

Energy Conservation Act 2001

Section 12 - Transfer of Assets, Liabilities and Employees of Energy Management Center

(1) On and from the date of establishment of the Bureau--

(a) Any reference to the Energy Management Center in any law other than this Act or in any contract or other instrument shall be deemed as a reference to the Bureau;

(b) All properties and assets, movable and immovable of, or belonging to, the Energy Management Center shall vest in the Bureau; the Energy Management Center shall be transferred to, and be the rights and liabilities of, the Bureau;

(c) All the rights and liabilities of the Energy Management Centre shall be transferred to, and be the rights shall vest in Bureau;

(d) Without prejudice to the provisions of clause (c), all debts, obligations and liabilities incurred, all contracts entered into and all matters and things engaged to be done by, with or for the Energy Management Center immediately before that date, for or in connection with the purposes of the said Center shall be deemed to have been incurred, entered into, or engaged to be done by, with or for, the Bureau;

(e) All sums of money due to the Energy Management Center immediately before that date shall be deemed to be due to the Bureau;

(f) All suits and other legal proceedings instituted or which could have been instituted by or against the Energy Management Center immediately before that date may be continued or may be instituted by or against the Bureau; and

(g) Every employee holding any office under the Energy Management Center immediately before that date shall hold his office in the Bureau by the same tenure and upon the same terms and conditions of service as respects remuneration, leave, provident fund, retirement or other terminal benefits as he would have held such office if the Bureau had not been established and shall continue to do so as an employee of the Bureau or until the expiry of six months from that date if such employee opts not to be the employee of the Bureau within such period.

(2) Notwithstanding anything contained in the Industrial Disputes Act 1947 (14 of 1947) or in any other law for the time being in force, the absorption of any employee by the Bureau in its regular service under this section shall not entitle such employee to any compensation under that Act or other law and no such claim shall be entertained by any court, tribunal or other authority.
