

Karnataka Act No. 12 of 2007
THE KARNATAKA SHOPS AND COMMERCIAL ESTABLISHMENTS
(AMENDMENT) ACT, 2007

Arrangement of Sections

Sections:

1. Short title and commencement
2. Amendment of section 30
3. Insertion of new section 33-A
4. Amendment of section 40

STATEMENT OF OBJECTS AND REASONS

Amending Act 12 of 2007.- The provisions of the Karnataka Shops and Commercial Establishments Act, 1961, provides only for penalty by way of fine or imprisonment and there is no provision for compounding of offences departmentally. Hence, it is concerned necessary to provide for composition of offences under the Karnataka Shops and Commercial Establishments Act, 1961 in order to reduce litigation and facilitate speedy recovery of dues.

Hence the Bill.

[L.A. Bill No. 15 of 2007]

[Entry 24 of List III of the Seventh Schedule to the Constitution of India.]

Karnataka Act No. 12 of 2007

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**THE KARNATAKA SHOPS AND COMMERCIAL ESTABLISHMENTS
(AMENDMENT) ACT, 2007**

[Received the assent of the Governor on the Twenty Seventh day of April 2007]

An Act further to amend the Karnataka Shops and Commercial Establishments Act, 1961.

Whereas, it is expedient further to amend the Karnataka Shops and Commercial Establishments Act, 1961 (Karnataka Act 8 of 1962), for the purposes hereinafter appearing;

Be it enacted by the Karnataka State Legislature in the fifty-eighth year of the Republic of India, as follows:-

1. Short title and commencement.- (1) This Act may be called the Karnataka Shops and Commercial Establishments (Amendment) Act, 2007.

(2) It shall come into force on such date as the State Government may, by notification, appoint.

2. Amendment of section 30.- In section 30 of the Karnataka Shops and Commercial Establishments Act, 1961 (Karnataka Act 8 of 1962) (hereinafter referred to as the principal Act), in sub-section (3), for the word and figures "section 24", the words and figures "sections 24 and 25" shall be substituted.

2. Insertion of new section 33-A.- After section 33 of the principal Act, the following shall be inserted, namely:-

"33-A Compounding of offences.- (1) The jurisdictional Labour Officer in lieu of Prosecution may compound the offences punishable under this Act or the rules made thereunder, except the offences punishable under sections 24 and 25, at the option of the offending employer before or after the institution of the prosecution by levying a sum not exceeding rupees two thousand but not less than rupees one thousand for the first offence and for the second or subsequent same offence, a sum not exceeding rupees five thousand but not less than rupees two thousand."

3. Amendment of section 40.- In section 40 of the principal Act, in sub-section (3), for the words "two hundred and fifty rupees", the words "ten thousand rupees" shall be substituted.

T.N. Chaturvedi

Governor of Karnataka

By Order and in the name of the Governor of Karnataka

G.K. Boregowda

Secretary to Government,

Department of Parliamentary Affairs and Legislation