

No. DGET-1(2)/2015-AP
Government of India
Ministry of Skill Development and Entrepreneurship
Directorate General of Training

New Delhi, dated: 22nd July, 2015

To

All the members of Central Apprenticeship Council

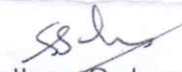
Subject: Amendments to the Apprenticeship Rules, 1992 – reg.

Sir/Madam,

I am to inform you that the Apprenticeship Rules, 1992 has been vide notification number G.S.R.502(E) published in Part II, Section 3, Sub-section (i) of the Extraordinary Gazette of India on 18th June, 2015. A copy of the gazette notification is enclosed herewith for your kind information. Gazette notification is also uploaded at <http://www.dget.gov.in/upload/files/559fa8c8a2483GSR502Edated16062015Apprenticeship.pdf>

Yours faithfully,

Encl.: as above


(Sandhya Salwan)
Director (AT)

Copy to :

1. All the States/UTs Apprenticeship Advisers
2. Directors. BOAT
3. All the Regional Directors
4. All Employing Ministries

With a request to circulate the above said notifications for all establishments under your kind control, please.

For information and necessary action in this matter, please.

बाध्यकारी होगा। तथापि, यदि कोई भर्ती होती है तो नियोक्ता ऐसे किसी भी शिक्षु को भर्ती करने हेतु अपनी स्वयं की नीति निष्पादित करेगा जिसने अधिनियम की धारा (22) की उप-धारा (1) के अनुसार उसके स्थापन में शिक्षुता प्रशिक्षण की अवधि पूरी कर ली है”;

(ख) मद 6(i) और इससे संबंधी प्रविष्टियों के स्थान पर निम्नलिखित रखा जाएगा, अर्थात :-

“6(i) एक स्नातक तक, तकनीशियन और तकनीशियन (व्यावसायिक) शिक्षु उस स्थापन में विभाग के कार्य के सामान्य घंटों के अनुसार कार्य करेगा जिसके साथ वह प्रशिक्षण हेतु संलग्न है” ।

[सं. एमएसडीएंडई-1(2)/2015-एपी]

राजेश अग्रवाल, संयुक्त सचिव

टिप्पणी : मूल नियम तारीख 15 जुलाई, 1992 की अधिसूचना संख्या सा.का.नि. 356 द्वारा तारीख 01 अगस्त, 1992 भारत के राजपत्र भाग II, खंड 3, उप खंड (i) में प्रकाशित किए गए थे और तारीख 23 दिसम्बर, 2014 की अधिसूचना संख्या सा.का.नि. 910(अ) द्वारा अंतिम संशोधन किया गया था।

MINISTRY OF SKILL DEVELOPMENT AND ENTREPRENEURSHIP

NOTIFICATION

New Delhi, the 16th June, 2015

G.S.R. 502(E).—In exercise of the powers conferred by sub-section (1) of section 37 of the Apprentices Act, 1961 (52 of 1961), the Central Government, after consulting the Central Apprenticeship Council, hereby makes the following rules further to amend the Apprenticeship Rules, 1992, namely:—

1.(1) These rules may be called the Apprenticeship (Amendment) Rules, 2015.

(2) Save as otherwise provided, they shall come into force on the date of their publication in the Official Gazette.

2. In the Apprenticeship Rules, 1992 (hereinafter referred to as principal rules), in rule 2, —

(i) after clause (2), the following clause shall be inserted, namely:—

“(2A) “Diploma in non-engineering” means a person who holds a diploma in non-engineering or equivalent qualification granted by a Board or University or recognised by the concerned State Government or the Central Government, as the case may be;”;

(ii) after clause (5), the following clauses shall be inserted, namely:—

“(5A) “Non-engineering graduate” means a person who holds a degree in any subject other than engineering or technology granted by a statutory University or an institution empowered to grant such degree by an Act of Parliament or passed the graduateship examination of professional bodies recognised by the Central Government as equivalent degree;

(5B) “Optional trade apprentice” means an apprentice who is not undergoing apprenticeship training in a designated trade.”.

