |
| Hazardous | | | extremely hazardous |
| Lockouts/Strikes/Accident | No | No | Yes in any one area |
| Number of workers | Less than 250 | More than 250 | NA |
| Type of Inspection/ | Exempted | Third Party | Departmental |
| Certification Required | | Certification | Inspection |
| Deadline | 30 June | 30 June | 30 June |

The following link has the risk criteria to assess the risk in a unit/establishment http://www.cglabour.nic.in/ShramAyukt/EODSERVICES.aspx?ID=8

1.2 Risk classification based inspection procedure

Low Risk Industries: Low risk industries are exempt from inspection. However, the department on a random basis through computerized based allocation will inspect 5% of the low risk industries.

Medium Risk Industries: The medium risk industries will have the option of third party certification and these units will be exempt from departmental inspection. The deadline of submitting the Third Party Certificate is 30th June of the year. From the industries not opting for third party certification, 20% of medium risk units/establishments will be inspected on random basis through **computerized based allocation**.

High Risk Industries: High risk industries will have mandatory departmental inspection for all labour/factory related compliances.

2 Inspection/Verification Procedure Steps

A. For Third Party Certification

Detailed Third Party Certification Procedure

Option of 3rd Party Certification

• Medium Risk Industries have the option to exercise 3rd party certification

Site Visit

• The Third Party Certifier (D.G.F.A.S.L.I) will visit the unit/ establishment

Upload 3rd party Certificate After issuance of third party certificate, the concerned unit will upload the report on the labour department portal by 30th June

Non-Compliance notice The department may issue notice to establishment to rectify defects/ deviations/ non-compliance observed as part of inspection

Upload Compliance Report

- The establishment to do the necessary/ appropriate compliance and inform the office about the same
- Uploading Compliance report

Final action and approval

• Acceptance of compliance report / initiation of proceedings.

Stepwise process to upload the Third Party Verification Certificate

Go to http://cglabour.nic.in/

For new users,

Factory/establishment not registered on Single Window, please follow the two step process given below:

Step 1 User Registration: User registers himself once with Single window (SW) and creates an account.

Step 2 Unit Registration: User can register their units after logging into the Single Window. Each unit after registration will have a unique ID called "Udyam Aakanksha Number" (UAN).

For existing users,

i. Login using single window login credentials



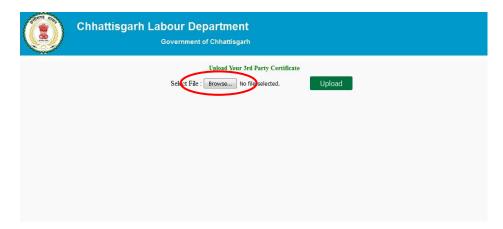
ii. After successful login, the system will ask for Udyam Aakanksha Number (Unit Number) as follows, enter UAN of the establishment for which you are applying online services, click on Submit.



- iii. After submitting UAN, the dashboard of Labour department opens up, showing services available through Single Window
- iv. On e-dashboard, click on "Upload 3rd Party certificate"



v. Browse the file



vi. Click on upload. "File Has Successfully Uploaded" will show on screen



B. For Departmental Inspection

Detailed Inspection Procedure Steps:

Computerized Allocation Computerized allocation of establishments to the concerned inspectors on the basis of risk classification. This is to be done in the first week of every month. The same inspector will not inspect the same establishment twice consecutively

Notice of Inspection Notice of inspection is to be provided on the e-mail communication provided to the department

Site Visit

• The department will ensure that joint/Synchronized visit of the inspectors to the unit/ establishment for applicable labour/factories act..

Inspection report in 48 hours

 Online submission /uploading of the report by the inspector visiting the unit/ establishment with a unique member which can be accessed online by employer within 48 hours (as per Inspection format) Users to login to the portal and view and download inspection reports

Non-Compliance notice The department may issue notice to establishment to rectify defects/ deviations/ non-compliance observed as part of inspection

Upload Compliance Report

- The establishment to do the necessary/ appropriate compliance and inform the office about the same
- Uploading Compliance report

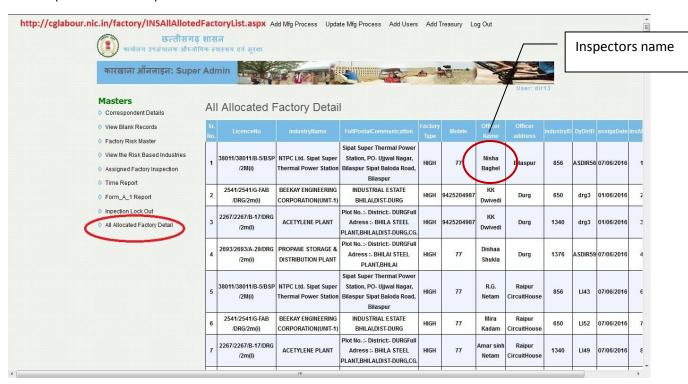
Final action

Acceptance of compliance report / initiation of proceedings.

