

NLUJAA
NATIONAL LAW UNIVERSITY AND JUDICIAL ACADEMY, ASSAM
B.A.,LL.B.(Hons.): III-Year, VI-Semester (Academic Year: 2016-17)
Semester End Repeat Examination (August, 2017)
Subject Code: 6.5 Labour and Industrial Law

Time: **2:30 Hrs.**

Total Marks: **70**

INSTRUCTIONS:

1. Read the questions carefully and answer.
 2. No clarification shall be sought on the question paper.
 3. Do not write anything on the question paper. It will be treated as malpractice.
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Answer any five questions from the following. All questions carry equal marks.

1. Discuss the following: **(5+5+4=14)**
 - (a) Trade Union of workmen of 'P' is seeking your assistance to know about Section 15 of the Trade Unions Act, 1926.
 - (b) On 9th August, 2017 the employees of industry 'Q' declared a strike in response to the contravention of Section 23 of the Industrial Disputes Act, 1947 by its management on 7th August, 2017.
 - (c) What does not amount to 'retrenchment' under the Industrial Disputes Act, 1947?
2. Examine the provisions regulating the conditions of work of adolescents under the Child and Adolescent Labour (Prohibition and Regulation) Act, 1986. **(14)**
3. 'A', 'B', and 'C' are establishments to which the Contract Labour (Regulation and Abolition) Act, 1970 applies and all the three establishments have employed contract labourers through the Contractors 'E', 'F' and 'G' respectively. On 8th August, 2017 the licence of 'G' was revoked by the Licensing Officer. Sections 16 to 18 of the Contract Labour (Regulation and Abolition) Act, 1970 has not been complied with by 'A'. 'F' contravened Section 21 of the said Act. Explain each of the situations mentioned above in the context of the relevant provisions of law. **(3+8+3=14)**
4. Explain the term 'unorganized worker' as per the Unorganised Workers' Social Security Act, 2008. Briefly discuss the provisions pertaining to the Social security benefits stipulated under Chapter II of the Act. **(7+7=14)**
5. Explain briefly the provisions relating to benefits and penalties under the Employees' State Insurance Act, 1948. **(8+6=14)**
6. Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013 aims at providing protection against sexual harassment of women at workplace. However certain provisions of the Act have raised serious concerns- Discuss. **(14)**