रजिस्ट्री सं० डी०एल०-33004 / 97 REGISTERED No. DL-33004/97

भारत का राजपत्र
The Gazette of India

असाधारण
EXTRAORDINARY
भाग II—खण्ड 1
PART II—Section 1
प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं० 4] नई दिल्ली, बुधवार, जनवरी 8, 1997 / पौष 18, 1918
No. 4] NEW DELHI, WEDNESDAY, JANUARY 8, 1997 /PAUSA 18, 1918

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 8th *January,* 1997/*Pausa* 18, 1918 *(Saka)*

The following Act of Parliament received the assent of the President on the 8th January, 1997, and hereby published for general information:—

THE APPRENTICES (AMENDMENT) ACT, 1996

No. 4 OF 1997

[*8th January,* 1997.]

An Act further to amend the Apprentices Act, 1961.

BE it enacted by Parliament in the Forty-seventh Year of the Republic of India as follows:—

Short title.

1. This Act may be called the Apprentices (Amendment) Act, 1996.

52 of 1961.

Amendment of section 2.

2. In the Apprentices Act, 1961 (hereinafter referred to as the principal Act), in section 2,—

(*i*) in clause (*g*), the following shall be added at the end, namely:—

"and where an establishment consists of different departments or have branches, whether situated in the same place or at different places, all such departments or branches shall be treated as part of that establishment";

(*ii*) after clause (*q*), the following clause shall be inserted, namely:—

'(*r*) "worker" means any person who is employed for wages in any kind of work and who gets his wages directly from the employer but shall not include an apprentice referred to in clause (*aa*).'.

Amendment of section 7.

3. In section 7 of the principal Act, after sub-section (*3*), the following sub-section shall be inserted, namely:—

"(*4*) Notwithstanding anything contained in any other provision of this Act, where a contract of apprenticeship has been terminated by the Apprenticeship Adviser before the expiry of the period of apprenticeship training and a new contract of apprenticeship is being entered into with a new employer, the Apprenticeship Adviser may, if he is satisfied that the contract of apprenticeship with the previous employer could not be completed because of any lapse on the part of the previous employer, permit the period of apprenticeship training already undergone by the apprentice with his previous employer to be included in the period of apprenticeship training to be undertaken with the new employer.".

Amendment of section 8.

4. In section 8 of the principal Act, in sub-section (*3*), after the first proviso, the following proviso shall be added, namely:—

"Provided further that the Apprenticeship Adviser may, on a representation made to him by an employer and keeping in view the more realistic employment potential, training facilities and other relevant factors, permit him to engage such number of apprentices for a designated trade as is lesser than the number arrived at by the ratio for that trade, not being lesser than twenty per cent of the number so arrived at, subject to the condition that the employer shall engage apprentices in other trades in excess in number equivalent to such shortfall.".

Amendment of section 9.

5. In section 9 of the principal Act, in sub-section (*8*),—

(*i*) in clause (*a*), for the words "practical training, including basic training,", the words "basic training" shall be substituted;

(*ii*) in sub-clause (*i*), for the words "five hundred", the words "two hundred and fifty" shall be substituted;

(*iii*) in sub-clause (*ii*), for the words "five hundred", the words "two hundred and fifty" shall be substituted.

Amendment of section 11.

6. In section 11 of the principal Act,—

(*i*) in clause (*b*), the word "and", occurring at the end, shall be omitted;

(*ii*) after clause (*b*), the following clause shall be inserted, namely:—

"(*bb*) to provide adequate instructional staff, possessing such qualifications as may be prescribed, for imparting practical and theoretical training and facilities for trade test of apprentices; and".

Amendment of section 31.

7. In section 31 of the principal Act, for the words "which may extend to five hundred rupees", the words "which shall not be less than one thousand rupees but may extend to three thousand rupees" shall be substituted.

Amendment of section 33.

8. In section 33 of the principal Act, after the words "Apprenticeship Adviser", the words "or the officer of the rank of Deputy Apprenticeship Adviser and above" shall be inserted.

K. L. MOHANPURIA,
Secy. to the Govt. of India.

PRINTED BY THE MANAGER GOVERNMENT OF INDIA PRESS, MINTO ROAD, NEW DELHI AND PUBLISHED BY THE CONTROLLER OF PUBLICATIONS, DELHI — 1997.