

No. Z-16025/46/2014-ISH-II
Government of India
Ministry of Labour & Employment

New Delhi dated the 07.07.2013

To

*Forwarded with end
(Page 13-15)
Beeti
07.17*

Shri Rahul Guha,
Director General,
DGMS, Dhanbad.

Subject: - Setting up of Central Analysis & Intelligence Unit and Notification of Scheme of Inspections Like with Web Portal.

Sir,

With an aim to achieve the objective of simplifying business regulations, a transparent inspection policy with system driven triggers equipped with relevant norms and criteria have been formulated for ensuring more accountability, transparency and for minimizing frequent inspection of the same unit.

2. A scheme of Inspections for DGMS, duly approved by the Hon'ble LEM, has been formulated and is enclosed for compliance in a time bound manner.
3. Further, you are requested to kindly immediately set up the Central Analysis & Intelligence Unit(CIAU) and also notify the Inspection Scheme. Compliance in this regard may kindly be sent to the Ministry urgently.

Yours faithfully,

o/c

S.K. Tripathi
(S.K. Tripathi)

Under Secretary to the Government of India

Enclosures:- As above

Approved Copy
13

INSPECTION SCHEME OF DIRECTORATE GENERAL OF MINES SAFETY (DGMS)

Objective: The inspection scheme aims to achieve the objective of simplifying business regulations and bring transparency and accountability in labour inspections. It envisages objective criteria for selection of mines for inspection.

Criteria for inspections

Mandatory Inspections

1. In the following cases the inspections will be mandatory for all units:-
 - i) Occurrence of fatal accident
 - ii) Occurrence of Dangerous Incidence
 - iii) Follow-up of Notices Issued

2. DGMS would set up a Central Analysis and Intelligence Unit (CAIU) for collecting and analyzing field level data for a transparent and accountable labour inspection system. The cases forwarded through CAIU of DGMS will be based on data and evidence. DGMS may formulate an objective methodology for selection criteria of cases by the CAIU keeping in view its priorities and the provisions of the Mines Act, 1952.

Optional Inspections

3. In following cases the inspections would be generated through computer using pre-decided number tables taking into account the following factors:-
 - i) Major risks & Operational risks existing in mines 40%,
 - ii) Mines employing 50% contract labour or minimum of 20 number of contract labour. - 20%,
 - iii) Mines where total number of workers is more than 250 - 20%,
 - iv) All other mines - 20%.

Methodology:

1. Employers to feed Notice of Opening and periodical returns.
2. Inspectors to feed Accident Enquiry reports and Inspection Report.
3. Computer programme to be provided by NIC taking into account the above inspection criteria.
4. Computerized generation of inspection programme and communication to the Inspector keeping in view the confidentiality aspects.

General Instructions:

1. The Inspector has to maintain a list of mines.

M

2. The Inspector shall ask the Workman Inspector of the mine, if any, to be present at the time of inspection.
3. Inspector shall write spot inspection report, and obtain countersignature of the employer's representative accompanying him. A copy of the spot inspection report will be handed over to employer's representative
4. The inspection should be carried out during the normal working hours except during emergency.
5. The inspection report is being simplified and under review/revision.
6. The inspection report should be uploaded within 7 days by the Inspector.
7. In case of acts of omission and commission by the Inspector, entries may be made in APAR.

15

Background Note for Notification of Inspection scheme of DGMS

The Ministry of Labour and Employment has developed a revised Inspection Scheme to achieve the objective of simplifying business regulations and for bringing in transparency and accountability in labour inspections. The scheme envisages objective criteria for selection of mines for inspection.

The competent authority has approved the inspection scheme of Directorate General of Mines Safety (DGMS), to implement it with immediate effect.

The following objective guidelines for inspection are hereby notified to be followed while carrying out inspection under the Mines Act, 1952.

DGMS under Ministry of Labour and Employment would set up a Central Analysis and Intelligence Unit (CAIU) for collecting and analyzing field level data for a transparent and accountable labour inspection system. The cases forwarded through CAIU will be based on data and evidence. DGMS may formulate an objective methodology for selection criteria of cases by the CAIU keeping in view its priorities and the provisions of the Mines Act, 1952.

DGMS would indicate the criteria which it considers most important from its point of view where the inspections would be mandatory. The optional inspections also would be generated through computer using pre-decided number tables taking into account the priorities of the organization for bringing in transparency and accountability in labour inspections.