

BURNPUR CEMENT LIMITED
POLICY ON PREVENTION OF SEXUAL HARASSMENT AT
WORKPLACE

1. Commitment

Our Company is committed to provide a work environment that ensures every employee is treated with dignity and respect and afforded equitable treatment. The Company is also committed to promote a work environment that is conducive to the professional growth of its employees and encourages equality of opportunity. The Company will not tolerate any form of sexual harassment and is committed to take all necessary steps to ensure that its employees are not subjected to any form of harassment.

1. Scope

“This policy applies to all categories of employees of the Company, including permanent management and workmen, temporaries, trainees and employees on contract at its workplace or at client sites. The Company will not tolerate sexual harassment, if engaged in by clients or by suppliers or any other business associates.

The workplace includes:

- a) All offices, plants or other premises where the Company’s business is conducted.
- b) All company-related activities performed at any other site away from the Company’s premises.
- c) Any social, business or other functions where the conduct or comments may have an adverse impact on the workplace or workplace relations.

2. What is Sexual Harassment?

Sexual harassment may be one or a series of incidents involving unwelcoming sexually determined behavior as physical contacts and advances, sexually coloured remarks, showing pornography and sexual demands, whether by words or actions.

Sexual Harassment at the workplace includes:

- (i) physical contact and advances or
- (ii) demand or request for sexual favours, or
- (iii) Making sexual coloured remarks or
- (iv) Showing pornography or
- (v) Any other unwelcome physical, verbal or nonverbal conduct of sexual nature.

If you are being harassed:

- a) Tell the accused that his/her behavior is unwelcome and ask him/her to stop.

- b) Keep a record of incidents (dates, times, locations, possible witness, what happened, your response). It is not mandatory to have a record of events to file a complaint, but a record can strengthen your case and help you remember the details over time, in case the complaint is not filed immediately.
- c) File a complaint as soon as possible. If, after asking the accused to stop his/her behavior, the harassment continues, report the abuse to the Complaints Designated Person ('CC') formed for this purpose.

3. Responsibilities regarding Sexual Harassment

All employees of the Company have a personal responsibility to ensure that their behavior is not contrary to this policy. All employees are encouraged to reinforce the maintenance of a work environment free from sexual harassment.

4. Complaints Personnel

The Company has authorized the Company Secretary and the Vigilance Officer for redressal of sexual harassment complaint (made by the victim) and for ensuring time bound treatment of such complaints.

The Contact details are as below:

Mr. Indrajeet Kumar Tiwary
Company Secretary
7/1, Anandilal Poddar Sarani, Kanchana Building
5th Floor, Kolkata – 700071
Tel. No- 033-2252965, Mail Id- cs@burnpurcement.com

5. Procedures for Resolution, Settlement or Prosecution of Acts of Sexual Harassment:

A. Manner of Complaint of Sexual Harassment

- (i) Any aggrieved woman may make, in writing, a complaint of sexual harassment at workplace to the Designated Person within a period of three months from the date of incident and in case of a series of incidents, within a period of three months from the date of last incident.

Provided that where such complaint cannot be made in writing, the designated person, shall render all reasonable assistance to the woman for making the complaint in writing.

- (ii) Where the aggrieved woman is unable to make a complaint on account of her physical or mental incapacity or death or otherwise, her legal heir or such other person as may be prescribed may make a complaint under this section.

B. Conciliation

- (i) The Designated Person may, before initiating any inquiry and at the request of the aggrieved woman take steps to settle the matter between her and the respondent through conciliation. Provided that no monetary settlement shall be made as a basis of conciliation.
- (ii) Where a settlement has been arrived at, the Designated Person shall record the settlement so arrived and forward the same to the Board of Directors to take necessary action in this regard.
- (iii) The Designated Person shall provide the copies of the settlement as recorded to the aggrieved woman and the respondent.
- (iv) Where a settlement is arrived at, no further inquiry shall be conducted by the Designated Person. Provided that where the aggrieved woman informs the Designated Person, as the case may be, that any term or condition of the settlement arrived at has not been complied with by the respondent, the Designated Person shall proceed to make an inquiry into the complaint or, as the case may be, forward the complaint to the police.

C. Action that may be taken by the Designated Person during pendency of the Inquiry

- (i) During the pendency of an inquiry, on a written request made by the aggrieved woman, the Designated Person after consulting to the Board may take the following actions :-
 - (a) transfer the aggrieved woman or the respondent to any other workplace; or
 - (b) grant leave to the aggrieved woman up to a period of three months; or
 - (c) grant such other relief to the aggrieved woman as may be prescribed.
- (ii) The leave granted to the aggrieved woman shall be in addition to the leave she would be otherwise entitled.

D. Inquiry Report and Action

- (i) On the completion of an inquiry, the Designated Person shall provide a report of its findings to the Board of Directors within a period of ten days from the date of completion of the inquiry and such report be made available to the concerned parties.
- (ii) Where the Designated Person arrives at the conclusion that the allegation against the respondent has not been proved, then no action is required to be taken in the matter.
- (iii) Where the Designated Person and Board of Directors together arrives at the conclusion that the allegation against the respondent has been proved, it may take the following actions depending upon the circumstances :

- a. Formal apology
- b. Counselling
- c. Written warning to the Respondent and a copy of it maintained in the employee's file.
- d. Change of work assignment / transfer for either the Respondent or the Complainant.
- e. Suspension or termination of services of the employee found guilty of the offence
- f. Granting of compensation or damages to the Complainant

E. False or Malicious Complaint

- (i) Where the Designated Person arrives at a conclusion that the allegation against the respondent is malicious or the aggrieved woman or any other person making the complaint has made the complaint knowing it to be false or the aggrieved or any other person making the complaint has produced any forged or misleading document, the Complainant shall be liable for appropriate disciplinary action by the Board of Directors.

