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1. Administration of the Workmen's Compensation Act (VIII of 1923), 1928-29. pp.1-8. *N 1955-308*
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Report on the Administration of
the Workmen's Compensation Act
(VIII of 1923) in the Central
Provinces and Berar during the
Calendar year 1929

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NAGPUR:
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1930

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GOVERNMENT OF THE CENTRAL PROVINCES.
COMMERCE AND INDUSTRY DEPARTMENT.

FROM

A. McDONALD, ESQ., I.C.S.,
SECRETARY TO GOVERNMENT,

Central Provinces.

TO

THE SECRETARY TO THE GOVERNMENT
OF INDIA,

DEPARTMENT OF INDUSTRIES AND LABOUR,
Simla.

Nagpur, the 30th June 1930.

SUBJECT:—*Report on the administration of Workmen's Compensation Act in the Central Provinces and Berar for the year 1929.*

SIR,

With reference to Mr. Clow's letter No. L-1189, dated the 31st July 1924, I am directed by the Governor in Council to forward a brief report on the administration of the Workmen's Compensation Act, 1923, in the Central Provinces and Berar, during the year 1929, together with the prescribed returns A, B and C.

2. During the year under report the accidents reported to Government under the Indian Mines Act of 1923 numbered 21 involving death and 78 involving serious bodily injury to 86 persons while in the factoriets coming under the purview of the Indian Factories Act there occurred 15 fatal, 69 serious and 247 minor accidents.

I have the honour to be,

SIR,

Your most obedient servant,

A. McDONALD,

Secretary.

Encls.—

Report and statements.

Report on the Administration of the Workmen's Compensation Act (VIII of 1923) in the Central Provinces and Berar during the calendar year 1929.

The number of Commissioners under the Act during the year under report increased by one from 14 to 15 owing to the constitution of Buldana as a separate Civil district.

. RETURN A.

2. Award of compensation (under section 10).—There were 3 applications pending from the previous year, 2 in respect of permanent disablement and 1 of temporary disablement which was subsequently found to refer to permanent disablement. During the year under report 18 applications were filed, of which 5 referred to fatal accidents, 10 to permanent disablement and 3 to temporary disablement. Of these 21 applications, 1 was withdrawn, 1 dismissed for non-appearance, 5 admitted by opposite party, 7 allowed either in part or full and 1 dismissed after contest. Thus 15 applications were disposed of leaving 6 pending at the close of the year, 3 relating to fatal accidents and 3 to permanent disablement.

3. Distribution (under section 8).—There were 11 distribution proceedings pending at the commencement of the year. 31 were filed during the year under report and 1 was received by transfer from the Commissioner, Bengal. Of these 43, two were transferred to the Commissioner, Madras, for disposal, 2 were withdrawn and the compensation deposited therefor refunded to the depositors (as the deceased were found to have left no dependants), 34 were disposed of on admission by the opposite party and 5 remained pending at the close of the year.

4. Commutation (under section 7) and Review (under section 6).—No applications were filed during the year 1929.

5. Recovery of compensation (under section 31).—Two applications for recovery of compensation were filed during the year and they were allowed after contest. Orders for payment of Rs. 1,565-10-0 have been passed and steps to recover the amount have been taken by the Commissioner, Chhindwara.

6. Others.—Deposits under section 8.—One application with which had been deposited compensation payable to a workman was pending at the close of the previous year and 7, as against 3 in the previous year, were received during the year under report. All these 8 applications were disposed of on admission by the opposite party.

7. The amount of court fees realized was Rs. 39-4-0 as against Rs. 26-12-0 in the preceding year.

RETURN B.

8. At the commencement of the year 6 Memoranda of Agreement relating to payment of compensation for permanent disablement were pending. During the year under report 26 Memoranda of Agreement, as against 31 in 1928, were presented for registration under section 28 (1): 20 in respect of permanent disablement and 6 of temporary disablement. Of these 32 agreements 24 were registered as filed, 1 was registered after modification, 1 was not registered as it was withdrawn, the employee being untraceable, and 6 remained pending at the end of the year. The amount of compensation involved in the 25 Memoranda of Agreement referred to above was Rs. 4,146-11-11 as against Rs. 3,116-12-6 in the preceding year.

