

ASSAM SHOPS AND ESTABLISHMENTS (AMENDMENT) ACT, 1979

Registered No. —A-12 No. J 20 e' The Assam Gazetto, EXTRAORDINARY PUBLISHED BY AUTHORITY 5 3, 1979, 15 «t5t, 1901 Dispur, Saturday, 5th May, 1979, 15th Vaisakha 1901 (S. E.) GOVERNMENT OF ASSAM ORDERS BY THE GOV*RNOR LEGISLATIVE DEPARTMENT NOTIFICATION The 4th May 1979 No. LGL. 2/78/34,—The following Act of the Assam Legislative Assembly which received the assent of the Governor is hereby published for general information, 746 THE ASSAM GAZETTE, EXTRAORDINARY,SIAY 5, 1979 ASSAM ACT X OF 1979 (Received the assent of the Governor on 26th April, 1979), THE ASSAM SHOPS AND ESTABLISHMENTS (AMENDMENT) ACT, 1979. An Act to amend the Assam Shops and Establishments Act, 1971 (Assam Act XXI of 1974). Whereas it is expedient to amend Preamble. the Assam Shops and Establishments Act, 1971 (Assam Act XXI of 1974) hereinafter called the principal Act, in the manner hereinafter appearing , It is hereby enacted in the Thirtieth Year of the Republic of India as follows 1. (1) This Act may be called Short title and commence. the Assam Shops and Establishments (Amendment) Act, 1979. (2) It shall come into force at once

2. In the principal Act, the Section Amendment of Section 3.3 shall be substituted by the following, namely :— "3. (1) The provisions of Sections 10 and 11 shall not apply to--- (a) shops or classes of shops dealing mainly in dairy product, bread, pastries, sweetmeat and flowers ; t b) pharmacies or shops dealing surgical mainly in medicines. appliances, bandages or other medical requisites ; Assam Act XXI of 1974. a HE ASSAM GAZETTE, EXTRAORDINARY, MAY 5, (c) shops dealing mainly in articles required for funerals, burials or cremations as may be specified by the Inspectors within their respective jurisdictions ; shops dealing in tobacco, cigars) cherosts, cigarettes, bidis, pan, liquid refreshment sold in retail for consumption on the premises, ice, news paper or periodicals ; (e) barber's and hairdresser's shops. (2) Nothing contained in this Act se-all apply to— (a) persons employed in anv esta- bishment in a position of management ; (b) persons whose work mainly in- volves travelling, and persons and employed as canvassers caretakers; (c) establishments under the Cen- tral or any State Government, local authorities, the Reserve Bank of India or any other Bank, any Railway Administration and cantonment authorities , (d) any water transport service, or motor transport service, or any system of public conservancy or sanitation, any industry or busi- ness or undertaking which supply power, light or water to the public and such other public uti- lity companies or associations or classes thereof as the State Government may, by notification, exempt from the operation of this Act ; 747 748 THE ASSAM GAZETTE, EXTRAORDINARY, MAY 5. 1979 (e) stalls and refreshment rooms at railway station, docks, wharves and airports ; (f) establishment for the treatment or care of the sick, infirm, desti- tute or mentally unfit ; (g) shops or stalls in any public exhibition or show so far as such shops or stalls deal in retail trade which is solely subsidiary or anciliary to the main purpose of such exhibition or show ; (h) shops or stalls in any public fair or bazar held for charitable purposes ; (P shops or classes of shops dealing mainly in vegetables, meat and fish ; (j) establishments in mine oilfields ; and (k) any person employed in a con- fidential capacity, messenger, watchman or exclusively in con- collection, nection with the despatch, delivery and con- veyance or customs formalities of goods or such other persons or classes of persons as the State Government may, by notification, exempt from the operation of all or any of the provisions of this Act ; (l) such - seasonal commercial estab- lishments engaged in the purchase of raw iute or cotton ginning or cotton or iute pressing and the clerical department of such sea- sonal factories and such other VHE ASSAM GAZETTE. EXTRAORDINARY, MAY 5, as the State establishments Government may, by notification, exempt from Che operation of all or any of the provisions of inis Act." 3. In the principal Act, in suo- Arr:endrnt Of Section 1. section (4) of Section 11, after the exis- d ing proviso, the following proviso shall be inserted namely ttProvided further that the inspec- tors may, by a written order, req aire the shops in a particular area within jurisdiction, to be their respective kept closed on a particular day as speci- fied in the order." 749 Amendment of Section 29

4. In the principal Act, in Section 29,- (a) the sub-sections (1) and (2) shall be substituted by the following, namely :—tt(l) Whoever contravenes anv of the provisions of this Act or of any rules rnade thereunder shall, on conviction, be punishable with imprisonments for a term which may extend to six months or with fine which may extend to one thousand rupees Provided that for any second or subsequent

offence, the employer shall be punishable with imprisonment only for a term which shall not be less than two months but may extend to six months; 750 ASSAM CAZETTE. EXTRAORDINARY, MAY 5, (b) the sub-sections (3) and (4) shall be respectively renumbered as sub-sections (Z) and (3). Amendment 5, In the principal Act, in Section 34, the sub-section (3) shall be deleted 34. and sub-section (4) shall be sub-section (3), U. TAHBILDAR, Secy. to the Ch. Mnt. of Assam, Legislative Deptt. ACHATI—Printed and published by the Supdt. i/c., Assam Government Printing Press, (YR-Gazette)

