



ABSTRACT

Tamil Nadu Health Systems Project – Emergency Management Service – Festival expenses sanctioned to the employees of GVK EMRI - Action of Project Director, Tamil Nadu Health Systems project – Ratified - Orders – Issued

HEALTH AND FAMILY WELFARE (EAPI-1) DEPARTMENT

G.O.(Ms).No.50

Dated: 22.02.2019
Thiruvalluvar Aandu – 2050
Vilambi, Masi – 10

Read :

1. G.O.(Ms).No.444, Health and Family Welfare (EAPI-1) Department, dated: 30.12.2014.
2. From the Project Director, Tamil Nadu Health Systems Project, letter No.3828/TNHSP/TNEMRI/2018, dated: 28.12.2018.

ORDER:

In Government Order first read above, among others, permission was accorded to the Project Director, Tamil Nadu Health Systems Project for payment of incentive at Rs.400/- per month per person to the Emergency Management Technicians & Pilots of 108 Ambulance service provider M/s GVK EMRI during the year 2014 in addition to 10% increment until the end of Memorandum of Understanding (MoU). Subsequently from the year 2015, festival expense was also paid annually in addition to incentive and periodical increment based on the settlements under rule 12(3) of the Industrial Disputes Act, 1947.

2. In the letter second read above, the Project Director, Tamil Nadu Health Systems Project has stated that during the year 2018, a settlement was made before Deputy Commissioner Labour, Chennai-6 in which it was stated that GVK EMRI, Management and their workers agreed for Rs.2400/- (Rs 1500 (2017 festival

incentive amount) + Rs 900/-) as festival expenses in addition to the incentive of Rs.4800/- along with 13% increment, also encashment of Privilege Leave and was accepted by the GVK EMRI management.

3. The Project Director, Tamil Nadu Health Systems Project has further stated that as per the Memorandum of Understanding (MoU), the actual cost claimed by the service provider can be given since the service is not for profit and is within the sanctioned budget Previous year settlements were intimated to Government after disbursement and this year the permission is sought prior to disbursement since they are in extension period of Memorandum of Understanding (MoU) (upto 04.02.2020).

4. The Project Director, Tamil Nadu Health Systems Project has further stated that the State Head of Operations had stated that the settlement terms has to be honored as per Section 29 of Industrial dispute act 1947 which is given below:-

" The Section 29 of Industrial Disputes Act, 1947 – penalty for breach of settlement or award. Any person who commits a breach of any term of any settlement or award, which is binding on him under this act, shall be punishable with imprisonment for a term which may extend to six months, or fine or with both and where the breach is the continuing one ,with the further fine which may extend to two hundred rupees for every day during which breach continues after the conviction for the first and the court trying the offence if it fines the offender may direct that the whole or any part of the fine relished from him shall be paid by way of compensation to any person who in its opinion, has been injured by such breach"

5. The Project Director, Tamil Nadu Health Systems Project has further stated that the payment of Rs.2400/- (Rs 1500 (2017 festival incentive amount) + Rs 900/-) as festival expenses in addition to the incentive of Rs.4800/- is being met within the budget and is a statutory payment (decided by Labour Department). Hence, no additional budget is sought. Payment in 108 is based on actuals. The additional sum of Rs.2400/-(1500+900) has been approved along with incentive, Privilege Leave encashment & increment in order to ensure smooth operations of 108 Ambulance services as per terms and conditions of Memorandum of Understanding. (MoU)

6. The Project Director, Tamil Nadu Health Systems Project has therefore requested the Government to ratify her action in having sanctioned the additional sum of Rs.2400/-(1500+900) along with incentive, Privilege Leave encashment and increment to the employees of GVK EMRI in order to ensure smooth operations of 108 Ambulance services as per terms and conditions of Memorandum of Understanding (MOU) prior to Government's approval.

7. The Government have examined the proposal of the Project Director, Tamil Nadu Health Systems Project and accept the same. Accordingly, the Government ratify the action of the Project Director, Tamil Nadu Health Systems Project in having

sanctioned a sum of Rs.2400/- as festival expenses, in addition to Rs.4800/- as incentive, Privilege Leave encashment and increment to the employees of GVK EMRI, in order to ensure smooth operations of 108 Ambulance services, as per terms and conditions of MoU, in anticipation of Government orders.

(BY ORDER OF THE GOVERNOR)

**BEELA RAJESH
SECRETARY TO GOVERNMENT**

To

The Project Director, Tamil Nadu Health Systems Project, Chennai-6.

The Principal Accountant General (A&E), Chennai-18 .

The Principal Accountant General, (Audit I), Chennai-18.

The Pay and Account Officer (South), Chennai – 35.

Copy to


The Special Personnel Assistant to Hon'ble Minister (Health and Family Welfare), Chennai-9.

The Special Personnel Assistant to Hon'ble Minister (Labour and Employment Department), Chennai-9.

The Personal Secretary to Principal Secretary to Government, Labour and Employment department, Chennai-9.

✓ The Health and Family Welfare (Data Cell) Department, Chennai -9.
SF/SC.

//FORWARDED BY ORDER //


SECTION OFFICER
①Bm
25219