

THE BUILDING AND OTHER CONSTRUCTION WORKERS (REGULATION OF EMPLOYMENT AND CONDITIONS OF SERVICE) THIRD ORDINANCE, 1996 (NO. 25 OF 1996)

1. Page 8 line 3 *for* Section 18 *substitute*

~~(Annexe Constitution of Boards etc.)~~

CHAPTER II

CONSTITUTION OF BOARDS, FRAMING OF SCHEMES

8. Construction Labour Boards :

(1) The Central Government shall, by notification in the Official Gazette, establish a Central Construction Labour Board.

(2) The Board shall consist of such number of members as may be appointed by the Central Government representing State Governments by rotation, Central Government ministers/departments, experts, employers and construction workers. The number of members representing construction workers shall not be less than the total strength of members representing employers and members as may be appointed by the Central Government.

(3) The Board shall have a President who shall be appointed from amongst its members. The appointment shall be in rotation for a period of two years.

(4) The representatives of workers shall include at least one representative from each Construction Labour Board of States and of the Union Territories wherever such Boards have been set up.

(5) The Central Government shall, in a like manner, by notification in the official Gazette, establish a Construction Labour Board for each State. Apart from the representatives of workers and employers, the Board shall also consist of representatives of the State Govt., one representative of the Central Government and such number of experts as are considered necessary.

(6) Every such Board shall consist of a President to be appointed from amongst its members by rotation annually.

(7) The Central Government shall appoint Construction Labour Boards on the same lines as indicated in sub-section (5) of this section, for each of the Union Territories of Delhi, Chandigarh, and Pondicherry and for such other Union Territories as the Central Government may decide.

(8) Every such Board shall be a body corporate with the name aforesaid having perpetual succession and common seal with power to acquire, hold and dispose off property and to contract and may by that name sue and be sued.

(9) The State Government shall after consulting the State Construction Labour Board, by notification in the official Gazette and subject to the condition of prior publication set up tripartite bodies at the district level and below on the same pattern as of the State Construction Labour Board.

(10) The representatives of workers on the Board shall be elected by registered construction workers every three years. Rules shall be framed for conduct of elections, subsequent to the completion of the registration process. Until that time, representatives of the workers shall be the representatives of Trade Unions of Construction Workers with such substantial membership as may be prescribed.

(11) Women construction workers shall have proportionate representation among representatives of workers in all bodies.

(12) The term of the members of the Boards and the District and local area bodies shall be for a period of three years.

11. Functions of the Boards :

(1) The Central Construction Labour Board shall be a co-ordinating and advisory body without executive functions and the entire expenditure of the Central Board shall be borne by the Central Government.

(2) The Construction Labour Boards set up in a State or in a Union Territory shall be responsible for administering the schemes and shall exercise such powers and perform such functions as may be conferred on them by the schemes.

(3) The tripartite bodies set up under sub-section of section 8 shall likewise be responsible for administering the Schemes in their respective areas.

(4) No decision of a Board which is adverse to the interests of construction workers shall generally be implemented except with the concurrence of the representatives of the workers on the concerned Board.