

GOVERNMENT OF MEGHALAYA
LABOUR DEPARTMENT



Notification

Dated Shillong, the 3rd April, 2020

No. LBG. 74/2013/72 : In pursuance of Sub-Section (1), (2) (3) & (4) of Section 14B of the Child & Adolescent Labour (Prohibition & Regulation) Act, 1986, the Governor is pleased to re-notify the **Child & Adolescent Labour Rehabilitation Society in all the Districts of the State** as follows :

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| 1. Deputy Commissioner | - | Chairman |
| 2. Deputy Labour Commissioner/Assistant Labour Commissioner | - | Member Secretary |
| 3. District, Social Welfare Officer | - | Member |
| 4. District Child Protection Officer | - | Member |
| 5. Chief Manager Lead Bank | - | Member |
| 6. Project Director, DRDA | - | Member |
| 7. Representative from the NGO dealing in Child labour issue | - | Member |

The Child & Adolescent Labour Rehabilitation Fund will also be constituted where the amount of the fine realized from employer will be credited and managed jointly by the Chairperson and Member Secretary.

A. As per Rule 16A (1) of the Child & Adolescent Labour (Prohibition & Regulation) Rules, 1988, as amended in 2017, "the amount credited, deposited or invested, as the case may be under sub-section 3 of section 14B, to the Child & Adolescent Labour (Prohibition & Regulation) Fund and the interest accrued on it, shall be paid to the child or adolescent in whose favour such amount is credited in the following manner, namely :-

- I. The Inspector or the nodal officer having jurisdiction shall, under his supervision, ensure that an account of such child or adolescent, as the case may be, is opened in a nationalized bank and inform the bank in which the amount of the fund is deposited or as the case may be, to the officer responsible to invest the amount of the Fund under sub-section (3) of section 14B;
- II. The interest accrued on the proportionate amount of the fund in favour of the child or adolescent shall be bi-annually transferred to the account of the child or adolescent, as the case may be, by the bank or officer responsible to invest the amount under information to the Inspector;
- III. When the concerned child or adolescent, as the case may be, completes the age of 18 (eighteen) years, then, as soon as may be possible forthwith or within a period of 3 (three) months, the total amount credited, deposited or invested in favour of the child or adolescent along with interest accrued thereon including the interest remaining in the bank or remaining so invested under sub-section (3) of section 14B shall be transferred to the said bank account of the child or adolescent, as the case may be; and
- IV. The Inspector shall prepare a report of the amount transferred under Clause (ii) and Clause (iii) with particulars of the concerned child or adolescent, sufficient to identify him and send a copy of the report annually to the Central Government for information."

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- B. As per Rule 16A (2), "Any amount recovered by way of fine or for composition of offences in pursuance of an order or judgement of a Court in favour of a child or adolescent for the contravention of the provisions of the Act, shall also be deposited in the Fund and shall be spent in accordance with such order or judgement."

- C. For children or adolescents belonging to other States who have been repatriated back to their respective States, the account should be transferred to the destination State and this should be done with information to the concerned Child Welfare Committee in the child's or adolescent's native State to follow up.
- D. The amount so collected for each child or adolescent shall be utilized solely for the welfare and rehabilitation of the child or adolescent, as the case may be.
- E. In all cases relating to the matter of disbursement of the fund meant for the concerned child or adolescent, as the case may be, the Chairperson and Member Secretary of the Child and Adolescent Labour Rehabilitation Fund are to exercise discretion and to collaborate with other departments such as Social Welfare Department, Education Department and Health & Family Welfare Department for advice and assistance, as the case may be.
- F. The Society shall ensure that each concerned employer pays which shall not be less than ₹20,000/- but which may extend to ₹50,000/- which sum is to be deposited in the Child and Adolescent Labour Rehabilitation Fund.
- G. To ensure that the liability of the employer would not cease even if he would desire to disengage the child previously employed.

This is in supersession of the Notification No. LBG. 74/2013/59 dated 25th July, 2017.

Sd/-
D.P. Wahlang, IAS,
Principal Secretary to the Govt. of Meghalaya
Labour Department.

Memo No. LBG. 74/2013/72-A

Dated: Shillong, the 3rd April, 2020.

Copy to:

1. P.S. to the Chief Minister for kind information of the Hon'ble Chief Minister.
2. P.S. to the Minister in charge Labour for kind information of the Minister i/c Labour.
3. P.S. to the Chief Secretary for kind information of the Chief Secretary.
4. All Additional Chief Secretaries/Principal Secretaries/Commissioner & Secretary/Secretary.
5. All Deputy Commissioners.
6. The Labour Commissioner, Meghalaya, Shillong.
7. All Deputy Labour Commissioners, Meghalaya, Shillong.
8. All Assistant Labour Commissioners
9. The Director, Printing & Stationery, Meghalaya Shillong for favour of publication in the next issue of the Meghalaya Gazette.

By Order, etc.

Deputy Secretary to the Govt. of Meghalaya,
Labour Department.