

ENGAGEMENT OF PRIVATE SECURITY GUARDS

In view of the certain confusion relating to the ways and means of administering and enlisting the services of Private Security Guards the following clarifications are hereby issued in the interest of public service.

- (1) Only those Private Security Agencies (PSA) having valid licence issued by the Inspector General of Police(TAP),Assam who is designated as Competent Authority vide Govt. of Assam Notification No. PLA.240/2006/Pt-I/174 dated 03.12.2008, can provide Private Security Guards to all organizations including Public/Private/ Govt. Sectors. Engaging Private Security Guards without valid licence is an offence under Section 4 of the Private Security Agencies(Regulation) Act,2005 (PSA(R),Act,2005).
- (2) As per provision Sub Sec 3 of Sec 7 of PSA(R)Act, 2005, licences within the State of Assam are given either for one district or for five districts or for the entire State of Assam. Therefore, the heads of the organizations employing Private Security Agencies must ensure that the Private Security Agency has the valid licence to operate in the district of the organisation where the Guards are engaged.
- (3) Section 4 of the PSA(R)Act,2005 provide that **“No person shall carry or commence the business of private security agency, unless he holds a licence issued under this Act.”**
Therefore, any organization having engaged Private Security Guards in its property must ensure the same before engaging such services.

As per Act.21 of PSA(R) Act,2008 “ if any private security guard or supervisor wears the uniform of Army, Air force, Navy or any other armed forces of the Union or Police or any dress having the appearance or bearing any of the distinctive marks of that uniform, he and the proprietor of the private security agency shall be punishable with imprisonment for a term which may extend to one year or with fine which may extend to five thousand rupees or with both.”

If any Private/ Govt./ public sector organization has contravened any of the provisions of the Act unknowingly they must revoke the agreement and remedial measures must be taken within 3 (three) months (i.e. 19.07.2012) with information to the nearest Police Station.

The list of valid licenced Private Security Agencies is available in the Assam Police website www.assampolice.gov.in and for fresh engagement of the Private Security Guards confirmation may also be taken from the office of the Controlling Authority.

The spirit of the Private Security Agencies (Regulation) Act 2005 & Assam Private Security Agencies Rules,2008 is that all Private Security Agencies should operate as per norms prescribed and not in an ad-hoc manner which has caused concern towards National Security.

(Sd/- B.J.Mahanta,IPS)
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