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Part IV—Section 2

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The following Act of the Tamil Nadu Legislative Assembly received the assent of the Governor on the 17th May 2023 and is hereby published for general information:—

ACT No. 20 OF 2023.

An Act further to amend the Tamil Nadu Shops and Establishments Act, 1947.

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Seventy-fourth Year of the Republic of India as follows:--

Short title and commencement.

1. (1) This Act may be called the Tamil Nadu Shops and Establishments (Amendment) Act, 2023.

(2) It shall come into force on such date as the State Government may by notification, appoint.

Insertion of new sections 22-B, 22-C, 22-D and 22-E.

2. After section 22-A of the Tamil Nadu Shops and Establishments Act, 1947, the following sections shall be inserted, namely:-- Tamil Nadu Act XXXVI of 1947.

"22-B. ***Drinking water***.—Every employer shall make effective arrangement to provide and maintain at suitable points conveniently situated for all persons employed in the shop or establishment, sufficient supply of wholesome drinking water.

22-C. ***Latrine and urinals***.—Every employer shall provide sufficient number of latrine and urinal accommodation as may be prescribed which shall be so conveniently situated as may be accessible for the persons employed, at all times during the working hours.

22-D.***Rest room and lunch room***.—(1) Every employer shall provide adequate and suitable rest room and lunch room with provision for drinking water, for the persons employed.

(2) The rest room and lunch room shall be sufficiently ventilated and lighted and shall be maintained in a clean and tidy condition.

(3) The rest room and lunch room shall be adequately furnished with chairs or benches with back-rests.

22-E ***First-aid***.—Every employer shall provide at the place of work, first aid facilities, as may be prescribed.".

(By Order of the Governor)

C. GOPI RAVIKUMAR,
Secretary to Government (Legislation),
Law Department.

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The following Act of the Tamil Nadu Legislative Assembly received the assent of the Governor on the 17th May 2023 and is hereby published for general information:—

ACT No. 21 OF 2023.

An Act Bill further to amend the Tamil Nadu Shops and Establishments (Amendment) Act, 2018.

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Seventy-fourth Year of the Republic of India as follows:—

Short title.

1. This Act may be called the Tamil Nadu Shops and Establishments (Amendment) Amendment Act, 2023.

Tamil Nadu Act 27 of 2018.

Substitution of section 3.

2. For section 3 of the Tamil Nadu Shops and Establishments (Amendment) Act, 2018, the following section shall be substituted, namely:—

"3. Registration of shops and establishments.— (1) On and from the date of commencement of the Tamil Nadu Shops and Establishments (Amendment) Act, 2018, the employer of every establishment employing ten or more workers shall, within a period of six months from the date of commencement of his business, apply for registration and obtain a registration certificate.

(2) Every application for registration under sub-section (1) shall be made in such form and in such manner together with such fee as may be prescribed.

(3) The Inspector, on receipt of an application under sub-section (2), register the establishment and issue a registration certificate to the employer within twenty four hours in such form as may be prescribed. If the registration certificate is not issued within a period of twenty four hours from the date of receipt of application by the Inspector, the registration certificate shall be deemed to have been granted under this Act.

(4) The Inspector shall maintain a Register of establishments, in such form, as may be prescribed.

(5) The registration certificate shall be prominently displayed in the establishment by the employer.

(6) The employer shall give intimation to the Inspector, of any change in any of the particulars furnished in the application form submitted under sub-section (2) together with such fee as may be prescribed, within a period of thirty days of such change. The Inspector shall, on receipt of such intimation, amend the registration certificate or issue a fresh registration certificate.

(7) The employer shall, within a period of thirty days of the closure of the establishment, give intimation of such closure to the Inspector and on receipt of such intimation, he shall cancel the registration certificate:

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Provided that where the Inspector is satisfied otherwise than on receipt of such intimation that the establishment has been closed, he shall cancel such registration certificate:

Provided further that no cancellation shall be made under the first proviso, unless the employer has been given an opportunity of making representation.

(8) Notwithstanding anything contained in sub-section (1), the employer of every existing establishment employing ten or more workers on the date of commencement of the Tamil Nadu Shops and Establishments (Amendment) Act, 2018 shall furnish the details of the establishment along with a self declaration in such form as may be prescribed to the Inspector, within a period of one year from the date of commencement of the Tamil Nadu Shops and Establishments (Amendment) Act, 2018. The Inspector shall after recording the intimation furnished by the employer in the Register of the establishments, issue a registration certificate

(9) Where a registration certificate issued under sub-section (3) is lost, defaced or destroyed, the employer shall make an application to the Inspector together with such fee as may be prescribed for the issue of a duplicate registration certificate. The Inspector, on receipt of such application, shall furnish a duplicate copy of the registration certificate to the employer.".

(By Order of the Governor)

C. GOPI RAVIKUMAR,
Secretary to Government (Legislation),
Law Department.

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