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LL. M. ( Semester - III ) Examination - 2009

LW - 907 : SOCIAL SECURITY LEGISLATIONS

(2006 Pattern)

Time : 3 Hours]

[Max. Marks : 60

**Instructions :**

- (1) Answer **any four** questions.
- (2) All questions carry equal marks.

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**Q.1)** Explain concept of 'Social Security'. Distinguish between Social Assistance and Social Insurance. How far India has taken steps for making Social Insurance Legislations more effective ?

**Q.2)** "Notional Extension of Time and Place of Employment can make an employer liable to pay compensation under the Workmen's Compensation Act, 1923." Comment. Refer relevant case laws.

**Q.3)** Examine conditions of eligibility of an insured person for obtaining various benefits under the Employee's State Insurance Act, 1948.

**Q.4)** "The Employees' Provident Funds and Miscellaneous Provisions Act, 1952 is a beneficial legislation enacted as a measure of Social Justice."

Examine the above statement in light of various provisions in the Employees' Provident Funds and Miscellaneous Provisions Act, 1952.

**Q.5)** Critically examine nature and scope of Maternity Benefit. What are the rights of employed women under the Maternity Benefit Act, 1961 ? Refer case laws.

**Q.6)** "Both the Indian Fatal Accident Act, 1855 and the Employers' Liability Act, 1938 have become 'Outmoded' Legislations in view of the progressive labour enactments of recent times." Do you agree ? Give reasons.

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**Q.7)** Narrate historical development of 'Gratuity' in the Indian Industry. How gratuity is calculated ? What are the conditions of a worker to satisfy for entitlement of gratuity ? Can gratuity be denied by the Employer ? Discuss with the help of case laws.

**Q.8)** Write short notes on the following :

- (a) Powers and functions of Commissioner under the Workmen's Compensation Act, 1923.
- (b) Recent recommendations of National Commission on Labour regarding Social Security Legislation.

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