

## ASSAM TEA PLANTATION PROVIDENT FUND AND PENSION FUND AND DEPOSIT LINKED INSURANCE FUND SCHEME (AMENDMENT) ACT, 1984

The Assam Registered No, Aei2 Gazette 78 No. 78 EXTRAORDINARY PUBLISHED BY AUTHORITY 7 afü€T, 1984, 18 5'vy 1906 Dispur, Saturday, 7th April, 1984, Chaitra \* 1906 (S. E.) GOVERNMENT OF ASSAÄL ORDERS BY THE GOVERNOR LEGISLATIVE DEPARTMENT ; LEGISLATIVE BRANCH NOTIFICATION: The 7th ApliL1984 No.LGL.59/78/127.—The -following Act of the Assam Legislative Assembly .twKich received the -r assent of the President is hereby published for general information. 834 THE ASSAM GAZETTE, EXTRAORDINARY, APRIL 75 1984 ASSAM Acrr NO. 'IX OF 1984 (Received the assent of the President on 7th April, 1984} THE ASSAM TEA PLANTATIONS PROVIDENT FUND (AND PENSION FUND) SCHEME (AMENDMENT) ACTS 1984. An Act further -to amend the Assam Tea Plantations Provident Fund (and Pension Fund) Scheme Act

**1955. Whereas it is expedient further to amend the Assam Tea Plantations Provident Fund (and Pension und) Scheme Act, 1955 hereinafter called the principal Act in the manner herein- after arjoearing; It is hereby\_ enacted in the Thirty-fifth Year of the Reoublic of India as 1.**This Act may be called the Assam Tea Plantations Provident Fund (And Pension Fund) Scheme (Amendment) Act. 1984. (2) It shall have the like extent as the prin- cial Act. (3) It shall be deemed to have come into force - from Ath dav of January, 1984

**2. In the principal Act, in the preamble, Assam Act X 1955.**P reamble. Short title, extent and commence. mente Amendment of preamble ween the words "and Pension Fund" and ef the Act ttSchane" the woras "and Deposit Linked In x of 1955. surance Fund" shall be irkserted. Amendment 3. In the principal Act. in sgction 1, in sub- Of section T section between the words and Pension or the Assam Act Fund" X of1955. Fund" Amendment of section 2 of the Assam Act X of 1955. 4. (i) and "Scheme" the words "and Insurance shall be inserted. In the principal ACL 'in section in clause (a)? the - words "or tho Ingv= rance Fund" shall be, inserted after the words UProvident Fund" wherever it oe- curs; THE ASSAM GAZETTE, EXTRAORDINARY, APRIL 7, (ii) in clause (c), the words "'or the Insurance Fund" shall be inserted after the words t?Pension Fund" ; (iii) in clause (d), for the figures arid words tRRs.1000/— Rupees one thousand" occur- ing between the words "exceed" and e eper mensem" the figures and words 'RRs.1600/— Rupees one thousand six hundred" shall be substituted; (iv) in clause (e), the words !for the Insu- rance Fund" shall be inserted after the words evension Fund" ; (V) in clause (Q), between the words etPen- 1984 835 Amendment of section 3 of the Assam Act X of 1955

**5. Sion Fund" and "Scheme", the words "or the Insurance Fund" shall be inserted, 1m the brincipal Act, in section (i) in the heading.**after the word etPvovi- dent'ls\_ the words ttPension and Insurance: ' preceded by a comma (,) shall be in- serted: sub-section (1), after the words (tand Pension Fund" occurring in the third line the words Oand Insurance Fund" shall be inserted. and after the words \*Cand Pension Fund" occurring in the fourth line. the words uand the Insurance Fund for providinQ Life Assurance Coverage" shall be inserted; (iii) After sub-section (3), the following shall be inserted as sub-section (4), name- 137.' e t4. (a) Everv employer shall, from time to time nay into the Insuranée Fund in res- pect -of everv ernolo\_yee in relation to whom he is the such amount not being more than one percent of the wages as defined under sub-section (h) of section 2 of the Act for the time •being oavable as the State Government may, bv notification in the Official Gazette, specify. 836 THE ASSAM GAZETTE, EXTRAORDINARY, APRIL 7, (b) The Central Government may conn tribute to the Insurance Fund, in rela- tion to each emplo\_yee coverecVby the Scheme, an amount representing one-- half of the contribution which an emplo- ver is required by clause (a) to make. (c) The emplo\_yer shall pay into the In- surance Fund such -further sum of rncr nev, not exceeding oneäourth of the con- tribution which he is required 'to make underv clause (a) as the Board may, vitiL due aproval of the Government from time to time, determine to meet all the expenses in connection with the admini- stration of the insurance Scheme. (d) The Central Government may pay into the Insurance Fund such further sum of money representing one-half of the sum pavable by the employer Linder clause (c) to meet all the expenses in connec- tion with the administration of Insu- rance Scheme. (e) The Insurance Fund shall vest in the Board of trustees and shall be adminv stered bv it in such manner as may be soecified in the Scheme. (f) The Insurance

