

7 pages
Printed

North Eastern Railway



1
24/2017

Office of the
General Manager (P)
Gorakhpur

L.P. No. 22-01
S. No. 24/2017
No. E/338/2/Pl-I/IV

Dated 23.2.2017

All PHODs
All DRMs
All Sr. DPOs
All CWMs
All Extra Units
All Personnel Officers
N.E. Railway.

Sub : Coverage of unenrolled contract employees of Indian Railways under the
"Employees Enrolment campaign-2017" launched by EPFO under
EPF&MP Act 1952.

Ref: (i) Railway Board's letter dated 3.2.2017.
(ii) Regional Provident Fund Commissioner letter dated 7.2.2017.
(iii) Additional Central Provident Fund Commissioner's letter dated 7.2.2017.

Please refer Board's letter under reference through which it has been directed to all Zonal Railways to extend necessary assistance to the local office of EPFO by providing the list of registered contractors on priority.

In this regard a meeting was convened under the chairmanship of Central Provident Fund Commissioner, New Delhi on 21.2.2017 with the representation of Railway Board and Zonal Railways for compliance of EPF & MP Act 1952 in respect of employees engaged by or through contractor.

The matter was discussed at length and it was pointed out that employees are hired on contract basis by the Principal employer such contract employees are not provided social security benefits in the form of provident fund under EPF & MP Act, 1952 for which they are entitled. The employees provident fund organization is interested to administer the Act and in case of default, Principal employer is liable to penal action. Para 30(3) of the EPF scheme state that "It shall be responsibility of Principal employer to pay both the contribution payable by himself in respect of employees directly employed by him and also in respect of the employees employed by or through a contractor and also administrative charges." Where employee means a person employed for wages in any kind of work (manual or otherwise) in the establishment and get wages directly or indirectly from the employer or through a contractor. The act does not differentiate between casual, contractual and regular employees.

In view of the aforementioned, the Principal employer (railways) has been advised to ensure the social security to contract employee by discharging the following statutory responsibilities.

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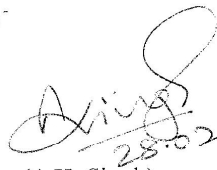
-2-

1. To ensure that the contractor is registered with EPFO before awarding any contract and after awarding contract the contractor's detail should be entered in the EPFO portal.
2. Payment due to contractor should be made only after verifying the statutory PF payment have been made to EPFO. This can be verified either directly from the EPFO portal or insisting on a payment receipt obtained by the contractor from the EPFO portal while making payment.

Further, in case the contractors are having separate PF code numbers, the overall responsibility of ensuring (the compliance under EPF & MP Act, 1952) the deposit of dues (for the employees working through the contractor) with the EPFO fall on the Principal employer, who can also deduct EPF dues from the contractor's bill and deposit the same either against the contractor's code number or their own code number. Principal employer can also verify that contractors are regularly depositing provident fund contribution in respect of their employees from the "establishment search option" on EPFO website.

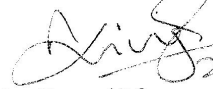
Therefore, it is requested to comply the EPF & MP Act, 1952 in respect of employees engaged by or through contractors.

Encl: As above.


28.02.17
(A.K. Singh)
Dy. CFO/NG
for General Manager (F)

Copy for information and necessary action to:-

1. General Secretary/N.E.Railway Employees Union/Gorakhpur- 40 copies.
2. General Secretary/Pramotee Officers Association/N.E.Railway/Gorakhpur- 02 copies.
3. General Secretary/RPF Association/N.E.Railway/Gorakhpur- 02 copies.
4. General Secretary/SC/ST & OBC Association/N.E.Railway/Gorakhpur- 02 copies.


28.02.17
for General Manager (F)

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S. N. 17

भारत सरकार Government of India
रेल मंत्रालय Ministry of Railways
(रेलवे बोर्ड) (Railway Board)

No. 2017/E(LL)/AT/CNR/5.

New Delhi, dt. 3.01.2017

The General Managers (P),
All Zonal Railways & PUs.

