

RTI REQUEST DETAILS (आरटीआई अनुरोध विवरण)

Registration Number (पंजीकरण संख्या)	MLABE/R/E/20/01575	Date of Receipt (प्राप्ति की तारीख)	06/09/2020
Type of Receipt (रसीद का प्रकार)	Online Receipt	Language of Request (अनुरोध की भाषा)	English
Status (स्थिति)(Rural/Urban)	Details not provided	Education Status	Details not provided
Is Requester Below Poverty Line ? (क्या आवेदक गरीबी रेखा से नीचे का है?)	No	Citizenship Status (नागरिकता)	Indian
Amount Paid (राशि का भुगतान)	10) (original recipient)	Mode of Payment (भुगतान का प्रकार)	Payment Gateway
Does it concern the life or Liberty of a	No(Normal)		

Sub: Under RTI act 2005

Sir,

Please refer to the clause 16 of EPF & MP ACT 1952 which is meant for non-applicability of this act upon certain establishments. Please refer to the PF act 1925 in this regard and also refer the min. of Labour OM dated 9/10-6-1992. In this regards, please furnish the following information:-

1. Please provide a copy of letter No 1017 dated 5-12-1991 as mentioned in attached o.m 9/10-6-1992.
2. Provide the reference of any documents or communication between Min. of Labour and Provident fund commissioner regarding grant of exclusion to NPCIL as per o.m.
3. As per clause 2 and 3 of section 8 of PF ACT 1925, please give the reference of any documents or office order or notification which defines the name of "appropriate government" in this clause.
4. As per clause 2 and 3 of section 8 of PF ACT 1925, please give the reference of any documents or office order or notification which defines that the "appropriate government" in this clause is ministry of Labour or Ministry of Finance.
5. The list of all public sector enterprises or establishments or government companies who have granted exclusion under this clause in last 30 years by this Ministry.
6. Please provide the conditions of eligibility of above establishments for granting exclusion.
7. The details of Authority or the appropriate government departments or office who is having the power to grant the exclusion to the above establishments.
8. The conditions which are to be fulfilled by any establishment before exclusion.
9. The status of Provident fund of employee before and after granting the exclusion to any establishment.
10. The status of Pension of employees before and after granting the exclusion to any establishment.
11. Provide the reference of any documents which provide the information about the compliance by the establishment for the provisions of the exclusion after granting exclusion under the clause.
12. Provide the reference of any documents in which it is mentioned that for granting exclusion for any establishments, its employees are getting benefits of old age pension as per rules. Please provide the copy of the reference of the type of pension or C.P.F as given in the clause.
13. What is the rules /procedures / references for an establishment who has got exclusion under clause 16 in past wants to incorporate again in PF act 1952?
14. What is the rules /procedures / references for an establishment who has got exclusion under clause 16 in past wants to incorporate again in PF act 1952 from a retrospective date. For example an establishment namely "XYZ" has granted exclusion in year 1992, applies to EPFO for inclusion again in PF act 1952 in year 2018. Please provide the rules and procedures to be applicable in this case if such organisation wants to incorporate in pf act 1952 from a retrospective date such as year 1992 or 1995.

15. An organisation had taken the benefit of clause 16 (1) (d) is having No pension scheme for its employee but it forms a separate PF scheme for its employees contributing 10% of basic as employer contribution. It applies for the exclusion under clause 16-1-b in the act of 1952. What are the rules /procedures / references to grant exclusion to such organisation in the absence of Old age pension scheme for its employees.
16. What are the rules /procedures / references to grant exclusion to an organisation in the absence of Old age pension scheme for its employees and contributing lesser amount in PF from the statutory limit of 12% of the act.
17. Whether the exclusion under clause 16 can be granted to an organisation who is giving lesser benefits to its employees in terms of PF contribution and without any old age pension scheme. Please provide rules /procedures / references for this.
18. Whether an organisation who has acquire the status of PF ACT 1925 and its name is included in the schedule of PF act 1925, can automatically be granted exclusion from pf act 1952 just because of the fact that it has been incorporated in PF act 1925 by the appropriate government under section (2) of act of 1925.
19. What is the rule position or government guidelines for pensionable establishments in India?
20. What is the rule position or government guidelines for Non-pensionable establishments in India?