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**GOVERNMENT OF N.C.T. OF DELHI
OFFICE OF THE DIVISIONAL COMMISSIONER
(COORDINATION BRANCH)
5, SHAM NATH MARG, DELHI-110054**

No.F.36(582)/2005/Cordn./Div.Com./Pt.-I/2898

Dated: 26/5/05

MINUTES OF THE MEETING

Minutes of the meeting held on 12.05.2005 at 4.00 P.M. in the Conference Room of the Divisional Commissioner at 5-Sham Nath Marg, Delhi to discuss the issues of bonded / Child labour are enclosed for information and necessary action.

Indira K S
JLC II *8/5*

M.P. Sharma
25/5/05

**(M.P. SHARMA)
SUB DIVISIONAL MAGISTRATE (HQ-II)**

To

1. All the Dy. Commissioners (Revenue), GNCT of Delhi, Delhi / New Delhi.
2. The Commissioner (Labour), GNCT of Delhi, Delhi.
3. The Addl. Commissioner of Police (Crime & Railway).
4. All the SDMs through concerned Deputy Commissioners.
5. Sh. Swami Agnivesh, President, Bandhua Mukti Morcha, 7, Jantar Mantar Road, New Delhi.
6. Sh. R.S. Chaurasia, General Secretary, Bachpan Bachao Andolan, South Asian Coalition on Child Servitude, L-6, Kalkaji, New Delhi-110019.
7. Mr. Chaman Lal Ji, Spl. Rapporteur, National Human Rights Commission, Sardar Patel Bhawan, Parliament Street, New Delhi.
8. PS to the Divisional Commissioner.
9. P.A to the ADM (HQ.)

(A)
592/JLC (II)
10/6/2005

5/05/2005
7/6/05
667/JLC (II)
8/7/05 JLC (II)

**Minutes of the Meeting Held on 12.05.2005 at 4:00 PM in the Conference Room
of Divisional Commissioner at 5-Sham Nath Marg, Delhi to discuss the issues of
Bonded / Child labour.**

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Meeting was attended by the Deputy Commissioners, Sub-Divisional Magistrates and NGOs as per sheet annexed (Annexure-A).

The following points were discussed and decided in the meeting:

01. At the outset, Swami Agnivesh, President, Bandhua Mukti Morcha elaborated on the definition of the Bonded Labour stating that where the minimum wages is not paid to a person, he or she is a bonded labour as spelt out by Hon'ble Supreme Court of India in the judgement in the case of PUDR Vs. Union of India. Moreover, under the provisions of Bonded Labour System Abolition Act, 1976, the SDMs and DCs are empowered to get free the bonded labour and secure the rehabilitation of the freed labour. He further stated that a person who is below the age of 18 years and is not being paid minimum wages may be categorized as bonded labour. In case of contract labour, each and every payment made to the contracted labour should be certified by Principal Employer or by his representative.

02. He further requested that all the SDMs and DCs should survey their areas with the NGOs to identify the bonded labour to get these system totally abolished from Delhi. On this issue he was informed that the Vigilance Committees at the District level and Sub-Division level have already been constituted by the Government.

03. Shri R.S. Chaurasia, General Secretary, Bachpan Bachao Andolan informed that their organization had got freed 83 child labour from Zari Factory in Okhla recently. These child labours had migrated from Bihar and Eastern Uttar Pradesh. However, neither the District Administration nor Labour Department helped their organization in the rehabilitation of these freed child labours. There are instances where the information was

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... to the Labour Department about the child labour but the Labour Department took
... three to four months to depute their inspectors. However, the Joint-Labour Commissioner
... present in the meeting assured that in future as and when any information is received in
... the Department, inspectors and other Officers will be deputed immediately. He further
... informed that the employers of 83 so freed child labours are being identified for taking
... action against them.

04. After detailed discussion, the following decisions were taken:

- i) A Task Force shall be constituted at the State Level under the Chairmanship of Divisional Commissioner with the following Officers (i) to survey, identification and rehabilitation of the freed labour and (ii) to take action against the employer of freed labour.
 - I. All Deputy Commissioners
 - II. Addl. Commissioner of Police (Crime & Railway)
 - III. Joint-Labour Commissioner
 - IV. Representatives from NGOs i.e. Bandhua Mukti Morcha and Bachpan Bachao Andolan.
- ii) Labour Department, Government of Delhi is required to implement the minimum wages Act / Child Labour (Prohibition and Regulation) Act, 1976 effectively.
- iii) Registration of Placement Agencies: Labour Department should initiate the action for registration of placement agencies. Divisional Commissioner has requested Shri R.S. Chaurasia, General Secretary, Bachpan Bachao Andolan to meet the Labour Commissioner on this issue.
- iv) The Vigilance Committees at the District level and Sub-Division level are to be reviewed. The DCs were directed to send the amended lists to the

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Office of Divisional Commissioner so that necessary Notification for the new Committees may be got issued.

- v) Each District will expend Rs.2.00 Lakhs (Rupees Two Lakhs only) on the awareness and survey from the Centrally Sponsored Scheme through NGOs. Necessary sanction along with guidelines in this regard will be sent to each district by the Office of the Divisional Commissioner.

The meeting ended with a Vote of Thanks to the Chair.

[Handwritten Signature]
20/07/05

(M.P. SHARMA)
SUB-DIVISIONAL MAGISTRATE (HQ)

- 1. All the Dy. Commissioners (Revenue), GNCT of Delhi, Delhi / New Delhi
- 2. The Commissioner (Labour), GNCT of Delhi, Delhi
- 3. The Joint Commissioner of Police (Crimes & Railway)
- 4. All the SCMs through concerned Deputy Commissioners
- 5. Sh. Jagjit Arora, President, Bandhwa Mukti Morcha, 7, Jantar Mantar Road, New Delhi
- 6. Sh. R.S. Choudhary, General Secretary, Badyan Badyan Andolan, South Azim Colony, Old Saraidahi, L.B. Kalia, New Delhi-110019
- 7. Mr. Chaman Lal Ji, Secretary, National Human Rights Commission, Sunder Park, Bhanu, Parliament Street, New Delhi
- 8. P.O. to the Divisional Commissioner
- 9. P.A. to the D.M. (HQ)

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