## বাংলাদেশ



# গেজেট

## অতিরিক্ত সংখ্যা কর্তৃপক্ষ কর্তৃক প্রকাশিত

### সোমবার, অক্টোবর ১০, ২০০৫

গণপ্রজাতন্ত্রী বাংলাদেশ সরকার

নৌ-পরিবহন মন্ত্রণালয়

(মংলা ও স্থল বন্দর শাখা)

প্রজ্ঞাপন

তারিখ, ২১ আশ্বিন ১৪১২/ ৬ অক্টোবর ২০০৫

এস, আর, ও নং ২৮৪-আইন/২০০৫—Dock Workers' (Regulation of Employment) Act, 1980 (XVII of 1980) এর section 3 তে প্রদন্ত ক্ষমতাবলে সরকার Port of Mongla Dock Workers' (Regulation of Employment) Scheme, 1986 এর নিমুব্রপ অধিকতর সংশোধন করিল, যথা ঃ—

#### উপরি-উক্ত Scheme এর-

- (ক) clause 16 এর sub-clause (2) এর পর নিমুরপ নতুন sub-clause (3) সংযোজিত হইবে, যথা ঃ—
  - "(3) The Vice-Chairman may in consultation with the Board to increase productivity in respect of dock works, fix the number of daily shifts.";
- (খ) clause 24 এর—
  - (অ) উপান্ত টীকার পরিবর্তে নিমুব্ধপ উপান্ত টীকা প্রতিস্থাপিত হইবে, যথা ঃ—
    "Disciplinary action against employer and dock workers"
- ্আ) sub-clause (1) এর পরিবর্তে নিমুরূপ দুইটি নতুন sub-clauses যথাক্রমে (1) এবং (1A) প্রতিস্থাপিত হইবে, যথা ঃ—
- "(1) Where a registered dock worker is found guilty for misconduct by his registered employer or a person authorised by him on his behalf, the employer or such

person may, with the intimation to the Vice-Chairman, suspend that worker from work or abstain him from doing his duty for next three consecutive booking.

- (1A) If the suspension order imposed by the employer or a person authorised by him on his behalf under sub-clause (1) is proved illegal, the supply of dock workers to the concerned employer may be suspended for a certain period not exceeding three months or his name may be removed from the employers' register on the recommendation of the Vice-Chairman of the Board by the Chairman of the Authority."
- (গ) clause (26) এর বিদ্যমান বিধান sub-clause (1) হিসাবে পুনঃসংখ্যায়িত হইবে এবং উহার পর নিমুরূপ দুইটি নতুন sub-clauses যথাক্রমে (2) এবং (3) সংযোজিত হইবে, যথা ঃ—
- "(2) If any employer or dock worker, registered or unregistered commits or found to be engaged in committing any misconduct under sub-clause (5)(c) of clause 24 or commit any offence against the interest of the Port, the Vice-Chairman may remove the employer's name from the employers' register in consultation with the Chairman of the Authority or dock worker's name from the workers' register, as the case may be, after giving him a reasonable opportunity of being heard in person.
- (3) A registered employer or dock worker may within seven days from the date of communication of any action taken against him under sub-clause (2) appeal against such action to the Chairman of the Authority and the decision of the Chairman on such appeal shall be final.";
  - (ঘ) clause 28 এর পরিবর্তে নিমুরূপ clause 28 প্রতিস্থাপিত ইইবে, যথাঃ—
    - "28(1) Notwithstanding anything contained in other clauses of this Scheme, in case of emergency, the Vice-Chairman in consultation with the Authority, may permit a registered employer or any person other than the registered employer to employ unregistered dock workers or any other worker from outside to do any dock work.

- (2) If any worker or group of workers registered or unregistered or their respective union engage or found to be engaged in any riotous activities or disorderly behaviour or attempting to create or instigate others to create any violence or commit any unlawful act against the discipline at any site of the Port limit, the Chairman of the Authority may call upon any special law enforcing agency nearest to the Port to handle the situation as he deems fit.
- (3) When a registered employer or any person other than the registered employer employs an unregistered worker or any other worker from outside under sub-clause (1) the payment to such workers shall be made by the employer or the person mentioned in sub-clause (1) directly to him.";
- (৩) clause 31 এ উল্লিখিত "provisions of clause 22" শব্দগুলি এবং সংখ্যার পর ",except in special action in certain emergencies mentioned in sub-clause 28(1) and (2)," শব্দগুলি, সংখ্যাগুলি, কমাগুলি এবং বন্ধনীগুলি সন্নিবেশিত হইবে;
- (চ) SCHEDULE I এর পরিবর্তে নিমুরূপ SCHEDULE I প্রতিস্থাপিত হইবে, যথা ঃ-

#### "SCHEDULE I

[ See Clause 2 (1) ]

Classes of Dock Workers to whom the Scheme applies:

- 1. Sarder (Stevedoring, Handling, Selaiwala)
- 2. Mate (Mate, Tindal, Selaiwala mate, LMD mate)
- 3. Special classes of worker (Winchman, Dakwalla)
- 4. Ordinary worker (Khamali , Labour, LMD labour, Rolia, Gharshal, Bhandari, Salaiwalla)

রাষ্ট্রপতির আদেশক্রমে এস এম শওকত আলী উপ-সচিব (বন্দর)।