✓ Based on the risk criteria as given above, factories/establishments get classified into Low, Medium and High risk by the **online system** itself as shown below:

| | 33377333773 | Thermal Power Station | Bilaspur Sipat Baloda Road, Bilaspur | | ** | Netam | CircuitHouse | | | | Š | |
|----|------------------------------------|---|--|--------|------------|--------------------|------------------------|------|-----------|------------|----|---|
| 6 | 2541/2541/G-FAB/DRG/2m(i) | BEEKAY ENGINEERING CORPORATION(UNIT-1) | A STATE OF THE PROPERTY OF THE | HIGH | 77 | Mira Kadam | Raipur CircuitHouse | 650 | LI52 | 07/06/2016 | 7 | |
| 7 | 2267/2267/B-17/DRG/2m(I) | ACETYLENE PLANT | Plot No. :- District:- DURGFull Adress :- BHILA STEEL PLANT,BHILAI,DIST- DURG,CG. | HIGH | 77 | Amar sinh Netam | Raipur CircuitHouse | 1340 | LI49 | 07/06/2016 | 8 | |
| 8 | 2693/2693/A-29/DRG/2m(i) | PROPANE STORAGE & DISTRIBUTION PLANT | Plot No. :- District:- DURGFull Adress :- BHILAI STEEL PLANT,BHILAI | HIGH | 77 | Mira Kadam | Raipur CircuitHouse | 1376 | LI52 | 07/06/2016 | 9 | |
| 9 | 4603/4603/B-1/BSP/2M(i) | Nova Iron & Steel Limited | Vill & Post- Dagori, Teh- Bilha | MEDIUM | 8827270347 | Anthony Tirkey | Bilaspur | 846 | bsp3 | 01/06/2016 | 11 | |
| 10 | 2503/2503/B-3 & B- 17/DRG/2m(i) | BHILAI ENGINEERING CORPORATION LTD,UNIT-1 | POST BOX NO.31,INDUSTRIAL AREA,BHILAI,DIST-DURG.CG | MEDIUM | 77 | Dishaa Shukla | Durg | 646 | A SDIR59 | 07/06/2016 | 12 | |
| 1 | 4603/4603/B-1/BSP/2M(i) | Nova Iron & Steel Limited | Vill & Post- Dagori, Teh- Bilha | MEDIUM | 77 | R.G. Netam | Raipur CircuitHouse | 846 | LI43 | 07/06/2016 | 13 | |
| 1: | 2503/2503/B-3 & B- 17/DRG/2m(i) | BHILAI ENGINEERING CORPORATION LTD,UNIT-1 | POST BOX NO.31,INDUSTRIAL AREA,BHILAI,DIST-DURG.CG | MEDIUM | 77 | Amar sinh Netam | Raipur CircuitHouse | 646 | LI49 | 07/06/2016 | 14 | |
| 1: | 3 4501/4501/G-O/BSP/2M(i) | M/S. DIGITAL WEIGHING SYSTEMS (P) LTD. | Plot No. :- , District:- BILASPUR, Full Adress :- INDUSTRIAL AREA TIFRA | LOW | 77 | Nisha Netam | Bilaspur | 5259 | A SDIR66 | 07/06/2016 | 17 | |
| 1- | 4 4838/4838/B-25/BSP/2M(i) | Nandan Agro & Forest Product Pvt. Ltd. | Sector-B, Industrial Area Sirgitti, Bilaspur | LOW | 77 | Nisha Baghel | Bilaspur | 331 | A SDIR 56 | 07/06/2016 | 18 | 8 |
| 1: | 5 4878/4878/GWF/BSP/2M(i) | Shri Shyam Industries | Sector-B, Industrial Area, Sirgitti | LOW | 77 | Nisha Baghel | Bilaspur | 678 | A SDIR 56 | 07/06/2016 | 19 | 9 |
| 10 | 6 4674/4674/GSM/BSP/85 | M/S. MAGAN BHAI PATEL SAW MILL | Plot No. :- , District:- BILA SPUR, Full Adress :- MUNGELI ROAD BILA SPUR | LOW | 77 | Nisha Netam | Bilaspur | 5202 | A SDIR66 | 07/06/2016 | 20 | |
| 1 | 7 30847/30847/G-O/BSP/2M(i) | M/S. SAVIO ELECTRICAL INDUSTRIES | Plot No. :- , District:- BILA SPUR, Full Adress :- SECTOR-B, IDUSTRIAL AREA | LOW | 77 | Nisha Baghel | Bilaspur | 5266 | A SDIR 56 | 07/06/2016 | 21 | |