3. In the principal rules, rule 5 shall be numbered as sub-rule(1) thereof and after sub-rule(1) as so numbered, the following sub-rule shall be inserted, namely:—

“2. The training places for the Other Backward Classes in designated trades shall be reserved by the employer according to the prescribed norms followed in the respective State or Union territory and if training places can not be filled from the Other Backward Classes, then the training places so lying unfilled may be filled by persons not belonging to the Other Backward Classes.”.

4. In the principal rules, in rule 6, —

(i) Sub-rule(1) shall be omitted;

(ii) Sub-rule(2) shall be renumbered as sub-rule(1) thereof and in the sub-rule (1) as so renumbered, for clause (a), the following clause shall be substituted, namely:—

“(a) The Central Government may specify model contract form for all apprentices.”.

(iii) Sub-rule(3) shall be renumbered as sub-rule(2) thereof.

5 In the principal rules, in rule 7, after sub-rule (3), the following sub-rule shall be inserted, namely:-

“3A(1) Keeping in view seasonality in operation or business or flexibility desired by trade apprentice, a trade apprentice may complete his period of apprenticeship training within five years or double the duration of apprenticeship training whichever is less from the date of starting of his apprenticeship training.

(2) The flexibility referred to in sub-rule(1) shall be permissible in the following manner, namely:-

(a) Maximum one break for trades having duration two years or less than two years

(b) Maximum two breaks for trades having duration more than two years.

(4) The start and end date of his apprenticeship training shall be reported on portal-site by the employer.”.

6. In the principal rules, in rule 7, sub-rule (5) shall be omitted.

7. In the principal rules, after rule 7, the following rules shall be inserted, namely:-

“7A Regulation of optional trade.-

(1) A person shall not be qualified for being engaged as an apprentice to undergo apprenticeship training in any optional trade, unless he-

(a) is not less than fourteen years of age, and for optional trades related to hazardous industries, not less than eighteen years of age; and

(b) satisfies such physical fitness as determined by the employer.

(2) The minimum educational qualification for person to undergo apprenticeship training in optional trade shall be eighth class pass from a recognised school.

(3) The period of apprenticeship training in the case of non-engineering graduates, diploma in non-engineering and vocational certificate holder shall be maximum one year and the period of apprenticeship training for other apprentices undergoing apprenticeship training in optional trade shall be minimum of six months and maximum of two years.

(4) The training places shall be reserved by the employer for the Scheduled Castes and the Scheduled Tribes in every optional trade in accordance with the sub-rule (1) of rule 5 and Schedule-IIA of said rule.

(5) The training places for the Other Backward Classes shall be reserved by the employer in every optional trade in accordance to the sub-rule (2) of rule 5.

(6) It shall be obligatory on the part of employer to disclose the duration and syllabi of the optional trades on the portal-site.

(7) The work diary in Format-2 as specified in Schedule-III shall be maintained by each apprentice and countersigned by his supervisor once in a week.

(8) Weekly hours of work provided in sub-rule (3) of rule 12 shall be applicable for those apprentices possessing a degree of three or four years after secondary or higher secondary education or diploma of three years after 10th class or diploma of two years after 12th pass or a certificate in vocational course involving two years of study after completion of secondary stage of school education and undergoing apprenticeship training in optional trade and for all other apprentices undergoing apprenticeship training in optional trade, the weekly hours of work provided in sub-rule (1) and (2) of rule 12 shall be applicable.

(9) No person shall be engaged as an apprentice to undergo apprenticeship training in optional trade unless such person or, if he is minor, his guardian has entered into a contract of apprenticeship with the employer and such contract of apprenticeship shall be uploaded on portal-site by the employer.

(10) The minimum rates of stipend prescribed for graduate apprentices shall be paid by the employer to those apprentices who possess a degree of minimum three years duration after 10+2 system of education.

