

**Status on Startup India ACTION plan, Point No. 1 : Compliance Regime Based on Self Certification.**

(1) An advisory has been issued on 12.01.2016 to all the Chief Secretaries of States/UTs Government and Central Labour Enforcement Agencies for self-certification & to regulate inspection under the following 6 labour laws for the start-ups wherever applicable.

- (i) The Building and Other Construction Workers’ (Regulation of Employment and Conditions of Service) Act,1996
- (ii) The Inter-State Migrant Workmen (Regulation of Employment and Conditions of Service) Act,1979
- (iii) The Payment of Gratuity Act,1972
- (iv) The Contract Labour (Regulation and Abolition) Act,1970
- (v) The Employees’ Provident Fund and Miscellaneous Provisions Act,1952
- (vi) The Employees’ State Insurance Act,1948

(2) For implementation of the advisory, this Ministry on 3<sup>rd</sup> June 2016, has circulated the formats for the Self-declaration for the Six Labour Laws, which is to be used by the Startups for submitting the self-declaration on Shram Suvudha Portal.

(3) States/UTs have been informed that definition of ‘Startup’ has been provided and a process of “recognition as a startup” is being done by DIPP through its portal, where a recognition number will be issued to the startups. Thus, for identification of startup, the process can be synchronized with DIPP recognition process.

(4) Two advisories have been issued dated 12.01.2016 and 06.04.2017 for Start-Ups.

**Part-I Fourteen** States-Govt. of Chhattisgarh, Delhi, Gujarat, Chandigarh, Daman & Diu, Punjab, Mizoram, Andhra Pradesh, Assam, Odisha, Mizoram, West Bengal, Uttar Pradesh and Tripura have put in place self-certification compliance regime system as desired vide our advisory issued dated 12.01.2016.

**Part-II-**Ministry has issued another advisory dated 06.04.2017 to State / UT Governments/Central Labour Enforcement Agencies for regulation of Labour Laws Inspection System in case of Start-Ups and also, to extend the self-certify compliance regime from 3 years to 5 year. **Nine States-** Government of Rajasthan, Tamil Nadu, Jharkhand, Madhya Pradesh, Uttarakhand, Karnataka, Haryana, Telangana and Maharashtra have put in place self-certification compliance regime system as desired vide our advisory dated 06.04.2017.

<b>Action Taken by the States/UTs on the advisory dated 12.01.2016 and 06.04.2017 issued by this Ministry for self-certification &amp; to regulate inspection under the following 6 labour laws for the start-ups wherever applicable</b>			
S. No	State	Notification/Order/Circular/Memo/Letter Number	Period
1	Jharkhand	Notification No-2/F.A-50-47/2015 S.No-1667 Ranchi, Dated 21.07.2017	5 <b>(Five Years)</b>
2	Karnataka	Notification No.-LD 24 LET 2016 dated 16.09.2016	5 <b>(Five Years)</b>
3	Tamil Nadu	DO Letter No-6892/H2/2017-4, Dated 03.05.2017	5 <b>(Five Years)</b>
4	Madhya Pradesh	Letter No-BF/NAVA/PARVARTAN/2016/155428-97 Dated 04.05.2017	5 <b>(Five Years)</b>
5	Uttarakhand	Office Memorandum-S. No-1737/VIII/16-31(Shram)/2015 Dated Dehradun, 21 January,	5 <b>(Five Years)</b>
6	Rajasthan	Circular No-F. 7/ST/Enfo/2010/8486 Dated 10 <sup>th</sup> May, 2017	5 <b>(Five Years)</b>
7	Haryana	Startup Policy 2017	5 <b>(Five Years)</b>
8	Telangana	G.O.Ms.No.31, LET&F (Labour) Department, Dt.10.12.2015	5 <b>(Five Years)</b>

9	Maharashtra	Government resolution No. MISC- 2015/CR- 76/Desk Lab-9 Mantralaya, Mumbai - 400 032. Date :- 23rd June, 2015.	5 ( <b>Five Years</b> )
10	West Bengal	Order No-1716-IR/3C-04/15(Pt-II) dated 28 <sup>th</sup> June, 2016	3
11	Assam	Circular No-52/2015/11368 dated 18 <sup>th</sup> October, 2016	3
12	Andhra Pradesh	G.O.Ms.No.27. Dated.31.05.2016	3
13	Chhattisgarh	Notification No-510/520/2016/16 Naya Raipur, dated 09/03/2016	3
14	Gujarat	Resolution No-LBL/192015/897992/M(3),dated 31.03.2016 and Gujarat Resolution No-MIS/132015/200415/M(3),dated 31.03.2016	3
15	Daman & Diu	Resolution No-220/CIFB/2016 No. LEO/Start-Ups Labour Laws/Reforms/2016/90 dated 19.07.2016	3
16	Himachal Pradesh	Notification Number Shram(F)1-1/2015 dated 12 <sup>th</sup> May, 2017	3
17	Odisha	Resolution No-LL-II-FM-15/2015-4870/LESI dated 30 <sup>th</sup> May, 2015	3
18	Delhi	Letter No-F.CI/DCI/SU/2016/4982 Dated 28 <sup>th</sup> March, 2016	3
19	Punjab	Letter No-ST/2016/27249 dated 17/11/2016	3
20	Mizoram	Letter No-A-47012/4/2014-LE&IT dated Aizawal, the 13 <sup>th</sup> December, 2016	3
21	Tripura	Letter No. F.27(131)-LAB/LGW/2015/Part-I/2509-12 dated 30th Jan.2017	3
22	Uttar Pradesh	Letter No-13/2017/836/36-03-2017-1820/12 dated 28 <sup>th</sup> July, 2017	3
23	Chandigarh	Memo No-12/1/106-HII(2)-2016/27739 Dated 29/09/2016	3
24	Lakshadweep	Letter No-7/15/2014-LM/111 dated 27.04.2016	As informed, not relevant for them.

**\*Note:-** Some States have put in place voluntary self-certification compliance based regime system applicable to all shops/establishments/factories with in-built feature of reduction in inspection. The same have also been included in the list as above as it would also be applicable on Start-Ups.

(5) To the remaining States and UTs, a reminder has been issued to take action to promote the Startups as per advisory dated 06.04.2017.

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Note:-The concerned Notification/Order/Circular/Memo/Letter Number may please be accessed at <https://shramsuvudha.gov.in/startUp.action>