Scheme may provide that any of its provisions shall take effect either prospectively or retrospectively on such date as may be specified in this behalf in that Scheme"

**6. In the principal Act, in section 5, after Amendment of section 5 the words "amend or vary" the words teeither retrospectively" shall be inser- of the 198 4 Assam Act ted.**X of 1955. Amendment of section 6 of the Assam Act X of 1955

**7. In the orincipal Act, in section 6.**— (i) in sub-section after the words "Provident Fund" and the words "or Pension Fund or Insurance Fund" shall be inserted: THE ASSAM GAZETTE.i EXTRAORDINARY, APRIL 7, (ii) in sub-section (2), after the words "Pro- 1984 837 Amendment cf section 7 of the Assam Act X of 1955. Amendment of section 7A of the Assam Act X of 1955. Amendment vident fund" the wOrdS 'tor Pension Fund or Insurance Fund" shall be in- serted; (iii) in the proviso to sub-section (2), after the words "Provident Fund" the words - 'tor Pension Fund -or Insurance Fund" shall be inserted. 8, •In the orincipal Act. in Section 7,— (i) in sub-section (IA), the word "Scheme" occuring between the words "the" and shall be substituted by the word etAct" ; (ii) in sub-section (2). the proviso shall be deleted

**9. In the principal Act, in section 7A,**—occurring be- (a) for the comma tetween the Words "Act" and "the", the word "or"shall be substituted

**10. In the principal Act, in Section 13, of section 13 the words "or any other person" shall be de- of the Assam Act X of 1955.**Amendment of section 16A of the Assam Act X of 1955. Amend ment of Schedule. leted. 11. 1m the prinqival Act. in section 16A, in sub-section (I). for the words "Fund or the Pen- Sion Fund" the words "the Provident Fund, Pension Fund or Insurance Fund" shall be subs- tituted

**12. In the principal Act, in the schedule, (i) the sub-para (a) of para I shall • be substituted by the following, namely.**"(a) the constitution of a Board of Trus- tees with 7 nominees of State Govern- ment of whom one shall be the Chair-- man and one shall be the Vice-Chair- man and one shall be the Member— Se- cretary. four representatives of the em- D] overs and four representatives of the employees: " 838 •THE ASSAM GAZÉTTE, EXTRAORDINARY, APRIL 7, (ii) after para 9A, a new para 9B, shall be inserted. namely:— "9B (i) the employees or class of em- ployees who shall be covered by the In- surance Scheme; (iii) The manner of investment of money be- longing to the Insurance Fund; (iv) The scales of assurance amount which shall not be less than the balance in the account of the employees concerned in the Provident Fund or more than rupees ten thousand ; (v) The minimum balance to be maintained by an employee in the Provident Fund to make him eligible for the benefits un- der Insurance Scheme ; (VI) The manner in which the amount due to the nominee of the member of the family of the employee under the Insurance Scheme is to be paid." 1984 Repeat and S avings. Ordinanc c 13. (1) The Assam Tea Plantations Provi- No. 1 of dent Fund (and Pension Fund) Scheree 1984: (Amendment) Ordinance, 1983, is hereby repealed. (2) Notwithstanding such repeal, any order passed, notification issued, anything done or any action taken under the principal Act, as amended by the Assam Tea Plan- tat-ions Provident Fund (and Pension Fund) Scheme (Amendment) Ordinance, 1983, shall be deemed to have been pass-- ed, issued, done or taken under the cor-e respondi.ng provisions of the principæ} Act as amended by this Act. MD. SAADULLAH, Secretary to the Govt. of Assam, Legislative Department GA! —Printed and published by the Supdt. Assam Govt. Printing ( F\*-Gazette) No. 155—1