Sub: Coverage of unenrolled Contract employees of Indian
Railways under the "Employees' Enrollment Campaign
- 2017" launched by EPFO under EPF & MP Act, 1952.

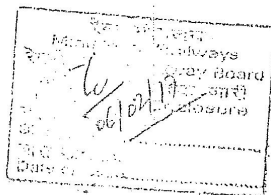
During a recent meeting held with top officials of "Employees
Provident Fund Organisation" (EPFO), the issue of extending various social
security benefits to the contract labourers on the Indian Railways was
intensively discussed. In this connection, EPFO has requested for a list of
contractors through whom 'Contract Employees' are being engaged. A copy of
Employees' Enrollment Campaign, 2017 provided by EPFO is enclosed. In this
regard, Zonal Railways, etc. are directed to extend necessary assistance to the
local office of EPFO for providing the list of registered contractors to EPFO on
priority.

अ.के.ए.नि. आगुस्त (मुख्यालय)
Addl. C.P.F.C. (HQ)
सं./Dy. No. 3545
दिनांक/Date 18-2-17

अ.के.ए.नि. आगुस्त-II (अनुपालन)
Addl. C.P.F.C.-II (Compliance)
आगुस्त सं./Diary No. 2152
दिनांक/Date 16-2-17

11-15-17

12-2-17



(D.V. Rao)
Director Estt.(I.I.)
Railway Board
Fax No.011-23384771

Copy to: Shri M. NARAYANAPPA
Additional Central PF Commissioner (HQ)
Employee Provident Fund Organization
Bhavishya Nidhi Bhawan, 14 - Bhikaji Cama
Place New Delhi - 110066

ACC CAO

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5. Recently, EPFO has launched Employees' Enrollment Campaign, 2017 with the objective to increase coverage and extend benefits under EPF & MP Act, 1952. The salient features of the scheme are:

- The campaign is operational from 01.01.2017 to 31.03.2017.
- Scheme is to aim to encourage the employers to enroll the un-enrolled employees during the period from 01.04.2009 to 31.12.2016 by declaration followed by remittance.
- The employee share of contribution if declared by the employer as not deducted shall stand waived.
- The damages to be paid by the employer in respect of whom declaration was made and enrolled in the enrollment campaign 2017 shall be at the rate of Rupee one per annum.
- No administrative charges shall be collected from the employer in respect of the contribution made under the declaration.

6. As per Section 2(f) of EPF & MP Act, 1952 "employee" means any person who is employed for wages in any kind of work, manual or otherwise, in or in connection with the work of an establishment and who gets his wages directly or indirectly from the employer and includes any person employed by or through a contractor in or in connection with the work of the establishment.

7. Thus the definition of employees is broad enough to include all kinds of employees e.g. regular/contractual/casual/daily wagers etc. The Public Sector Enterprises, Govt. Departments generally provide provident fund/pension benefits to their regular employees in accordance with schemes or rules framed by the Central Government, State Government or under their own schemes. However contractual/casual daily wagers are often deprived of these social security benefits.

8. Therefore, a meeting has been scheduled on 21st February, 2017 at 11.00 AM under the Chairmanship of Central Provident Fund Commissioner (CPFC) at EPFO Head Office, Hudco Vishala, 14, Bhikaji Cama place, New Delhi-66, on the Coverage of unenrolled Contract/Casual employees under Employees' Enrollment Campaign - 2017, EPFO.

9. Hence it is requested to kindly attend or depute a senior official who is familiar and responsible for compliance under EPF & MP Act 1952, to attend the meeting.

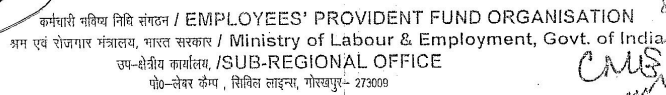
10. We solicit your cooperation in extending the Social Security benefits to eligible unenrolled employees and achieve the nation's target of extending social security benefits to all the working class citizens.

