REPORT OF THE SUBJECT COMMITTEE

ON

THE KERALA AGRICULTURAL WORKERS' (AMENDMENT) BILL, 2021

AND

THE BILL AS REPORTED BY THE SUBJECT COMMITTEE

Presented on 2nd November, 2021

©

Kerala Legislature Secretariat 2021

KERALA NIYAMASABHA PRINTING PRESS.

REPORT OF THE SUBJECT COMMITTEE ON THE KERALA AGRICULTURAL WORKERS' (AMENDMENT) BILL, 2021 AND THE BILL AS REPORTED BY THE SUBJECT COMMITTEE

CONTENTS

		Page
1. Composition of the Committee	:	v
2. Report of the Committee	:	1
3. Appendix :		
(i) Minutes of Dissent	:	3
(ii) Bill as reported by the Subject Committee	:	5

SUBJECT COMMITTEE VII

(ELECTRICITY, LABOUR AND LABOUR WELFARE)

(2021-2023)

Composition

Chairman:

Shri K. Krishnankutty,

Minister for Electricity.

Ex-officio Member:

Shri V. Sivankutty,

Minister for General Education & Labour.

Members:

Shri Anwar Sadath, M.L.A.

Shri A. K. M. Ashraf, M.L.A.

Shri M. M. Mani, M.L.A.

Shri P. Nandakumar, M.L.A.

Shri A. Prabhakaran, M.L.A.

Shri K. K. Ramachandran, M.L.A.

Shri Vazhoor Soman, M.L.A.

Legislature Secretariat:

Shri S. V. Unnikrishnan Nair, Secretary

Shri Shah Nawas P. P., Joint Secretary

Smt. Sheena Sivadas, Deputy Secretary

Smt. Deepa N. G., Under Secretary.

THE KERALA AGRICULTURAL WORKERS' (AMENDMENT) BILL, 2021

(Report of the Subject Committee)

Subject Committee VII (Electricity, Labour and Labour Welfare) to which "The Kerala Agricultural Workers' (Amendment) Bill, 2021" was referred, considered the Bill (Bill No. 67) clause by clause and now submits its report with the Bill as reported by the Committee annexed thereto.

- 2. The Kerala Agricultural Workers' (Amendment) Bill, 2021 was published as a Gazette Extraordinary dated 30th September 2021. The Bill was introduced in the Assembly on 26th October, 2021 and was referred to the Subject Committee on the same day.
- 3. The Committee considered the Bill clause by clause at its meeting held on 29th October, 2021 and recommends to adopt the bill without modifications.
 - 4. All other changes are either verbal or consequential.
- 5. The minutes of dissent and the Bill as reported by the Subject Committee are appended.

Thiruvananthapuram, 29th October, 2021.

K. KRISHNANKUTTY, Chairman, Subject Committee VII.

APPENDIX I

വിയോജനക്കുറിപ്പ്

കർഷക തൊഴിലാളികളുടെ ക്ഷേമനിധി ആനക്ഷല്യങ്ങൾ വിതരണം ചെയ്യാൻ പദ്ധതിയുടെ വരുമാനം അപര്യാപ്തമായതിനാൽ ഉടമകളുടെയും കർഷകത്തൊഴിലാളികളുടെയും നിലവിലുള്ള അംശദായ നിരക്ക് വർദ്ധിപ്പിക്കുന്നതിനം സർക്കാർ ഗ്രാന്റ് നൽകുന്നതുമായി ബന്ധപ്പെട്ട വ്യവസ്ഥ ഭേദഗതി ചെയ്യുന്നതിനം ആണ് 2021-ലെ കേരള കർഷക തൊഴിലാളി (ഭേദഗതി) ബിൽ അവതരിപ്പിച്ചിട്ടുള്ളത്.

തൊഴിലാളികളുടെ അംശദായം ഉയർത്തിയപ്പോൾ തന്നെ സർക്കാർ നൽകന്ന ഗ്രാന്റ് നിലവിലുള്ളതിന്റെ നാലിലൊന്നായി കറയ്ക്കുന്ന തൊഴിലാളിവിരുദ്ധ സമീപനമാണ് ബില്ലിലൂടെ സ്വീകരിച്ചിട്ടുള്ളത്. ക്ഷേമനിധിയിൽ നിന്നുള്ള വരുമാനത്തിന്റെ ഭൂരിഭാഗവും ഭരണപരമായ ചെലവുകൾക്കായി വിനിയോഗിക്കുന്ന ദൗർഭാഗ്യകരമായ സാഹചര്യം ആണ് ക്ഷേമനിധി ബോർഡുകളിൽ നിലനിൽക്കുന്നത്. ഇത് ഒഴിവാക്കുന്നതിനായി ഭരണപരമായ ചെലവുകൾക്ക് വിനിയോഗിക്കാവുന്ന ഇക പരിമിതപ്പെടുത്തുന്നതിന് വ്യവസ്ഥ ചെയ്യേണ്ടത് അനിവാര്യമാണ്.

മേൽപ്പറഞ്ഞ കാരണങ്ങളാൽ ബില്ലിനോട് വിയോജിപ്പ് രേഖപ്പെടുത്തുന്നം.

അൻവർ സാദത്ത്

എ. കെ. എം. അഷ്റഫ് (ഒപ്പ്)

(ഒപ്പ്)

APPENDIX II

THE KERALA AGRICULTURAL WORKERS' (AMENDMENT) BILL, 2021

(As Reported by the Subject Committee)

Α

BILL.

further to amend the Kerala Agricultural Workers' Act, 1974.

Preamble.—Whereas, it is expedient further to amend the Kerala Agricultural Workers' Act, 1974 (18 of 1974) for the purposes hereinafter appearing;

BE it enacted in the Seventy-second Year of the Republic of India as follows:—

- 1. *Short title and commencement.*—(1) This Act may be called the Kerala Agricultural Workers' (Amendment) Act, 2021.
- (2) It shall be deemed to have come into force on the 16th day of January, 2020.
- 2. *Amendment of section* 9.—In section 9 of the Kerala Agricultural Workers' Act, 1974 (18 of 1974) (hereinafter referred to as the principal Act),—
- "(1) Every land owner holding more than twenty Ares but less than forty Ares in extent of agricultural land shall pay contribution to the Fund at the rate of fifty paise per Are, per annum for the entire land held by him, and those holding more than forty Ares of agricultural land shall contribute one rupee per Are, per annum for the entire land held by him in such manner as may be prescribed.";

- (2) in sub-section (2), for the words "five rupees," the words "twenty rupees" shall be substituted;
- "(4) The Government shall contribute to the Fund every year, by way of grant, an amount equal to that of twenty five per cent of the contribution paid by the registered agricultural workers in every financial year, limited to a maximum of rupees five per capita.".
- 3. *Repeal and saving.*—(1) The Kerala Agricultural Workers' (Amendment) Ordinance, 2021 (133 of 2021) is hereby repealed.
- (2) Notwithstanding such repeal, anything done or deemed to have been done or any action taken or deemed to have been taken under the principal Act as amended by the said Ordinance shall be deemed to have been done or taken under the principal Act, as amended by this Act.

Kerala Legislature Secretariat, Thiruvananthapuram, 29th October, 2021. S. V. UNNIKRISHNAN NAIR, *Secretary.*