

TRIPURA



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**PART--I-- Orders and Notifications by the Government of Tripura,
 The High Court, Government Treasury etc.**

**GOVERNMENT OF TRIPURA
 LABOUR DEPARTMENT**

No.F.21(35)-LAB/ENF/CONS/22/5578

NOTIFICATION

Dated, Agartala, the 10th August, 2022.

Whereas, in pursuant to the directions of the Hon'ble Supreme Court of India dated 04-10-2018 subsequent to the directions contained in the Judgment dated 19th March, 2018 and 7th May, 2018 in Writ Petition (Civil) No.318 of 2006, the Ministry of Labour and Employment, Government of India has framed a model welfare scheme for the construction workers. And, it has become necessary to amends the various provisions of the Tripura State Building and Other Construction Worker's (Regulation of Employment and Conditions of Service) Rules, 2001 to implement the provisions of Model Welfare Scheme as framed.

Now therefore, in exercise of the powers conferred under Section 62 and Section 40 of the Building and Other Construction Workers (Regulation of Employment and Conditions of Service) Act, 1996 (No.27 of 1996), the State Government makes the following Rules, to amend the Tripura State Building and Other Construction Workers (Regulation of Employment and Conditions of Service) Rules, 2001 namely –

1. Short title and commencement:—

- (1) These Rules may be called the “**Tripura State Building and Other Construction Workers (Regulation of Employment and Conditions of Service) (Ninth Amendment) Rules, 2022**”.
- (2) They shall come into force on the date of their final publication in the Tripura Gazette.

2. Amendment of Rule 271:—

In the Tripura State Building and Other Construction Worker's (Regulation of Employment and Conditions of Service) Rules, 2001 (herein after referred to as the Principal Rules), in sub-rule (1) of Rule – 271, –

the expression “**electronically**”, shall be inserted after the expression “**receiving the application**” and before the expression “**under rule 269**”.

3. Amendment of Rule 272:—

In Sub-rule (1) of Rule – 272, the expression “**or maximum of twelve months**” shall be inserted after the expression “**in advance once in 3 months**” and the expression “**in any of the banks specified by the board**” shall be substituted by the expression “**in any of the payment mode specified by the Board**”.

4. Substitution of rule 274:—

Rule – 274 of the Principal Rules shall be substituted with the following:-

“274. Assistance to beneficiary for disability:—

The Board may draw up and implement the scheme for financial assistance to the beneficiaries who met with an accident at the worksite which resulted in disability.

Provided, that the scheme shall be approved by the Government. The Board may sanction a financial assistance to the beneficiary as per approved scheme depending upon the percentage of disability. The application in Form-XXXIV shall be submitted with such documents, as may be specified by the Board.”

5. Amendment of rule 276:-

In Sub-rule (5) of Rule – 276, the expression “Rs.700/- (Rupees Seven Hundred)” shall be substituted with the expression “₹1000/- (Rupees One Thousand)”.

6. Substitution of rule 277:-

(i) Sub-rule (1) of Rule – 277 of the Principal Rules shall be substituted with the following:-

“277. (1) The Board may draw up and implement the scheme for loan and advances, for construction of dwelling house of eligible beneficiaries who are not in recipient of any State and Central Government Housing scheme.”

(ii) Sub-rule (2) of Rule – 277 shall be substituted with the following:-

“(2) A beneficiary shall be registered not less than 5 years and having minimum 20 years left for superannuation.”

7. Substitution of rule 280:-

Rule – 280 of the Principal Rules shall be substituted with the following:-

“280. (1) The Board may draw up and implement the scheme or adapt any other similar health care or insurance scheme as Ayushman Bharat - Pradhan Mantri Jan Arogya Yojana (AB-PMJAY) for the health treatment of a registered construction worker or to his dependents.

(2) The Board shall implement any health care or insurance scheme by adapting to the existence scheme of the Central or State Government after obtaining the prior approval from the State.”

8. Substitution of rule 281:-

Rule – 281 of the Principal Rules shall be substituted with the following:

“281. Maternity Benefit:- (1)The women employees who are registered beneficiary for a period of one year shall be given a sum as may be determined by the Board from time to time as maternity benefit during the period of maternity.

(2) Registered male construction workers who has been a beneficiary for a period of one year shall also be given maternity benefit for his wife a sum as may be determined by the Board from time to time as maternity benefit during the period of maternity.

(3) Maternity leave with pay shall be given to the registered female construction worker who has been a registered beneficiary for a period of one year shall be paid for a period of 90days at a rate of minimum wage of unskilled category of the construction or maintenance of roads or in building operation of the scheduled employment under Minimum Wages Act, 1948 notified by the Labour Department from time to time.”

By order of the Governor



(Abhishek Singh)

Secretary to the
Government of Tripura