

## **LABOUR LAW**

**JUNE/JULY 2016**

1. Define industrial dispute under the Industrial Dispute Act, 1947 and when an individual dispute will become Industrial Dispute? **(Refer Page No. )**
2. Explain the provisions relating to voluntary arbitration under the Industrial Disputes Act, 1947. **(Refer Page No. )**
3. Define lay-off and what are the provisions relating to lay-off compensation? **(Refer Page No. )**
4. Briefly explain the various privileges of a registered Trade Union. **(Refer Page No. )**
5. When an employer is liable to pay compensation under the Employees Compensation Act, 1923? **(Refer Page No. )**
6. Explain the various benefits provided under the Employees State Insurance Act, 1948. **(Refer Page No. )**
7. Briefly explain the provisions relating to safety under the Factories Act, 1948. **(Refer Page No. )**
8. Write short notes on any two of the following:
  - a. Certifying officer. **(Refer Page No. )**
  - b. Procedure for fixation of minimum wages. **(Refer Page No. )**
  - c. Central Advisory Board and State Advisory Board under to Contract Labour (Regulation and Abolition) Act, 1970. **(Refer Page No. )**
9. Solve any two of the following problems:
  - a. Employer dismissed the service of temporary workman "A". "A" raised a dispute under the Industrial Disputes

Act, 1947. Employer argued that “A” was not a workman. Decide. **(Refer Labour Law – Volume – II Separate Book)**

b. Membership of a registered Trade Union has been denied to “A” a workman on the ground that “A” has not contributed to the political fund of the Trade Union. “A” wants to challenge the legality of the denial. Will he succeed? **(Refer Labour Law – Volume – II Separate Book)**

c. “A” a workman died due to an accident while performing the duty of an employer. Subsequently it had been proved that at the time of the accident the workman was under the influence of intoxication. Whether employer is liable to pay compensation? **(Refer Labour Law – Volume – II Separate Book)**

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**DECEMBER 2016**

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Duration: 3 Hours

Max. Marks:100

Instructions: 1. Answer Q. No.9 and any five of the remaining questions.

2. Q. No. 9 carries 20 marks and the remaining questions carry 16 marks each.

3. Answers should be written either in English or in Kannada completely.

1. Explain the term “Industry” under the Industrial Disputes Act, 1947. **(Refer Page No. )**

2. Explain the provisions relating to reference of an industrial dispute. **(Refer Page No. )**

3. Define Strike and what are the provisions relating to Prohibition of strike. **(Refer Page No. )**

4. Explain the provisions relating to registration of a Trade Union. **(Refer Page No. )**

5. Explain the doctrine of Notional Extension with the help of decided cases. **(Refer Page No. )**

6. Explain the various authorities provided under the Employees State Insurance Act, 1948. **(Refer Page No. )**

7. Briefly explain the provisions relating to health under the Factories Act, 1948. **(Refer Page No. )**

8. Write notes on any two of the following:

a) Standing Orders. **(Refer Page No. )**

b) Maternity Benefit. **(Refer Page No. )**

c) Objects of Contract Labour (Regulation and Abolition) Act, 1970. **(Refer Page No. )**

9. a) An employer dismissed the service of a workman for a misconduct. Dismissed workman raised a dispute under the Industrial Disputes Act, 1947 whether the dispute raised by the workman is an industrial dispute? Give reasons. **(Refer Labour Law – Volume – II Separate Book)**

b) The workers of a registered trade union declared illegal strike. Due to illegal strike employer sustained the loss. Employer filed a suit against the trade union for the recovery of compensation. Will he succeed? **(Refer Labour Law – Volume – II Separate Book)**

c) Municipality appointed A as a workman to repair clocks of the Municipality. While repairing the clock, A died due to lightning shock. Whether Municipality is liable to pay compensation? **(Refer Labour Law – Volume – II Separate Book)**

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