

**GOVERNMENT OF INDIA**  
**MINISTRY OF RAILWAY**  
**(RAILWAY BOARD)**

**SBEC/Union Elec.2012/Modalities/1**

**New Delhi 25.03.13**

**Chief Personnel Officers**  
**All Open line Railways and Metro Kolkatta**

**Sub: Final Norms for Recognition of Federations on India Railways**

As per Terms of Reference no 2(v) of Railway Board vide order no. ERB-I/2012/23/49 dated 09.11.12 and communication no. 2012/E(LR)III/LR/Misc/5(SB)-Pt. dated 08.03.13, vide which Railway Board has advised that “instructions in compliance with court’s orders dated 03.03.2010 in WP (C) No. 26/2008 and order dated 30.01.2012 in LPA no 550.2010 of Hon’ble High Court of Delhi which has been upheld by the Hon’ble Supreme Court of India in their order dated 22.01.13 in Special Leave to Appeal (Civil) No. 23523/2012, will follow separately”, the Secret Ballot Elections Committee was entrusted with the task to frame norms for, “Recognition of Federation(s) at Board’s level”.

While issuing the final modalities for holding the elections vide letter no SBEC/Union Elec.2012/Modalities/1 dated 18.03.13, it was mentioned that Norms for Recognition of Federations by the Railway Board shall follow.

In pursuance of above the draft norms for recognition of Federations were issued on 19.03.13 calling for suggestions till 25.03.13 (upto 10.30 am) from all registered trade unions and other stake holders.

On the basis of suggestions received, the final norms for recognition of federations over Indian Railways are laid out as follows:

1. For the purpose of recognition of Federation by the Ministry of Railways (Railway Board) “Railway Federation” means the federated body of such Railway Unions which are registered under Trade Union Act, 1926 and exclusively represent the interest of all categories of non gazetted employees (erstwhile Group C and Group D) of Railways.
2. The Railway Federation should have been existing or registered as such for at least one year as on 31.12.2011.
3. The constituent Trade Unions of Railway Federation should have got recognition in over half of the zonal railways (at least in 9 out of 17 zonal

railways) based on 2013 union elections conducted by Secret Ballot Election Committee.

4. The constituent unions of the Federation should have collectively got at least 20% of votes polled on all Indian Railway basis in 2013 Union election.
5. The recognition of Railway Federation shall be extended by Railway Board to those Federations which fulfil all the above criteria.

The enclosed Annexure notifying the above norms may be displayed prominently on the Notice Boards for information of all concerned. The Returning Officer shall advise these final Norms for recognition of the Federation to the unions filing nomination for them to note, before publishing the final list of contesting unions on 2.4.13.

**RAJIV KISHORE**  
Executive Director/ERP  
& Member Secretary, Secret Ballot Election Committee.

## ANNEXURE A

### GOVERNMENT OF INDIA MINISTRY OF RAILWAY (RAILWAY BOARD)

### NOTICE

#### **Sub: Final Norms for Recognition of Federations on India Railways**

As per Terms of Reference no 2(v) of Railway Board vide order no. ERB-I/2012/23/49 dated 09.11.12 and communication no. 2012/E(LR)III/LR/Misc/5(SB)-Pt. dated 08.03.13, vide which Railway Board has advised that “instructions in compliance with court’s orders dated 03.03.2010 in WP (C) No. 26/2008 and order dated 30.01.2012 in LPA no 550.2010 of Hon’ble High Court of Delhi which has been upheld by the Hon’ble Supreme Court of India in their order dated 22.01.13 in Special Leave to Appeal (Civil) No. 23523/2012, will follow separately”, the Secret Ballot Elections Committee, entrusted with the task to frame norms for, “Recognition of Federation(s) at Board’s level”, has finalised the following norms:

Recognition of Federation shall be extended by the Railway Board to the Railway Federations who fulfill **ALL** the criteria mentioned below:

1. For the purpose of recognition of Federation by the Ministry of Railways (Railway Board) “Railway Federation” means the federated body of such Railway Unions which are registered under Trade Union Act, 1926 and exclusively represent the interest of all categories of non gazetted employees (erstwhile Group C and Group D) of Railways.
2. The Railway Federation should have been existing or registered as such for at least one year as on 31.12.2011.
3. The constituent Trade Unions of Railway Federation should have got recognition in over half of the zonal railways (at least in 9 out of 17 zonal railways) based on 2013 union elections conducted by Secret Ballot Election Committee.
4. The constituent unions of the Federation should have collectively got at least 20% of votes polled on all Indian Railway basis in 2013 Union election.
5. The recognition of Railway Federation shall be extended by Railway Board to those Federations which fulfil all the above criteria.

Unions filing nomination for Secret Ballot Elections scheduled for 25<sup>th</sup> to 27<sup>th</sup> April’2013, may take note of these Norms.

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