



ABSTRACT

Rules - Tamil Nadu Shops and Establishments (Amendment) Act, 2018 (Tamil Nadu Act No.27 of 2018) as amended by the Tamil Nadu Shops and Establishments (Amendment) Amendment Act, 2023 (Tamil Nadu Act No.21 of 2023) and Tamil Nadu Shops and Establishment (Amendment) Act, 2023 (Tamil Nadu Act No.20 of 2023) – Amendment to Tamil Nadu Shops and Establishments Rules, 1948 – Preliminary Notification - Issued.

LABOUR WELFARE AND SKILL DEVELOPMENT (K2) DEPARTMENT

G.O.(Ms) No.158

Dated : 09.10.2023

சோபகிருது, புரட்டாசி - 22

திருவள்ளூர் ஆண்டு - 2054

Read:-

From the Principal Secretary / Commissioner of Labour,
Chennai-600 006, Letter Rc No.S2/50266/2017, dated.
06.07.2023 and 05.09.2023.

ORDER:

In the letters read above, the Principal Secretary/ Commissioner of Labour has sent a proposal to amend the Tamil Nadu Shops and Establishment Rules, 1948, made under the Tamil Nadu Shops and Establishments Act, 1947 (Tamil Nadu Act XXXVI of 1947) consequent on the amendments made to the said Act *vide* Tamil Nadu Shops and Establishments (Amendment) Act, 2018 (Tamil Nadu Act No.27 of 2018), as amended by the Tamil Nadu Shops and Establishments (Amendment) Amendment Act, 2023 (Tamil Nadu Act No.21 of 2023) and the Tamil Nadu Shops and Establishments (Amendment) Act, 2023 (Tamil Nadu Act No.20 of 2023)

2. The Government, after careful consideration, accept the proposal of the Principal Secretary / Commissioner of Labour and accordingly, the appended Notification will be published in the Tamil Nadu Government Gazette.

(p.t.o.)

3. The Director, Tamil Development and Information (Translation) Department, Secretariat, Chennai-600 009 is requested to supply Tamil translation of the Notification to the Works Manager, Government Central Press, Chennai - 600 001 directly. The Works Manager, Government Central Press, Chennai - 600 001 is requested to send ten copies of the Gazette in which the Notification is published to the Government as well as to the Principal Secretary / Commissioner of Labour, Chennai-600 006, for the purpose of record.

(BY ORDER OF THE GOVERNOR)

**KUMAR JAYANT,
ADDITIONAL CHIEF SECRETARY TO GOVERNMENT.**

To

The Works Manager, Government Central Press, Chennai – 600 001. (2 copies)
(for publication in Tamil Nadu Government Gazette)

The Principal Secretary / Commissioner of Labour, Chennai - 600 006.

The Director, Tamil Development and Information (Translation) Department,
Chennai - 600 009.

Copy to

The Special Personal Assistant to Hon'ble Minister for
Labour Welfare & Skill Development, Chennai - 600 009.

The Senior Principal Private Secretary to Additional Chief Secretary,
Labour Welfare and Skill Development Department, Chennai - 600 009.

The Law Department, Chennai – 600 009.

The Labour Welfare and Skill Development Department (OP II) Department,
Chennai – 600 009.

Stock file / Spare copy / CC to file C.No.4944/K2/2023.

//FORWARDED BY ORDER//

Un. J. Jayant
09.10.2023.

SECTION OFFICER.

JF
9.10.23

APPENDIX.

NOTIFICATION.

The following draft amendments to the Tamil Nadu Shops and Establishments Rules, 1948, which it is proposed to be made in exercise of the powers conferred by sub-section (1) of section 49 of the Tamil Nadu Shops and Establishments Act, 1947 (Tamil Nadu Act XXXVI of 1947), is hereby published for information of all persons likely to be affected thereby, as required under sub-section (3) of section 49 of the said Act.

2. Notice is hereby given that the following draft amendments will be taken into consideration on or after the expiry of the period of two months from the date of publication of this Notification in the Tamil Nadu Government Gazette, and that any objection or suggestion which may be received from any person with respect thereto, before the expiry of the aforesaid period will be considered by the Government of Tamil Nadu. Objection or suggestion, if any, should be addressed in duplicate to the Additional Chief Secretary to Government, Labour Welfare and Skill Development Department, Secretariat, Chennai-600 009 through the Commissioner of Labour, Chennai-600 006.

DRAFT AMENDMENTS.

In the said Rules,-

(1) after rule 2, the following rules shall be inserted, namely:-

"2A. Application for registration of establishment:- (1) Every application for registration of an establishment shall be made in Form-Y to the Inspector of the area in which the establishment is located.