Yours sincerely,

S.C. Goyal

(S.C. Goyal)

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o/c
Addl. Central Provident Fund Commissioner
(Compliance & CAIU)



P.O.-Labour Camp, Civil Lines, Gorakhpur-273009

दर्याप : 0551-2336126, फ़ैक्स : 0551-2203736, ई-मेल : sro.gorakhpur@epfindia.gov.in

सं: 9204 /क.भ.नि.सं./उ.क्षे.का./गो./अनुपालन/रेलवे

सेवा में,

*नाम से
श्री राजीव मिश्र
I.B.S.

महाप्रबंधक*
पूर्वाक्षर रेलवे,
गोरखपुर (उ.प्र.)

महाप्रबन्धक कार्यालय
पूर्वोत्तर रेलवे, गोरखपुर

1 3 FEB 2015

महाप्रबन्धक

सुविधा

दिनांक: 07.02.2017

कृ. शिष्य निश्चरण

रा. वि. वि.

विषय: दैनिक चेतनभोगी, संविदा कर्मचारियों एवं आउटसोर्सिंग कर्मचारियों को कर्मचारी भविष्य निधि एवं प्रकीर्ण उपबंध अधिनियम, 1952 के तहत भविष्य निधि एवं अन्य योजनाओं का लाभ देने के संबंध में।

संदर्भ: 1. इस कार्यालय का पत्र संख्या 12395/ क.भ.नि.सं./उ.क्षे.का./गो./अनुपालन/रेलवे, दिनांक: 30.12.2016

महोदय,

कृपया इस कार्यालय के संदर्भित पत्र दिनांक 30.12.2016 का अवलोकन करने का कष्ट करें जिसके माध्यम से विषयगत प्रकरण में उचित कार्यवाही करते हुए कर्मचारी भविष्य निधि एवं प्रकीर्ण उपबंध अधिनियम, 1952 व उसके अंतर्गत स्थित विभिन्न योजनाओं के प्रावधानों के अनुरूप पात्र कर्मचारियों को सामाजिक सुरक्षा प्रदान करने हेतु अनुरोध किया गया था तथा इस हेतु सुलभ संदर्भ के लिए निदेशक प्रतिष्ठान(LL) रेलवे बोर्ड, भारत सरकार के पत्र दिनांक 20.10.2015 एवं कैबिनेट सचिव, भारत सरकार के अध्यासूचीय पत्र दिनांक 11.08.2015 की प्रतियाँ भी संलग्न की गयी थी। परंतु जेदखनक है कि एक माह से अधिक समय व्यतीत होने के उपरांत भी प्रकरण में कृत कार्यवाही से इस कार्यालय को अवगत नहीं कराया गया।

इसी क्रम में उल्लेखनीय है कि श्री विनोद कुमार राय, महामंत्री पूर्वोत्तर रेलवे कर्मचारी संघ के पत्र दिनांक 09.01.2017 (प्रति संलग्न) द्वारा यह सूचित किया गया है कि ट्रेनों में हाउस किपिंग/क्लीनिंग एवं बेड रोल सहायक के रूप में मेसर्स **खगोल लोको सेक्टर** को आपरेटिव सोखाना डी लिमिटेड के माध्यम से 300 से अधिक कर्मचारी नियुक्त किए गए हैं, लेकिन उनको उपरोक्त अधिनियम एवं योजनाओं के अंतर्गत देय भविष्य निधि तथा अन्य सामाजिक सुरक्षा योजनाओं का लाभ प्रदान नहीं किया जा रहा है।

अतः आपसः पुनः अनुरोध है कि प्रकरण में व्यवहितिगत रुचि लेते हुए उपरोक्त कान्ट्रेक्टर के साथ साथ NER, गोरखपुर के अधीन कार्यरत समस्त दैनिक, contractual, outsourcing कर्मचारियों (सीधे अथवा सेवा प्रदाता एजेंसियों के माध्यम से नियुक्त) के संबंध में कर्मचारी भागीय निधि एवं प्रकीर्ण उपबंध अधिनियम, 1952 तथा उसके अंतर्गत रचित विभिन्न योजनाओं के प्रावधानों का अनुपालन सुनिश्चित कराने का कठि कर्तव्य है।

