

ADMINISTRATIVE BRANCH N.P.K.R.R.MAALIGAI, 144, ANNASALAI, CHENNAI -2.

## Circular Memo No.018769/G.58/G.581/2022-3, Dated: 09.05.2022.

SUB: TANGEDCO/TANTRANSCO – Prohibition of issuing any Certificates for work, experience, conduct etc., to the labours of Contractor by the field officers – Instructions Issued.

REF: 1. This office Memo.No.049818/I.R.1(1)/ Adm. Br./ 87-1, dated 12.06.1987.

- 2. This office Memo. No.010079/ G.58/ G.581/ JA3/ 2001-1, dated 13.02.2001.
- 3. Chairman's D.O.Letter No.099992/G.58/G.582/2007-1, dated 13.09.2007.

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In the reference 1<sup>st</sup> and 2<sup>nd</sup> cited, instructions had been issued from time to time by strictly prohibiting the issuance of any form of certificates to the labours of the Contractors.

- 2. Also, in the reference 3<sup>rd</sup> cited, instructions had been issued by strictly prohibiting the engagement of labourers by the field officers directly. Accordingly, the Contract Labour system prevailed before in the TANGEDCO was stopped from 2008 onwards and thereafter, it has been assured every month by the Superintending Engineers that no labourers were engaged directly by the field officers under their control.
- 3. It is informed that based on the nature of works and requirement, works are being entrusted to the registered Contractors having labour license under Tamilnadu Contract Labour (Regulation & Abolition) Rules, 1975. After completion of the work, the Contractor is paid for the work done by him by the TANGEDCO as per the agreement made with him. Therefore, a labour of the Contractor has no accountability to the TANGEDCO.
- 4. None of the TANGEDCO officials have any record of service and other details such as antecedents, conduct and character in respect of the labours who are engaged by the Contractors at their choice and wages are paid by the contractors directly for the work extracted from them. Therefore, the field officers of the TANGEDCO are not authorized to issue any form of certificates to the labours of the Contractors.

- 5. It is seen that certain Junior Engineers/Assistant Engineers/ Assistant Executive Engineers and even the retired officials of TANGEDCO are issuing certificates for work, experience, conduct etc., to the labours of the Contractors in violation to the instructions already issued. On the basis of the above unauthorized certificates issued by the field officers, several individuals have filed petitions before the various Court of Law praying for absorption into TANGEDCO/TANTRANSCO under Tamil Nadu Industrial Establishment (Conferment of Permanent Status to Workmen) Act, 1981. The authorities viz., Assistant Commissioners of Labour (Enforcement) under the said Act, have passed orders for the absorption of the labours of the Contractor by only depending on such certificates issued by the filed officers.
- 6. In view of the above, it is hereby instructed that all the field officers of TANGEDCO/TANTRANSCO are strictly prohibited to issue any certificate for work, experience, conduct etc., to the labours of Contractor in order to avoid false claim before various Court of law.
- 7. It is also instructed that all the Superintending Engineers are directed to verify all the petitions filed by the Contractors' labours/ Unions in respect of their circles concerned, to find out any officials of their circles had issued any form of certificates to the Contractors' labours and if any found, it is directed to take necessary disciplinary proceeding against those officials for the dishonesty and disobedience to the TANGEDCO's instructions issued in the reference 2<sup>nd</sup> cited.

(BY ORDER OF THE CHAIRMAN CUM MANAGING DIRECTOR/TANGEDCO)

A.MANIKKANNAN
CHIEF ENGINEER/PERSONNEL (FAC)

To All the Superintending Engineers. All the Chief Engineers.

:: TRUE COPY :: FORWARDED :: BY ORDER ::

PERSONNEL OFFICER/COURT CASES (CONTRACT LABOUR)

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