

ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಸಚಿವಾಲಯ

ಅಧಿಸೂಚನೆ

(ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ ದಿನಾಂಕ: ಫೆಬ್ರವರಿ 25, 2010 ಭಾಗ-4 ಪುಟಸಂಖ್ಯೆ:29-30)

ಸಂಖ್ಯೆ: ಸಂವ್ಯಾಞ 10 ಕೇಶಾಪ್ರ 2010, ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 15ನೇ ಫೆಬ್ರವರಿ, 2010

2009ನೇ ಸಾಲಿನ ಡಿಸೆಂಬರ್ 31ನೇ ದಿನಾಂಕದ ಭಾರತ ಸರ್ಕಾರದ ಗೆಜೆಟಿನ ವಿಶೇಷ ಸಂಚಿಕೆಯ ಭಾಗ-II ಸೆಕ್ಷನ್ 1 ರಲ್ಲಿ ಪ್ರಕಟವಾದ ಈ ಕೆಳಕಂಡ The Payment of Gratuity (Amendment) Act, 2009 (No. 47 of 2009) ಅನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ ರಾಜ್ಯ ಪತ್ರದಲ್ಲಿ ಮರು ಪ್ರಕಟಿಸಲಾಗಿದೆ.

**MINISTRY OF LAW AND JUSTICE**

**(Legislative Department)**

**New Delhi, the 31<sup>st</sup> December 2009/Pausa 10, 1931(Saka)**

The following Act of Parliament, received the assent of the President on the 31<sup>st</sup> December, 2009 and is hereby published for general information:

**THE PAYMENT OF GRATUITY (AMENDMENT) ACT, 2009**

**(NO. 47 OF 2009)**

**[31<sup>st</sup> December, 2009]**

An Act further to amend the Payment of Gratuity Act, 1972

BE it enacted by Parliament in the Sixtieth Year of the Republic of India as follows:-

**1. Short title and commencement:** (1) This Act may be called the Payment of Gratuity (Amendment) Act, 2009

(2) It shall be deemed to have come into force on the 3<sup>rd</sup> day of April, 1997

**2. Amendment of section 2:** In the Payment of Gratuity Act, 1972 (39 of 1972) (hereinafter referred to as the principal Act), in section 2, for clause (e), the following clause shall be substituted, namely:

‘(e) “employee” means any person (other than an apprentice) who is employed for wages, whether the terms of such employment are express or implied, in any kind of work, manual or otherwise, in or in connection with the work of a factory, mine, oilfield, plantation, port, railway company, shop or other establishment to which this Act applies, but does not include any such person who holds a post under the Central Government or a State Government and is governed by any other Act or by any rules providing for payment of gratuity;’

**3. Insetion of new section 13A:** After section 13 of the principal Act, the following section shall be inserted, namely:-

**“13A. Validation of payment of gratuity:** Notwithstanding anything contained in any judgement, decree or order of any court, for the period commencing on and from the 3<sup>rd</sup> day of April 1997 and ending on the day on which the Payment of Gratuity (Amendment) Act, 2009 receives the assent of the President the gratuity shall be payable to an employee in pursuance of the notification of the Government of India in the Ministry of Labour and Employment vide number S.O. 1080, dated the 3<sup>rd</sup> day April, 1997 and the said notification shall be valid and shall be

deemed always to have been valid as if the Payment of Gratuity (Amendment) Act, 2009 had been in force at all material times and the gratuity shall be payable accordingly:

Provided that nothing contained in this section shall extend or be construed to extend to affect any person with any punishment or penalty whatsoever by reason of the non-payment by him of the gratuity during the period specified in this section which shall become due in pursuance of the said notification

**V.K. BHASIN**

Secy to the Govt. of India

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ ಮತ್ತು ಅವರ  
ಹೆಸರಿನಲ್ಲಿ,

ಆರ್. ಆಂಜಿನಿ

ಸಹಾಯಕ ಪ್ರಾರೂಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ

ಸರ್ಕಾರದ ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ,

ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ.

ಪಿ.ಆರ್. 11