निम्नलिखित प्रमाणित उद्योगों पर 2017 तक उद्योग कर्मचारियों के सम्बन्धित जानकारी प्राप्त करने के लिए उद्योग कर्मचारियों को सूचित किया जाता है कि केंद्र सरकार के गजट नोटिफिकेशन दिनांक 30.12.2016 (प्रति संलग्न) के द्वारा Employees Enrolment (Compaign) 2017 योजना शुरू की गई है जिसके अंतर्गत 01.04.2009 से 31.12.2016 के मध्य कार्यरत किसी भी कर्मचारी/worker (वर्तमान और पूर्व) की सदस्यता घोषित कर विशेष छूट का लाभ उठाया जा सकता है जिसमें कर्मचारी अंशदान (वैदिक ना गया हो), प्रशासनिक प्रभार, क्षतिपूर्ति (ग्राम रुपये) 01 प्रति वर्ष के दर से लागू इत्यादि की छूट है। इस हेतु निर्धारित घोषणा प्रपत्र (प्रति संलग्न) में कर्मचारी/worker एवं सदस्यता की घोषणा कर वेब लिंक <http://cams.epfoservices.com/epfo> के माध्यम से online upload करने के उपरांत प्रिंटेड PDF प्रपत्र को इस कार्यालय में जमा कराया जा सकता है। अतः विषयगत मामलों में भी इस विशेष योजना का लाभ उठाया जा सकता है। यह विशेष योजना केवल सीमित अवधि 01.01.2017 से 31.03.2017 तक के लिए ही उपलब्ध है।

उपरोक्त कार्य में यदि कोई असविधा हो तो किसी भी कार्य दिवस में इस कार्यालय से संपर्क किया जा सकता है।

कपया कृत कार्यवाही से 15 दिनों के अंदर अथोहस्ताक्षरकर्ता को अवगत कराने का कष्ट करें।

संलग्नक :- उपरोक्त

(पी. वी. बी. सिंह)
क्षेत्रीय भविष्य निधि आयुक्त
गोरखपुर

प्रतिलिपि-

1. चैयारमैन, रेलवे बोर्ड,
रूम नंबर 256-A, रेल भवन,
रायसीना रोड, नई दिल्ली
2. अपर केंद्रीय भविष्य निधि आयुक्त (UP&BR)
[नाम से :- डॉ. वी. पी. सिंह, Addl. CPEF]
जोनल कार्यालय, निधि भवन, सर्वोदय नगर, कानपुर
3. अपर केंद्रीय भविष्य निधि आयुक्त-
[नाम से :- श्री गौतम दीक्षित, Addl. CPEF]
जोनल कार्यालय, निधि भवन, सर्वोदय नगर, कानपुर
4. क्षेत्रीय भविष्य निधि आयुक्त-प्रथम
[नाम से :- श्री मारुति शर्मा, RPFC-I]
क्षेत्रीय कार्यालय, निधि भवन, सर्वोदय नगर, कानपुर
5. श्री अनुनय कुमार, प्रवर्तन अधिकारी को सूचनाएं एवं

सचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित।

सूचनार्थं प्रेषित ।

(वी. वी. यी. सिंह)
क्षेत्रीय भविष्य निधि आयुक्त
गोरखपुर

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Declaration Form for Employee's Enrolment Campaign, 2017

Return about the employees who were required or entitled to become members of the Fund for the period beginning the 1st day of April, 2009 and ending the 31st day of December, 2016 but were not enrolled as members for any reason.

Name & Address of Factory/Establishment

Code, No. of Factory/Establishment

[illegible]

I hereby declare that the above mentioned employees are alive on the date of making this declaration and they were required and entitled to become members of the fund from the dates indicated against their names but could not be enrolled as members. I further declare that Form-11 from each of the above mentioned employees has been obtained duly signed or with thumb impression by the employee.

I hereby undertake that if the employees contribution for any month has been deducted from the wages of any of the above mentioned employees, the same shall also be deposited by me along with interest thereon in accordance with the provisions of Employees' Enrollment Campaign, 2017. -

I also undertake to remit the contributions, interest and damages payable in respect of the above mentioned employees in accordance with the Employees Enrolment Campaign, 2017.

Signature of the Employer or other authorized
office of the Factory/Establishment

Dated.....2017