

35484

TAPI (2015 COURSE): SUMMER - 2017 (CSD E)
SUBJECT: LEGISLATION AFFECTING CONDITIONS OF WORK

Day : Tuesday
Date : 23-05-2017

Time : 10.00 A.M. To 1.00 P.M.
Max. Marks: 100

N.B.

- 1) Attempt any **SIX** questions including Q.1 which is **COMPULSORY**.
- 2) Q.1 carries 20 marks and all other carry 16 marks each.

- Q.1** Write short note on **ANY FOUR** of the following:
- a) "Manufacturing Process" under, The Factories Act, 1948
 - b) "Registration of Plantation" under Plantations Labour, Act, 1951
 - c) Powers of Inspector under The Dock Workers (Regulation of Employment) Act, 1948
 - d) Object and scope of Mines Act, 1952
 - e) Application of Bombay Shops and Establishment Act, 1948
 - f) Define 'Worker' under Factories Act, 1948
- Q.2** Briefly enumerate provisions of the Act, ensuring health, safety and welfare of the workers in a factory under The Factories Act 1948.
- Q.3** State briefly the provisions of the Plantation Labour Act, 1951 regarding hours of work and leave with pay.
- Q.4** What is a Dock Worker Scheme? What are the purposes for which the scheme can be formulated under the Dock Worker (Regulation of Employment) Act, 1948.
- Q.5** Explain the procedure for obtaining prospective licenses and mining leases in respect of land under the Mines and Minerals (Regulation and Development) Act, 1957.
- Q.6** State briefly the provisions of Mines Act, 1952 regarding hours of work and leave with pay.
- Q.7** Examine the provisions regarding registration of establishment under Bombay Shop and Establishment Act, 1948.
- Q.8** State the provisions relating to 'Licensing of Contractors' under the Contract Labour (Regulation and Abolition) Act, 1970.
- Q.9** Define 'Child' and provisions relating to prohibition of employment of children in certain occupation and processes under the Child Labour (Prohibition and Regulation) Act, 1986.
- Q.10** Elucidate the salient features of the Motor Transport Workers Act, 1988.

35483

TAPI (2015 COURSE): SUMMER – 2017 (SDE)
SUBJECT : LAW OF WAGES & PRINCIPLES OF WAGE FIXATION

Day : Monday
Date : 22.05.2017

Time : 10.00 A.M. To 1.00 P.M.
Max. Marks : 100

N.B.:

- 1) Attempt ANY SIX questions in all including Q.No.1 which is **COMPULSORY**.
 - 2) Q.No.1 carries 20 marks and all other questions carry 16 marks each.
-

Q.1 Write short notes on ANY FOUR of the following:

- a) Deduction of 'fine' from Payment of Wages Act, 1936
- b) Object of Payment of Wages Act, 1936
- c) Living Wages
- d) Wages in Kind under Minimum Wages Act, 1948
- e) Time limit for Payment of Bonus
- f) Minimum Bonus

Q.2 What is wage period? By what time, the wages should be paid under the Payment of Wages Act, 1936?

Q.3 Who is responsible for payment of wages under the Payment of Wages Act, 1936? What are the duties of employer under the Act?

Q.4 Can deduction be made from the wages of an employed person for absence from duty under the Payment of Wages Act, 1936? Explain.

Q.5 What is meant by 'Minimum Wages'? Who is authorized to fix minimum wages and in what manner?

Q.6 What remedy is available to a worker who has been paid less than the minimum rate of wages?

Q.7 What registers and records are required to be maintained under the Minimum Wages Act, 1948?

Q.8 Write a detailed note on the 'bonus formula' given under the Payment of Bonus Act, 1965.

Q.9 Discuss the eligibility and disqualification for bonus under the Payment of Bonus Act, 1965.

TAPI (2015 COURSE): SUMMER - 2017 (SDE)
SUBJECT : LAW OF WAGES & PRINCIPLES OF WAGE FIXATION

Day : Monday
Date : 22.05.2017

Time : 10.00 A.M. To 1.00 P.M.
Max. Marks : 100

N.B.:

- 1) Attempt ANY SIX questions in all including Q.No.1 which is **COMPULSORY**.
- 2) Q.No.1 carries 20 marks and all other questions carry 16 marks each.

-
- Q.1** Write short notes on ANY FOUR of the following:
- a) Deduction of 'fine' from Payment of Wages Act, 1936
 - b) Object of Payment of Wages Act, 1936
 - c) Living Wages
 - d) Wages in Kind under Minimum Wages Act, 1948
 - e) Time limit for Payment of Bonus
 - f) Minimum Bonus
- Q.2** What is wage period? By what time, the wages should be paid under the Payment of Wages Act, 1936?
- Q.3** Who is responsible for payment of wages under the Payment of Wages Act, 1936? What are the duties of employer under the Act?
- Q.4** Can deduction be made from the wages of an employed person for absence from duty under the Payment of Wages Act, 1936? Explain.
- Q.5** What is meant by 'Minimum Wages'? Who is authorized to fix minimum wages and in what manner?
- Q.6** What remedy is available to a worker who has been paid less than the minimum rate of wages?
- Q.7** What registers and records are required to be maintained under the Minimum Wages Act, 1948?
- Q.8** Write a detailed note on the 'bonus formula' given under the Payment of Bonus Act, 1965.
- Q.9** Discuss the eligibility and disqualification for bonus under the Payment of Bonus Act, 1965.
- Q.10** What are the obligations of an employee in relations to payment of wages and recruitment under the Equal Remuneration Act, 1976?