Provided that a mere inability to substantiate a complaint or provide adequate proof need not attract action against the complainant.

Provided further that the malicious intent on part of the complainant shall be established after an inquiry in accordance with the procedure prescribed, before any action is recommended

- (ii) Where the Designated Person arrives at a conclusion that during the inquiry any witness has given false evidence or produced any forged or misleading document, it may recommend to the Board of Directors to take necessary actions in this regard.

F. Compensation

For the purpose of determining the sums, if any to be paid to the aggrieved woman, the Designated Person shall consider the following while arriving at the compensation:

- i. the mental trauma, pain, suffering and emotional distress caused to the aggrieved woman;
- ii. the loss in the career opportunity due to the incident of sexual harassment;
- iii. medical expenses incurred by the victim for physical or psychiatric treatment

7. Confidentiality

The Company understands that it is difficult for the victim to come forward with a complaint of sexual harassment and recognizes the victim's interest in keeping the matter confidential.

To protect the interests of the victim, the accused person and others who may report incidents of sexual harassment, confidentiality will be maintained throughout the investigatory process to the extent practicable and appropriate under the circumstances.

8. Protection to Complainant / Victim

The Company is committed to ensuring that no employee who brings forward a harassment concern is subject to any form of reprisal. Any reprisal will be subject to disciplinary action. The Company will ensure that the victim or witnesses are not victimized or discriminated against while dealing with complaints of sexual harassment.

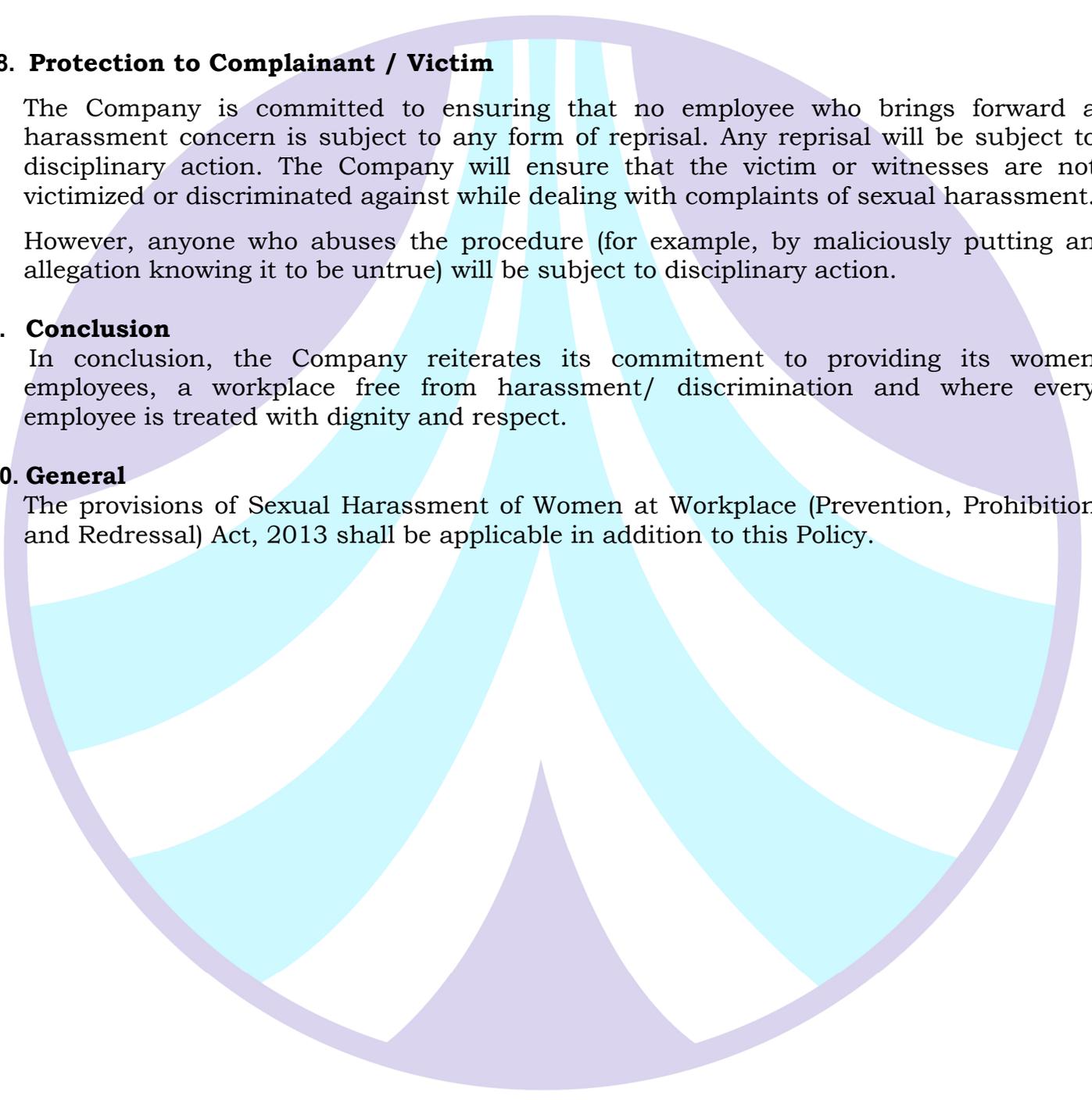
However, anyone who abuses the procedure (for example, by maliciously putting an allegation knowing it to be untrue) will be subject to disciplinary action.

9. Conclusion

In conclusion, the Company reiterates its commitment to providing its women employees, a workplace free from harassment/ discrimination and where every employee is treated with dignity and respect.

10. General

The provisions of Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013 shall be applicable in addition to this Policy.



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