(2) Every application under sub-rule (1), shall be made online together with a fee of Rs.100/- (Rupees one hundred only) through the designated web portal of the Labour Department.

2B. Issue of registration certificate for establishment:-

(1) The Inspector shall issue registration certificate online in Form – Z within twenty four hours from the time of making of the application under rule 2A.

(2) A Register of establishments shall be maintained by the Inspector in Form-ZA.

- 2C. Intimation of existing establishments.- The employer of every establishment in existence on the date of commencement of the Tamil Nadu Shops and Establishments (Amendment) Act, 2018 shall furnish online, through the designated web portal of the Labour department, details of the establishment in Form ZB to the Inspector of the area in which the establishment is located.
- 2D. Amendment of registration certificate.- (1) The application for amendment of a registration certificate shall be made online, through the designated web portal of the Labour Department.
- (2) The Inspector shall issue a fresh registration certificate online in Form – Z within twenty four hours from the time of making of the application under sub- rule (1)."
- (2) after rule 6, the following rule shall be inserted, namely:-
- "6A. First-aid Facilities.- (1) In every establishment, First-aid box shall be provided at the rate of not less than one box for every one hundred and fifty persons or part thereof ordinarily employed and shall be maintained so as to be readily accessible during all working hours.
- (2) The first-aid box shall be distinctively marked with a red cross on a white ground and shall contain basic first aid related materials for treating small injuries.
- (3) Adequate arrangements shall be made for immediate recoupment of the equipment when necessary";
- (3) in rule 18, for the expression "which may extend to fifty rupees", the expression "which may extend to two thousand rupees", shall be substituted;
- (4) after Form-X, the following Forms shall be added, namely:-

“FORM Y
[See sub-rule [1] of rule 2A]
APPLICATION FOR REGISTRATION.

1.	Name of the Establishment	:	
2.	Nature of business	:	
3.	Address of the Establishment	:	
4.	Telephone No.	:	
5.	Email ID	:	
6.	Details of constitution [Society / Trust / Company / Proprietorship / Partnership]	:	
7.	Name of owner / proprietor / employer / partner / Manager / Authorised person	:	
8.	Residential Address of Employer with proof of address (Aadhar / Driving Licence / Ration Card)	:	
9.	No. of employees ordinarily to be employed a) Men b) Women c) Young person Total	:	

I/We hereby certify that the information furnished above is complete and true to the best of my/our knowledge and in case any information proved to be false, I/We would be liable for legal consequences thereof.

Name & signature of Employer /
authorised signatory

Station:

Date:

Office Seal:

FORM Z
[See sub-rule (1) of rule 2B and sub-rule (2) of rule 2D]
REGISTRATION CERTIFICATE

Registration Number _____ S. No. (as assigned in Register)
(TN-Dist Code-Office Code-Four digit number)

Certified that (Name & Address of the Establishment) is registered as a shop / establishment in the Register of Shops and Establishments and that (Name of the employer), employer of the Shop / Establishment is permitted to employ not more than _____ employees.

Dated: _____

Signature of the Inspector

AMENDMENTS

S. No	Details of Amendments made	Signature of the Inspector
(1)		
(2)		
(3)		
(4)		

FORM ZB
[See rule 2C]
INTIMATION BY EXISTING ESTABLISHMENT

1.	Name of the Establishment	:	
2.	Whether ten or more persons employed, and the establishment exists on the date of commencement of the Tamil Nadu Shops and Establishments (Amendment) Act, 2018	:	Yes / No
3.	Nature of business	:	
4.	Address of Establishment	:	
5.	Telephone No.	:	
6.	Email ID	:	
7.	Details of constitution [Society / Trust / Company / Proprietorship / Partnership]	:	
8.	Name of owner / proprietor / employer / partner / Manager / Authorised person	:	
9.	Residential Address of employer with proof of address (Aadhar / Driving Licence / Ration Card)	:	
10.	No. of employees ordinarily employed a) Men b) Women c) Young person Total	:	

I/We hereby certify that the information furnished above is complete and true to the best of my/our knowledge and in case any information proved to be false, I/We would be liable for legal consequences thereof.

Name & signature of Employer /
authorised signatory

Station:

Date:

Office Seal:

..

KUMAR JAYANT,
ADDITIONAL CHIEF SECRETARY TO GOVERNMENT.

//TRUE COPY//

Un. *[Signature]*
09.10.2023.
SECTION OFFICER.

[Signature]
9-10-23