RETURN C.

9. During the year under review compensation was awarded in 46 cases, of which 35 related to fatal accidents (of which 1 was in respect of a minor), 9 to permanent disablement and 2 to temporary disablement. Rs. 200 was paid as compensation in respect of a minor for a fatal accident. From the return it will be seen that this year too the largest number of workers in respect of whom compensation was awarded were those whose assumed wages were Rs. 15-4-0 per mensem.

10. Compensation deposited.—The opening balance at the commencement of the year in respect of deposits received in the previous year inclusive of Rs. 103-0-8 deposited in the Post Office Savings Bank for payment by instalments to the dependants was Rs. 7,545-11-8 (Rs. 7,442-11-0 + 103-0-8). The amount of compensation deposited with the Commissioners during the year was Rs. 31,410-5-5 of which Rs. 1,387-8-0 were received by transfer from the Commissioner, Bengal. Of the total

amount of Rs. 38,956-1-1 for disposal before the Commissioners, Rs. 24,127-5-0 was awarded to dependants, Rs. 5,430-15-0 paid to workmen, Rs. 3,000 remitted to the Commissioner, Madras, in respect of two cases transferred to him and Rs. 1,110 refunded to depositors in 2 cases (as the deceased were found to have left no dependants), leaving a balance of Rs. 5,287-13-1 at the end of the year. Out of the balance remaining at the end of the year Rs. 194-7-1 was deposited by the Commissioner, Jubbulpore, in the Post Office Savings Bank for payment by instalments to the dependants. Out of the amount of Rs. 31,410-5-5 referred to above as deposited with the Commissioners during the year Rs. 18,754-13-0 were received from Railways in connection with fatal and non-fatal accidents.

11. Employers' Returns under section 16.—A summary of the Annual Returns received from the employers is annexed. From the returns it appears that the total number of accidents for which compensation was paid during the year as shown in the employers' return is 236 of which 17 resulted in death, 40 in permanent disablement and 179 in temporary disablement (as against 18, 32 and 181, respectively, in 1928). The compensation paid was Rs. 7,786-8-0 for fatal accidents, Rs. 9,011-0-11 for permanent disablement and Rs. 2,502-8-10 for temporary disablement against Rs. 6,927-12-0, Rs. 5,090-1-9 and Rs. 2,659-6-11, respectively, in the preceding year. These figures do not include accidents to persons employed in connection with railway services and the compensation paid for them, as the returns for such accidents are submitted direct to the Railway Board.

12. The working of the Act was on the whole satisfactory. The Commissioners, Nagpur and East Berar, report that the Act is not yet widely known to workmen and that they are as a class ignorant of their rights under the Act and cannot therefore take full advantage of the benefits conferred by it.

G. B. DE,
Registrar,
Judicial Commissioner's Court,
Central Provinces.

NAGPUR:
The 29th May 1930.

STATEMENTS

RETURN
WORKMEN'S COMPENSATION

*Proceedings before the Commissioner for Workmen's
year ending the 31st*

Return of cases filed.

1. Application for the registration of agreements should
2. Proceedings should only be entered under distribution where the employer is a party they should be shown under

Applications for	Pending at commencement.	Filed.	Transferred to other Commissioners for disposal.	Received for disposal from other Commissioners.	Not		
					Withdrawn.	Dismissed for non-appearance.	Summarily dismissed under rule 21.
1	2	3	4	5	6	7	8
<i>Award of compensation (under section 10).</i>							
Fatal accidents ...	...	5	...	...	...	1	...
Permanent disablement.	(a) 3	10	...	...	1	...	...
Temporary disablement.	(b)	3	...	...	...	...	...
Total ...	3	18	...	...	1	1	...
Distribution (under section 8).	11	31	2	1	2	...	...
Commutation (under section 7).	...	...	...	...	...	...	...
Review (under section 6).	...	...	...	...	...	...	...
Recovery of compensation (under section 31).	...	2	...	...	...	...	...
Others ...	1	7	...	...	...	...	...
Total ...	12	40	2	1	2	...	...

