

GOVERNMENT OF ANDHRA PRADESH  
LABOUR, EMPLOYMENT, TRAINING & FACOTIRES (LAB.IV) DEPARTMENT

Circular Memo.No.387/Lab.IV/A2/2007.

Dated:31.1.2008.

545  
6/2/08

Sub:- Labour, Employment, Training and Factories Department --  
Implementation of EPF & MP Act, 1952 to NMR / Daily  
Wages / Contract Workers - Certain clarification - Issued.

- Ref:-
- 1) From the Engineer-in-Chief (R & B), Hyderabad,  
Lr.No.30174/Services-VI(1)/2006, dt.30.11.2006.
  - 2) From T.R. & B. (Ser.III) Dept., U.O.No.14345/  
Ser.III-1/2006, dt.20-8-2007.
  - 3) This Department's Lr.No.387/Lab.IV/A2/2007-1,  
dt.20-1-2007 and also on 20-4-2007, 16-7-2007,  
12-9-2007.
  - 4) From the Regional P.F. Commissioner, Regional  
Office, Hyderabad Lr.No.AP/RC(Co.ord)2007/121,  
dt.17-9-2007.

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A clarification has been sought by the Engineer-in-Chief (R & B),  
Hyderabad whether the Employees' Provident Fund and Miscellaneous  
Provisions Act, 1952 is applicable to the NMRs/Daily Wage/Contract  
Workers engaged either directly or through contractors.

2. The issue has been challenged before the Hon'ble Supreme Court  
of India and the Supreme Court in its orders dt: 14-12-2000 held as  
follows (copy of reference 4<sup>th</sup> cited along with said orders are enclosed):

"On the question of coverage the learned counsel for the  
appellant concedes that department is liable to pay PF  
contributions for NMR employees also as finally adjudicated  
by Hon'ble Supreme Court".

3. Therefore, the Employees' Provident Fund and Miscellaneous  
Provisions Act, 1952 is applicable to all NMRs/Daily Wage  
Workers/Contract Workers either engaged by the Department directly  
or through contractors.

(P.T.O.)

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6/2/2008

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4. All the Departments are requested to follow the above instructions scrupulously and issue necessary instructions to their respective Sub-Ordinate Offices, immediately to take further necessary action in the matter.

BHANWAR LAL  
PRINCIPAL SECRETARY TO GOVERNMENT

To

All the departments of Secretariat.

Copy to:

All the Heads of Departments.

The Transport, Roads & Buildings Department.

The Commissioner of Labour, Andhra Pradesh, Hyderabad.(w.e.)

The Commissioner of Employment & Training,  
Andhra Pradesh, Hyderabad.(w.e.)

The Director of Factories, Andhra Pradesh, Hyderabad.(w.e.)

The Director of Insurance Medical Services,  
Andhra Pradesh, Hyderabad. (w.e.)

The Engineer-in-Chief (R & B), Administration & Roads,  
Errum Manzil, Hyderabad. (w.e.)

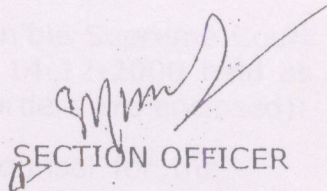
The Superintending Engineer, (R & B) Circle, Warangal. (w.e.)

The L.E.T. & F. OP) Dept.(w.e.)

The Finance Department (w.e)

SF/SC.

//FORWARDED: BY ORDER //

  
SECTION OFFICER