



ABSTRACT

The Factories Act, 1948 (Central Act LXIII of 1948) and Tamil Nadu Factories Rules, 1950 – Amendment to Tamil Nadu Factories Rules, 1950 – Preliminary Notification – Orders – Issued.

LABOUR AND EMPLOYMENT (M2) DEPARTMENT

G.O. (MS) No. 145

Dated: 31.08.2017.

ஹேவிளம்பி, ஆவணி 15,
திருவள்ளூர் ஆண்டு 2048.

Read:

From the Director of Industrial Safety and Health (i/c),
Letter No.B1/15393/ 2017, Dated: 15.06.2017 and
03.08.2017

ORDER:

In the letters read above, the Director of Industrial Safety and Health has requested to amend the Tamil Nadu Factories Rules, 1950, with a view of ensuring ease of doing business in Tamil Nadu.

2. After careful examination, the Government have decided to accept the above said proposal of the Director of Industrial Safety and Health. Accordingly, the Government hereby order to notify for amendments to the Tamil Nadu Factories Rules, 1950 as detailed in the appendix to this order.

3. The appended Notification shall be published in the **Tamil Nadu Government Gazette** both in English and Tamil.

4. The Secretary to Government, Tamil Development and Information Department, Secretariat, Chennai-600 009 is requested to send the Tamil translation of the Notification to the Works Manager, Government Central Press, Chennai-600 079.

p.t.o.,

5. The Works Manager, Government Central Press, Chennai-600 079 is requested to publish the Preliminary Notification and send five copies of the Gazette Notification to the Government for reference and record.

(BY ORDER OF THE GOVERNOR)

MANGAT RAM SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

To
The Works Manager, Government Central Press, Chennai-600 079.
(for Publication in the Tamil Nadu Government Gazette)
The Secretary to Government, Tamil Development and Information
Department, Secretariat, Chennai-600 009
The Director of Industrial Safety and Health (i/c), Chennai-600 032.

Copy to:

The Law Department, Chennai – 600 009.
The Special Personal Assistant to the Hon'ble Minister (Labour),
Chennai-600 009.
The Private Secretary to the Principal Secretary to Government,
Labour and Employment Department, Chennai-600 009.
The Labour and Employment (OP.2/H) Department, Chennai-600 009.
Stock File / Spare Copy / Clean Copy to file(C.No.12194/M2/2017)

//FORWARDED BY ORDER//

SECTION OFFICER

APPENDIX.

NOTIFICATION.

The following draft of amendments to the Tamil Nadu Factories Rules, 1950 which it is proposed to be made in exercise of the powers conferred by section 112 of the Factories Act, 1948 (Central Act LXIII of 1948) is hereby published for information of all persons likely to be affected thereby as required by section 115 of the said Act.

2. Notice is hereby given that the draft amendments will be taken into consideration after the expiry of forty-five days from the date of publication of this notification in the Tamil Nadu Government Gazette and that any objection or suggestion, which may be received from any person with respect thereto, before the expiry of the aforesaid period, will be considered by the Government of Tamil Nadu. Objection and suggestion, if any, should be addressed in duplicate to the Principal Secretary to Government, Labour and Employment Department, Secretariat, Fort.St.George, Chennai-600 009, through the Director of Industrial Safety and Health, 47/1- SIDCO Industrial Estate, Guindy, Chennai-600 032.

DRAFT AMENDMENTS.

In the said Rules,—

(1) in rule 3, in sub-rule (2), for the expression “in Form No.1 in triplicate.”, the expression “in Form No.1 through online portal of Directorate of Industrial Safety and Health.” shall be substituted;

(2) in rule 4,—

(a) in sub-rule (2), for the expression “in Form No.2 in triplicate.”, the expression “in Form No.2 through the Online Portal of Directorate of Industrial Safety and Health.” shall be substituted;

(b) in sub-rule (3), after the expression “Deputy Chief Inspector of Factories of the region” the expression “or by online payment through online portal of Directorate of Industrial Safety and Health.” shall be inserted;

(c) in sub-rule (6A), for the expression “five consecutive calendar years,”, the expression “ten consecutive calendar years,” shall be substituted;

(3) in rule 6, in sub-rule (2), after the expression "Deputy Chief Inspector of Factories of the region", the expression "or by online payment through online portal of Directorate of Industrial Safety and Health." shall be added;

(4) in rule 7,—

(a) in sub-rule (2), for the expression "in Form No.2 in triplicate", the expression "in Form No.2 through online portal of Directorate of Industrial Safety and Health" shall be substituted;

(b) in the second proviso to sub-rule (3), for the expression "five consecutive calendar years", the expression "ten consecutive calendar years" shall be substituted;

(5) in rule 11, in sub-rule (1), after the expression "Deputy Chief Inspector of Factories of the region:", the expression "or by online payment through online portal of Directorate of Industrial Safety and Health:" shall be added;

(6) in rule 56-B,—

(a) in sub-rule (1), after the expression "Deputy Chief Inspector of Factories", the expression "through online portal of Directorate of Industrial Safety and Health." shall be added;

(b) in sub-rule (3), after the expression "Deputy Chief Inspector of Factories", the expression "or by online payment through online portal of Directorate of Industrial Safety and Health." shall be inserted;

(7) in rule 100, for the expression "The Manager of every factory shall furnish to the Inspector, the following returns, namely:-", the expression "The Manager of every factory shall furnish to the Inspector through online portal of Directorate of Industrial Safety and Health, the following returns, namely:-", shall be substituted;

(8) in FORM NO. 22,—

(a) in clause 11, in sub-clauses (i) and (ii), for the expression "not more than Rs.18,000/- per month", the expression "not more than the monthly salary specified by the Central Government under sub-section (6) of section 1 of the Payment of Wages Act, 1936 (Central Act IV of 1936)" shall respectively be substituted;

(b) after clause 13, the following clauses, shall be added, namely;

“14. Inter-state Migrant Workmen:

Name and address of contractors	
Period of contract	
Nature of work	
Maximum number of migrant workmen employed by each contractor	
Number of days worked	
Number of man-days worked	

15. Conferment of Permanent Status to workmen:

Total Number of workmen employed in the factory	
Number of non-permanent workmen who have completed 480 days of service during the calendar year ending 31st December	
Number of workmen made permanent during the calendar year ending 31st December	
Number of workmen yet to be made permanent as on 1st January	
Reasons for delay	” ..

MANGAT RAM SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

//TRUE COPY//

SECTION OFFICER