

APPENDICES
&
BIBLIOGRAPHY

APPENDIX:A:

Section 2(P): " Settlement" means a settlement arrived at in the course of conciliation proceeding and includes a written agreement between the employer and workers arrived at otherwise than in the course of conciliation proceeding where such agreement has been signed by the parties thereto in such a manner as may be prescribed and a copy thereof has been send to (an officer authorised in behalf) (h) the appropriate Government and conciliation officers;]

(18(1) - A settlement arrived at by agreement between the employer and workmen otherwise than in the course of conciliation proceedings shall be binding on the parties to the agreement(a)¹

Rule 62 of Industrial Disputes (Bombay) Rules, 1957.

Memorandum of settlement (1)

- (1) A settlement arrived at in the course of conciliation proceedings or otherwise shall be in Form(H).
- (2) The settlement shall be signed by -
 - a) In the case of an employer, by the employer himself or by his authorised agents, or when the employer is an incorporated company or their body corporate, by the manager or other principal officer of the corporation.
 - b) In the case of the workmen, by any officer of a trade union of the workmen or by five representatives of the

1:(a) = Subsection inserted by the Industrial Disputes (Amend-
-ments and Miscellaneous provisions) Act, 1956, S.B.W.
ef. 17-10-1956.

workmen duly authorised in this behalf at a meeting of the workmen, held for the purpose.

Explanation - In this rule 'Officer' means any of the following officers, namely -

- a) The President,
- b) The vice-President,
- c) The secretary (including the General Secretary)
- d) A Joint Secretary,
- e) Any other officer of a trade Union authorised in this behalf by the President and Secretary of the Union.

[(X) = Substituted by G.S.R.No.284 dated 31st January, 1959]

- (3) Where a settlement is arrived at in the course of conciliation proceeding, the conciliation officer shall send a report thereof to the central Government together with a copy of the memorandum of settlement signed by the parties to the dispute.
- (4) Where a settlement is arrived at between an employer and his workmen otherwise, than in the course of conciliation proceeding before a Board or a conciliation officer, the parties to the settlement shall jointly send a copy thereof to the central Government, the Chief Labour Commissioner (Central) New, Delhi, and the Regional Labour Commissioner (Central) and to the Conciliation officer (Central) concerned.