

TELEPHONE : 23365912 (P&T)
23343493 (P&T)
81-22270 (Rly.)
81-22769 (Rly.)
Fax : + 91-11-23363167

A.I.R.F.

TELEGRAM : RAILWAYMEN
E Mail:-airfindia@yahoo.co.in
E Mail:-airf@ndb.vsnl.net.in



All India Railwaymen's Federation

(Estd, 1924)

4, STATE ENTRY ROAD,
NEW DELHI-110055
INDIA

Dated: January 6, 2011

No.AIRF/272

The General Secretaries,
All Affiliated Unions,

Dear Coms.,

Sub: Payment of minimum wages to contract workers

As you are aware that the AIRF had been in the forefront for the cause of contractual labour working over the Indian Railways. We had always insisted before the Railway Board that the provisions of Minimum Wages Act, 1948 and Contract Labour(Regulation & Abolition) Act, 1970 are not being implemented by the Zonal Railways and Production Units.

The Railway Board vide their letter No.2010-E(LL)/MW/1 dated 24.11.2010(photocopy enclosed) have issued instructions to the General Managers of the Indian Railways to strictly comply with the provisions of Minimum Wages Act, 1948 and Contract Labour (Regulation & Abolition) Act, 1970 and see that the contractual labour be paid Minimum Wages and there should not be exploitation of the contract labour.

Engagement of lesser number of workers than stipulated in the contract has also violation of contractual provisions prohibited under the law.

Railway Board have also clarified that all the Railways should supervise very closely all these violations and see that the contractual labour are not exploited being principal employer.

I hope, our comrades will make use of these orders and will not only organize contractual labour but also see that the provisions of Contract Labour(Regulation & Abolition) Act, 1970 are complied with strictly.

I would be thankful if you give us necessary feedback on the subject.

Comradely yours,

(Shiva Gopal Mishra)
General Secretary

DA/As above

भारत सरकार GOVERNMENT OF INDIA
रेल मंत्रालय MINISTRY OF RAILWAYS
(रेलवे बोर्ड RAILWAY BOARD)

No. 2010-E(LL)/MW/1

Dated : 24.11.2010

The General Managers, All Indian Railways & Production Units.
Metro Railway, Kolkata, CORE/Allahabad.
CAO (Construction), All Indian Railways.
The Director General, RDSO, Lucknow.
The Director General, Railway Staff College, Vadodara.
The Directors, IRICEN, IRIEEN, IRISSET, IRIMEE, IRITM
The CAO, COFMOW, Tilak Bridge, New Delhi
The CAO, RCF (Raebareli Project), Kishanganj, Delhi.
The CAO, MTP, Chennai and Mumbai.

Sub.: Payment of minimum wages to contract workers (Safai Karmacharis).

It has brought to the notice of Board that the provisions relating to Minimum Wages Act, 1948 are not being adhered to strictly in respect of the contract workers engaged as Safai Karmacharis on Zonal Railways. It has also been brought out that the contractors engage lesser number of workers and claim wages of more workers leading to exploitation of contract labour.

2. Board has, time and again, impressed upon Zonal Railways to ensure strict implementation of the provisions relating to Minimum Wages Act, 1948 and the Contract Labour (Regulation & Abolition) Act, 1970. Further, revision of minimum rates of wages and Variable Dearness Allowance to employment mentioned in the Schedule to Minimum Wages Act, 1948 notified by the Ministry of Labour & Employment as applicable Railways is being circulated from time to time, latest being RBE No.87/2010 (No.E(LL)/2009/AT/MW/1 dated 14.06.2010).

3. Similarly, engagement of lesser number of workers than stipulated in the contract not only amounts to violation of contractual provisions but may lead to exploitation of contract labour prohibited under the law. Any violation of the provisions of the Minimum Wages Act and the CL(R&A) Act would be viewed seriously by Railway Board besides rendering the concerned officials liable for prosecution under the relevant provisions.

4. Compliance of the instructions quoted above may be communicated to Railway Board at the earliest.


(A.D. Ramachandran)
Director, Estt.(LL)
Telefax : 011-23384771