

११/१०, साधु वासवानी मार्ग, नई दिल्ली-११०००५

Office of the Regional Provident Fund Commissioner

11/10, SADHU VASWANI MARG, NEW DELHI-110005

Regd. A.D.

By *[Signature]*

Dated the 19/6/79

36/12

E/DL-4864

M/s Hindustan Fertilisers Corporation Ltd.,
'Madhban' 55- Nehru Place,
New Delhi -110019.

(Sup. 122)
4105

Sub: Grant of exemption under section 17(1) of the Employees' Provident Fund & Misc. Provisions Act, 1952 and the scheme framed thereunder

Ref: Your letter No.HFC/PF/Exempt. Dated 29th Dec., 1978. - P12

D/Sirs,

Pending grant of exemption under section 17(1) of the E.P.F. & M.P. Act, 1952 by the appropriate Govt., you are granted relaxation under para 79 from the operation of E.P.F. Scheme, 1952 w.e.f. 1st June 1979 subject to amendments as per Annexure 'B'. A copy of relaxation order is enclosed.

1. You are requested to pay the amount of inspection charges 00.09% (Zero point zero nine percent) of the pay (basic wages, Dearness allowance if any and cash value of food concession admissible thereon) for the time being paid to subscriber of the fund w.e.f. 1-6-79.

2. Monthly returns in Appendix 'A' should be submitted every month by 25th of the following month. Pending grant of exemption, you are requested to comply with the provisions of the E.P.F. Scheme, 1952 or of your own rules whichever are more favourable to your employees. You are also requested to comply with the provisions of Family Pension Scheme, 1971 & employees Deposit Linked Insurance Scheme, 1976. The provident fund contributions should be transferred to the B.O.T. by the 15th of the following month failing with the damages are payable to the extent of 100% which may please be noted.

Please acknowledge receipt.

Yours faithfully,

[Signature]

(P.K. BHROTRA)

Encl. As above.

FOR REGIONAL PROVIDENT FUND COMMISSIONER

No.E/DI- 11869

Dated: 19-6-79

ORDER

Whereas an application for exemption under Section 17(1) of the Employees' Provident Fund Act, 1952 has been received from

M/o. Hindustan Fertilisers & Chemicals, N. Delhi-19

Whereas on a preliminary examination of the Provident Fund rules in operation in the establishment, the benefits under those rules appear prima-facie not less favourable than the benefits which the Employees' Provident Fund Scheme, 1952 (hereinafter referred to as the scheme) confers to its members;

Now, therefore, in exercise of the powers conferred by para 79 of the scheme, I, G. A. K. ASTOGI, Regional Provident Fund Commissioner hereby direct that the employer of the aforesaid establishment may not until decision is taken on the application for exemption, comply with the provisions of the Scheme w.e.f. 1-1-1979.

1. Provided that during the interim period, the employer shall submit monthly return in Appendix 'A' by 25th of the following month;
 2. The employer shall pay within fifteen days of the close of every month of the Employees' Provident Funds, Inspection charges at the rate of 0.09% (zero point zero nine percent) of the pay (basic wages, dearness allowance, retaining allowance, if any, the cash value of food concession admissible thereon) for the time being payable to the employees of the establishment who would have become members under the Employees' Provident Fund Scheme, 1952 and for this order;
 3. The Provident Fund contributions and/or gratuity fund shall be invested in the Central Government Securities within thirty days of the close of the month to which the contributions relates as per prescribed pattern, the Government lay down from time to time;
- The employer shall enroll every employee of the establishment as member of the Provident Fund Scheme in operation in the establishment who but for this order would have been a member under the Employees Provident Fund Scheme, 1952;
5. The employer shall transfer provident fund contributions to the Board of Trustees by the 15th of the close of every month and in case of default the damages shall be recovered to the extent of 100 %.

Provided further that if on detailed examination, it is found that the amount of Provident Fund contributions together with the amount of gratuity and/or pension available to the employees under Provident Fund rules of the establishment is less favourable than that the rate of contribution under the Employees Provident Funds Act, 1952 applicable to the estt., the employer shall pay the differ with retrospective effect to the Commissioner for being credited to the Member's account. The above relaxation of the provisions of the scheme may be withdrawn for breach of any of the aforesaid conditions or for other sufficient cause.

G. A. K. ASTOGI
(G. A. K. ASTOGI)

REGIONAL PROVIDENT FUND COMMISSIONER

M/o. Hindustan Fertilisers & Chemicals, N. Delhi-19
11/10 Pusa Road, New Delhi-110005