✓ Factories/establishments get allocated to departmental inspectors using the online system (as shown below):



✓ After the inspection is duly carried out, the inspector uploads the inspection report within 48 hours as shown below:



3 Checklist

Following is the document checklist which the establishment/unit needs to present at the time of inspection.

For all units

- 1. Whether Bonus paid to the employees (under Section 10)
- 2. Quantum of bonus paid to the employees and number of employees benefitted
- 3. Whether a Register showing the computation of allocable surplus referred to in clause (4) of section 2 ,in Form A is prepared and maintained.
- 4. Whether a Register showing the set-on and set-off of the allocable surplus under section 15 in Form B is prepared and maintained
- 5. Whether a Register showing the details of the amount of bonus due to each of the employees, the deductions under sections 17 and 18 and the amount actually disbursed in Form C is prepared and maintained.

4 Inspection Certificate format

Inspection Certificate format for Departmental Certification in case of low, medium and high risk are available in the Annexure 1.

Please note that low risk industries have 5% inspection on random basis, medium risk have 20% on random basis while high risk necessarily have departmental inspection.

5 Timelines & other instructions for Inspector

- 1. The inspector must upload the Inspection Report within 48 hours of the physical inspection
- 2. Inspectors will be selected randomly through computerized allocation
- 3. Same inspector will not inspect the same establishment twice consecutively.
- 4. Users can login, view and download the inspection report uploaded by the inspector only after 48 hours of inspection.

6 Download Inspection Report

Downloading inspection report

Users can login, view and download the inspection report uploaded by the inspector only after 48 hours of inspection.

Stepwise Procedure

i. Login using single window login credentials



ii. After successful login, the system will ask for Udyam Aakanksha Number (Unit Number) as follows, enter UAN of the establishment for which you are applying online services, click on Submit.



- iii. After submitting UAN, the dashboard of Labour department opens up, showing services available through Single Window
- iv. On e-dashboard, click on "Download" under Inspection



Factory Plan Approval(Form1-A)

<u>User Manual</u>
<u>Apply</u>
Application Status:Not Applied
Download

Registration of principal employer's

<u>User Manual</u>
<u>Apply</u>
Application Status:Not Applied
Download

Registration of contractors

<u>User Manual</u>
<u>Apply</u>
Application Status:Not Applied
Download

Factory Licence Application(Form-4)

<u>User Manual</u>
<u>Apply</u>
Application Status:Not Applied
Download

Licence for contractors

<u>User Manual</u>
<u>Apply</u>
Application Status:Not Applied
Download

Inspection User Manual Inspection Download

Renewal of Factory Licence

UAN:

Change UAN

Welcome: Pratik Chandrakar

11102953787182

User Manual
Apply
Application Status:Not Applied
Download

Renewal of licence for contractors

User Manual
Apply
Application Status:Not Applied
Download

Single Return

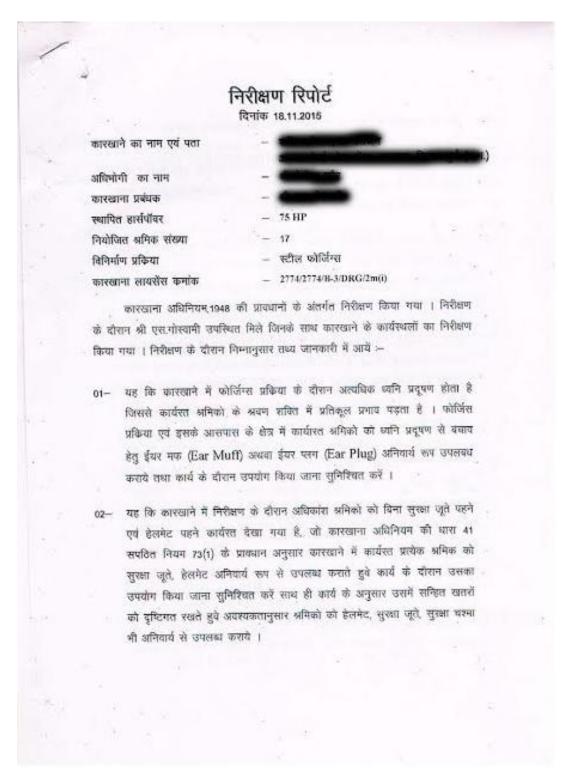
User Manual Apply Check Status Download

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7 Annexure 1

A. Format of Departmental Certification



- 03— यह कि कारखाने के निशेक्षण के वारान मशीनों की ट्रांसमिशन मशीनरी जैसे पुत्ली, बेल्ट, झड़व्ह तथा गियर झड़व्ह आदि के उपर कारखाना अभिनियम की धारा 21(1)(iv)(b) के प्रावधान अनुसार फेस्सिंग की उपयुक्त व्यवस्था नहीं पायी गयी । उक्त मशीनों के खुले गतिमान हिस्सों पर फेस्सिंग लगाये जिससे कि इनकी सभीप कार्यरत्त अभिकों को दुर्घटनाग्रस्त होने की संभावना न रहे ।
- 04— यह कि कारखाने में कार्यरत अनिकों के संबंध में कारखाना अधिनियम की धारा 62(2) सपित नियम 96(1) के प्रावधान अनुसार हाजरी पंजी फार्म नं, 14 बनाई जानी चाहिए तथा नियम 118 के अनुसार प्रतिदिन श्रमिकों की उपस्थिति दर्ज करने के उपरांत ही उन्हें कार्य में नियुक्त किया जाना सुनिश्चित करें ।
- 05— यह कि करखाना अधिनियम की धारा 83 सपिठत नियम 102 के अनुसार सर्वतिनक अवकाश पंजी फार्म नं. 18 में बनी नहीं पायी गयी और न ही नियम 103 के अनुसार अमिकों को लीव्ह कार्ड फार्म नं. 19 में वितरीत किया गया । समस्त अमिकों के संबंध में सर्वतिनिक अवकाश पंजी फार्म नं. 18 में बनाये तथा सर्वाति नं. 18 में बनाये तथा सर्वति नं. 18 में स्वाति नं. 18 में बनाये तथा सर्वति नं. 18 में बनाये तथा स्वाति नं. 18 में स्वाति नं. 18 में बनाये तथा स्वाति नं. 18 में बनाये तथा स्वाति नं. 18 में स्वाति नं. 18
- 06— यह कि कारखाने में प्रथम उपचार की सामाग्री कारखाना अधिनियम की घारा 45(1) सपवित नियम 75— B के अनुसार उपलब्ध नहीं पायी गयी । शिव्य ही नियमानुसार प्रथम उपचार की समाग्री रखे तथा कारखाने के आसपास रिथत चिकित्सालयों के नाम एवं दुरभाप नंबर भी प्रदर्शित करें ।

(के के हिवेदी). उप संचालक, ओधोगिक स्वास्थ्य एवं सुरक्षा एवं (उप मुख्य कारखाना निरीक्षक छ.ग.शासन) दुर्ग संभाग,दुर्ग (छ.ग.)

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(छ.ग.शासन



श्रम विभाग)

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Telephon N0.0788-2323245

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और निरीक्षण रिपोर्ट की एक प्रति प्रेमित करते हुवे निर्देशित किया जाता है कि उपरोवत उल्लंधनों के संबंध में अपना लिखित स्पष्टीकरण 7 दिनों की अवधि में प्रस्तुत करें तथा आवश्यक कार्यवाही कर उपरोक्ता उल्लेखित बिन्युओं का पालन कर पालन प्रतिवेदन एक सलाह की अविध में प्रस्तुत करें । उल्लेखनीय है उल्लंधन जारी रहने पर आपके विरुद्ध वैद्यानिक कार्यवाही की जावेगी ।

31- कारखाना प्रवंधक मेसर्स-

भीर निरीक्षण रिधेर्ट की एक प्रति प्रेषित करते हुवे निर्देशित किया जाता है कि उपरोक्त उल्लंधनों के संबंध में अपना लिखित स्पष्टीकरण 7 दिनों की अयधि में प्रस्तुत करें तथा आवश्यक कार्यवाही कर उपरोक्त उल्लेखित बिन्दुओं का पालन कर पालन प्रतिवेदन एक राप्ताह की अवधि में प्रस्तुत करें । उल्लेखनीय हैं उल्लंधन जारी रहने पर आपके विरूद्ध वैद्यानिक कार्यवाही की जावेगी ।

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