

Email/By-Registered Post
Election Holiday Notice

No.1-18/85(Fac) Lab-Vol-II
Government of Himachal Pradesh
Inspectorate of Factories, H.P

Dated

Shimla

April, 2023

From

The Labour Commissioner-cum-
Chief Inspector of Factories,
H.P. Shimla-1



To

1. The Assistant Director Factories, Una, HP
2. The Assistant Director Factories, Solan, HP
2. The All the Labour Officers in the State of HP

Subject:- Public Holiday on the day of polling i.e. 02.05.2023 (Tuesday) in view of the election to the Municipal Corporation, Shimla and in Ward No. 2, Palampur Upperla - instructions regarding

Sir,

It is brought to your notice that election in the areas of Municipal Corporation Shimla and bye-election in Ward No. 02, Palampur Upperla of Municipal Corporation Palampur are scheduled to be held on 02.05.2023 as per schedule announced by State Election Commission H.P. In this context, your attention is drawn to the provision of Section 30-H of "The Himachal Pradesh Municipal Corporation Act, 1994". For your ready reference the provision of Section 30-H of Act ibid, is as under:-

30-H. Grant of paid holiday to employees on the day of poll.-

(1) Every person employed in any business, trade, industrial undertaking or any other establishment and entitled to vote at

election to the Municipal Corporation shall, on the day of poll, be granted a holiday.

(2) No deduction or abatement of the wages of any such person shall be made on account of a holiday having been granted in accordance with sub-section (1) and if such person is employed on the basis that he would not ordinarily receive wages for such a day, he shall nonetheless be paid for such day the wages he would have drawn had not a holiday been granted to him on that day.

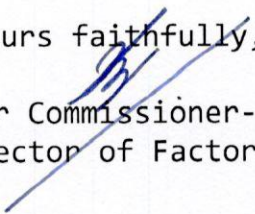
(3) If an employer contravenes the provisions of sub-section (1) or sub-section (2), then such employer shall be punishable with fine which may extend to five hundred rupees.

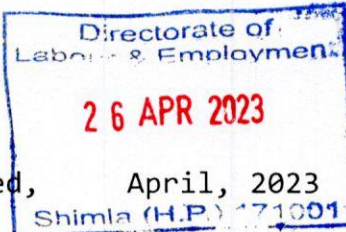
(4) This section shall not apply to any elector whose absence may cause danger or substantial loss in respect of the employment in which he is engaged.

You are therefore, requested to bring the said provision to the notice of occupiers/managers/owners of factories/Industrial establishments/commercial establishments situated under your jurisdiction and direct them to grant additional paid holiday to the workers working in their factories/shops & commercial establishments as per section 30-H of Act ibid on 02.05.2023 in order to exercise their right of franchise where Municipal Corporation elections are scheduled to be held.

Further, it is clarified that the special casual leave may be given to those employees who are working in different places in the State but have a right to vote in concerned Municipal Corporation on the production of certificate from the concerned Presiding Officer that the employee has actually casted his/her vote.

Yours faithfully,

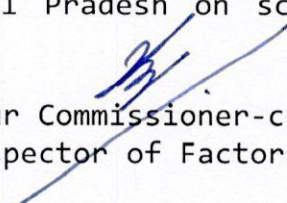

Labour Commissioner-cum-
Chief Inspector of Factories, H.P.



Endst. No. As above Dated, April, 2023 Shimla-171001

Copy to the following for information and necessary action please:-

1. The Chief Secretary to the Government of Himachal Pradesh, Shimla-2, HP
2. The Secretary, State Election Commission, HP, Shimla-171009.
3. The Secretary (Lab. & Emp.) to the Government of HP, Shimla-2.
4. The Joint Secretary, General Administration Department, Section-A w.r.t his notification number GAD-A(B)8-4/2001-III Dated 24.04.2023
4. All the District Election Officers in the State of Himachal Pradesh.
5. The Director, Information & Public Relation, H.P. Shimla-2 with the request to publish news item/press release in various news papers for the information of all concerned.
6. The Director, All India Radio, H.P. Shimla-4 with the request to broadcast the above as news for information of all concerned.
7. Shri Naresh Kumar, Programme Planning Officer, Directorate of Labour & Employment, H.P. Shimla with the request to upload the circular in the website of the department.
8. Shri Kapil, System Analyst, Directorate of Labour & Employment, H.P. Shimla with the request to upload the circular in the website of the department.
9. All the Industrial Associations with the request that their member industries may be informed about the said provisions and they may be asked to grant additional paid holiday to the workers working in their factories who are registered voters of aforesaid Municipal Corporation working in Himachal Pradesh on scheduled dates of election.


Labour Commissioner-cum-
Chief Inspector of Factories, HP