35481

TAPI - (2015 COURSE): SUMMER 2017 (SDE)

SUBJECT : LAW RELATING TO INDUSTRIAL RELATIONS AND ADJUDICATION

Day : Friday
Date : 19-05-2017

Time : 10.00 A.M. TO 1.00 P.M.
Max. Marks: 100

N.B.

- 1) Attempt any **SIX** questions including Q. No. 1 which is **COMPULSORY**.
- 2) Q. No. 1 carries 20 marks and all other question carry 12 marks each.

Q.1 Write short notes on (Any **Four**)

- a) Collective bargaining
- b) Penalties under Industrial Dispute Act, 1947
- c) Powers and duties of labour officer under Bombay Industrial Relations Act, 1946
- d) Definition of Award
- e) Powers of certifying officers
- f) Meaning of Trade Disputes

Q.2 What is the object and scope of the Industrial Disputes Act, 1947?

Q.3 Define and distinguish 'Strike' and 'Lock out'. Explain the provisions of the Industrial Dispute Act, 1947, relating to illegal strikes and lock-out.

Q.4 What is retrenchment? Discuss fully the conditions precedents to retrenchment of workmen provided by the Industrial Disputes Act, 1947.

Q.5 Explain the rights and liabilities of registered trade union under the Trade Union Act, 1926.

Q.6 Discuss the mode of registration of a trade union. What are the main provisions contained in the rules of a trade union?

Q.7 State the provisions of the Bombay Industrial Relations Act, 1946 relating to constitution of the authority under the Act.

Q.8 Discuss the provisions regarding registration of union under Bombay Industrial Relations Act, 1946.

Q.9 What is the procedure for certification of standing orders framed by an Industrial Establishment under the Industrial (Standing orders) Act, 1946?

Q.10 Define 'Unfair Labour Practices' and enumerate the various unfair labour practices on the part of employers under the Maharashtra Recognition of Trade Union and Prevention of Unfair Labour Practices Act, 1971.

TAPI (2015 COURSE): SUMMER – 2017 (SDE)
SUBJECT : SOCIAL SECURITY LEGISLATION

Day : *Saturday*
Date : *20-05-2017*

Time : *10.00 A.M. To 1.00 P.M.*
Max. Marks : 100

N.B.:

- 1) Attempt **ANY SIX** questions including **Q.No.1** which is **COMPULSORY**.
- 2) **Q.No.1** carries **20** marks and all other questions carry **16** marks each.

- Q.1** Write short notes on **ANY FOUR** of the following:
- a) Contracting out under The Employee's Compensation Act, 2010
 - b) Powers of Inspector under The Maternity Benefit Act, 1961
 - c) Sickness benefit under The Employee's State Insurance Act, 1948
 - d) Unpaid Accumulations under The Bombay Labour Welfare Fund Act, 1953
 - e) Basic wages under The Employee's Provident Fund Act, 1952
 - f) Nomination under The Payment of Gratuity Act, 1972
- Q.2** "The Employee's Compensation Act, 2010 is based upon the principles of no faults liability". Critically examine the validity of above statement with the help of important case laws.
- Q.3** Enumerate the powers of Commissioner under the Employee's Compensation Act, 2010.
- Q.4** State the scheme provided under the Employees Provident Funds and Miscellaneous Provisions Act, 1952 with important provisions of the Employee's Provident Fund Scheme.
- Q.5** What is the penalty for avoiding any payment to be made by an employer under the Employee's Provident Fund and Miscellaneous Provisions Act, 1952?
- Q.6** Critically analyses the adjudicative mechanism of disputes and claims provided under the Employee's State Insurance Act, 1948 and give reasons.
- Q.7** Briefly summarize the benefits which an insured employee is entitled to get under the Employee's State Insurance Act, 1948 and explain whether such benefits are assignable or attachable or not?
- Q.8** Elaborate the concept of employees and discuss the powers of State Government under Bombay Labour Welfare Fund Act, 1953.
- Q.9** "The Maternity Benefit Act, 1961 has been enacted to regulate the employment of women in certain establishments for a certain periods before and after child birth and to provide for maternity benefits and certain other benefits". Comment.
- Q.10** What is gratuity? What are the events on which gratuity becomes payable under the Payment of Gratuity Act, 1972? Can gratuity be forfeited?