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PART I-L

Notifications, Orders and Awards (other than those published in Part I,
IV-A, IV-B and IV-C) under (Central) Industrial Disputes Act
and Gujarat Industrial Relations Act.

LABOUR AND EMPLOYMENT DEPARTMENT,

Notification

Sachivalaya, Gandhinagar. dated 11th February, 2009.

MINIMUM WAGES ACT, 1948.

No. **KHR- 19 -MWA-102008-302-M(2)**:- WHEREAS draft notification under Government Notification, Labour and Employment Department No. **KHR-71-MWA-102008-302-M(2)**, dated the 9th June, 2008, was published as required by clause (b) of sub-section (1) of Section 5 of the Minimum Wages Act, 1948. (XI of 1948), at pages **27/9-1 to 27/9-4** in the Government Gazette, Extra-ordinary,

Part -IL, inviting objections and suggestions from all persons likely to be affected thereby, within two months from the date of its publication in the *Official Gazette*.

AND WHEREAS, the objections and the suggestions received in respect of the said notification have been considered by the Government;

NOW, THEREFORE, in exercise of the powers conferred by clause (b) of sub-section (1) of section 3 of the Minimum Wages Act, 1948 (XI of 1948), and in supersession of the Government Notification, Labour and Employment Department No. KHR/98/MWA/1097/1619/(10)/M(2) dated the 25th April, 1997, the Government of Gujarat after consulting the Minimum Wages Advisory Board constituted under section 7 of the Act, hereby revises the minimum rates of wages in respect of the employees employed in **“any dispensary of a medical practitioner or in any establishment of medical consultant or in any clinical or pathological laboratory other than those clinical or pathological laboratories included in the employment in the Hospitals and Nursing Homes(under entry 30)” the Scheduled Employment under entry 40 of the Schedule to the Act**, in the whole of the state of Gujarat as set out in the schedule appended here to, so as to consist of :-

- (a) the basic rates of wages as set out in column 3 of the Schedule appended hereto in respect of zones specified in said column for the employees employed in the said scheduled employments in the State of Gujarat as the basic rates payable by the day respectively in such zones to the classes of the employees mentioned against them in column 2 there of and ;
- (b) a special allowance, and directs that so long as this notification is in force, the rate of such special allowance shall be adjusted by the competent authority, at the interval of every six months commencing from the 1st October and the 1st April on the basis of the average cost of Living Index Number for the preceding period for six months ending on the 30th June and 31st December, respectively in such manner that:-
 - (i) for the rise of every five points over the cost of Living Index Number 2935 or over any such number which is greater than 2935 applicable to the employees in the said Scheduled Employment, the special allowance payable in addition to the basic rates of wages shall be Rs.0.20 paise per day or Rs.5.20 paise per month;
 - (ii) for the fall of every five points below any cost of Living Index Number which is not less than 2935, the special allowance shall be reduced at the rate of Rs.0.20 paise per day or Rs.5.20 paise per month:

Provided that the rates of special allowances for the first time after the publication of this notification shall be adjusted at the interval of the period of six months commencing from the 1st October or as the case may be 1st April, the prospective month of that particular year.

SCHEDULE

Employment in any dispensary of a medical practitioner or in any establishment of medical consultant or in any clinical or pathological laboratory other than those clinical or pathological laboratories included in the employment in the Hospitals and Nursing Home (at entry number 30).

Sr. No.	Classes of Employees	Rates payable per day (Rs.)	
		Zone – I 3	Zone –II 4
I	Class I Laboratory technician (Educational qualifications Graduate and trained), X-Ray technician (Educational qualification Graduate and trained)	144.30	140.90
II	Class II Clerk-typist, laboratory technician (unqualified) X-Ray technician (unqualified), Steno-typist, Nurse / Nurse / Nurse Midwife Physiotherapy technician, Compounder, * Pharmacist (educational qualification B. Pharm or D. Pharm; registered; having experience of ten years or more	141.10	140.00
III	Class III Compounder (untrained) Dresser, Boy, Ayah, Peon..	135.60	134.50

Explanation for the purpose of this notification -

- (1) (a) Zone 1 shall comprise the area within the limits of the Municipal Corporation as constituted under the Bombay Provincial Municipal Corporation Act, 1949 and the areas falling within a peripheral distance of ten kilometers from the aforesaid limits;
- (b) Zone-II comprise all the areas in the state of Gujarat other than those included in Zone-I.
- (2) In case of an employees employed on piece rate basis, the minimum rates of wages shall be so fixed that the minimum rates of wages plus special allowance payable to him, for the number of hours of work which constituted normal working day, shall not be less than the daily wages fixed for the class of employees to which he belongs.
- (3) The University Campus, the Agricultural University Campus and the Cantonment Area shall pay the minimum rates of wages of the scheduled employment of the nearest Zone.
- (4) The workers employed on part-time basis shall be paid 50% of the minimum rates of wages plus special allowance, if the works upto four hours and if he works more than four hours, he shall be paid full minimum rates of wages plus special allowance.
- (5) The employees employed by contractor or other agencies in the scheduled employment, shall not be paid less than the wages plus special allowance payable to the category of the employees to which they belong .
- (6) The perquisites or facilities given to an employee shall not be withdrawn and no deduction shall be made in respect of such perquisites or facilities given to an employee after fixation of minimum rates of wages plus special allowance.
- (7) Male and female employees shall be given equal wages for equal work.

- (8) The minimum rates of wages payable to an apprentice employed on skilled or semi-skilled work shall be 75 % of the minimum rates of wages fixed for the class of employees to which he belongs, Plus special allowance for the first three months. After three months they shall be paid in full.

By order and in the name of the Governor of Gujarat,

A.M. KADRI,
Deputy Secretary to Government.

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