

BOMBAY ADJUDICATION PROCEEDINGS (TRANSFER AND CONTINUANCE) ACT, 1947

: Dom. THE BOMBAY ADJUDICATION PROCEEDINGS (TRANSFER AND CONTINUANCE) ACT, 1947

8. CONTINUANCE) ACT, 1947. CON'ÆEB. Ott titb extant. p*rtio and co±uazwe of awoation pceedine before Tribunßl. of 1M. mMBAY ACT No. or 1*7.i .B(MBAY ADJTDICATION PROCEEDINGS (TRANSFER AD CorrtüAxcE) ACT, 1947.1 [22nd Z947] An Aci io provi& for ibe irangf« nd eoniinuance of adjudication proceedings in trade disputes rdermd io an Adjudicator for adjudication under rule 81A of of Indi' Ruhs and such Ædjudiestor. WHEREAS it is expedient to enable the Provincial Government to tranfer to, and continue before, a Tribunal constituted by the Provineis1 Government Under XIV the Industrial Disputes Act, 1947, adjudication proceedings in trade disputes 1947. XIV of referred to an Adjudicator for adjudication under rule 81 A of the Defence of India Rules and pending before such Adjudicator the commencement of this Act ; It is hereby enacted 88 follows 1. (I) This Act may be called the Bombay Pmceedino and Continu.ance) Act, 1947. (2) It extends to the whdle of the Province of Bomtny

2. The Pmvincial Government may, by order notified in the O\$cü*1 Qnætte, Government's direct that, any proceedings in any trade dispute refered to un Adjudicator for power to adjudicotion under rule 81k of the Defence of India Rules and pending such Adjudicator at, the commencement of this Act shall, from the stage reached ud wati* before the Adjudicator, be tnnsferred to, •nd contigued before, a Tribunal of rongtituted by "e PmGncial Government under the Industrial Disputes Act, 1947 'djudiostbn ein•fter referred to as the said åct), and thereupon anch dispute be eeæd to be an industi81 diQute within the meaning of the said Act and all the pmvisionsofthesaid Act s.hall apply in relation to nch dispute u if it were nferred to the Tribunal for adjudication under the said Act. Borth the avoidance of doubt it is hereby declared that any e*yer, workman or pemn, Tho commits an offence under section 26, 27, 28, 29, 30 or 31 of the said Aat in relation to ach dispute the proceedings in Thioh have been transferred to, and contint•d before, a under section 2, liable to the provided ia any of the said notions, Nothing in thie Act shall affect— Sovi.. (c) any penalty, forfeiture or punishment incurred in respect of any contravention of the provisions of N.le 81å of the Defence of India Rules or of any order made thereunder in relation to a trade dispute the proceeding in which have been transferred to, and continued before, 8 Tribunal under section 2 ; or (b) •ny investigation, legal proceeding or remedy in respect of any penalty, %rfeiture or punishment ag Aforeuid ; and any such investigation, legal proceeding or remedy may be instituted, oontinued or enforced and any such penalty, forfeiture or punishment may imposed, as if this Act had not been made. "os nd Bew* •ee 1947, Part V, p. 380, of Bombay IVof 1947. Bmü,y AöjqdWion (.T*er [iN7 : bm. XAIV and Continuance) Ad, 5947 5. The Bo bay Adjudibation Proceedings Continuance) Boo. 1947, is hereb ; and it is hereby declred the provisions of section 7 No. IV of- the Bom General Clause B Act, 1904, shall apply to tbe repeal if 1 ve an