NOTES (a) and (b).—One application which was shown as pending in column 18 one for permanent

A

ACT (VIII OF 1923).

Compensation for Central Provinces and Berar for the
December 1929.

not be entered in this statement.

if they are confined to dependants of the deceased workman ;

Award of Compensation : Fatal accidents [cf. rule 6 (2)].

contested.				Contested.				Total dis- posed of.	Pend- ing at con- clu- sion.	Court fees paid.
Dis- miss- ed under rule 22.	Ad- mitted by opposite party.	Al- lowed <i>ex parte</i> .	Total.	Al- lowed.	Al- lowed in part.	Dis- miss- ed.	Total.			
9	10	11	12	13	14	15	16	17	18	19
...	1	...	2	...	...	...	...	2	3	Rs. a. p. 6 0 0
..	3	...	4	4	2	...	6	10	3	15 8 0
...	1	...	1	...	1	1	2	3	...	6 8 0
...	5	...	7	4	3	1	8	15	6	28 0 0
...	34	...	36	...	...	...	...	36	5	5 12 0
...
...
...	...	...	...	2	...	...	2	2	...	4 0 0
...	8	...	8	...	...	...	...	8	...	1 8 0
...	42	...	44	2	...	...	2	46	5	11 4 0

in the last year's return against temporary disablement was subsequently treated as disablement.

RETURN C.

WORKMEN'S COMPENSATION ACT (VIII OF 1923).

Proceedings before the Commissioner for Workmen's Compensation for Central Provinces and Berar for the year ending the 31st December 1929.

Number of persons in each wage class to whom compensation was awarded.

(Commutation, Review, etc., cases should be excluded.)

Assumed wage (see Schedule IV).		Number of persons.			
		For temporary disable- ment.	For permanent disable- ment.	For fatal accidents.	Total numbers.
1	2	3	4	5	
Rs. a. p.					
8 0 0	
10 0 0	3	3	
12 0 0	5	5	
15 4 0	...	3	12	15	
20 0 0	...	3	3	6	
25 0 0	3	3	
30 0 0	...	1	1	2	
35 0 0	1	1	
40 0 0	1	...	1	2	
46 4 0	...	1	3	4	
55 0 0	1	...	1	2	
65 0 0	1	1	
75 0 0	
83 5 4	...	1	...	1	
Total adults ...	2	9	34	45	
Rs. a. p.					
8 0 0	Enter under total only.	...	
10 0 0	
15 4 0	
20 0 0	
25 0 0	
30 0 0	
35 0 0	
40 0 0	
46 4 0	
55 0 0	
65 0 0	
75 0 0	
83 5 4	
Total minors		1	1
Grand total ...	2	9	35	46	

Consolidated return relating to period from

	Accidents.					
	Cases of			Compensation paid during the year for		
	Death.	Permanent disablement.	Temporary disablement.	Death.	Permanent disablement.	Temporary disablement.
			Rs. a. p.	Rs. a. p.	Rs. a. p.	
<i>Tramways.</i>						
Adults
Minors
<i>Factories.</i>						
Adults	...	9 23	136	4,860 0 0	6,667 3 9	2,057 5 4
Minors	1 1	...	201 10 0	9 0 0
<i>Mines.</i>						
Adults	...	8 16	42	2,926 8 0	2,142 3 2	436 3 6
Minors
<i>Port Trust.</i>						
Adults
Minors
Total Adults	...	17 39	178	7,786 8 0	8,809 6 11	2,493 8 10
Total Minors	1 1	...	201 10 0	9 0 0

