

# FACTORIES ACT, 1948

## CHECK LIST

### Applicability of the Act

Any premises whereon 10 or more persons with the aid of power or 20 or more workers are/were without aid of power working on any dyad preceding 12 months, wherein Manufacturing process is being carried on.

Sec 2(iii)

### Employer to ensure health of workers pertaining to

- Cleanliness Disposal of wastes and effluents
- Ventilation and temperature dust and fume
- Overcrowding Artificial humidification Lighting
- Drinking water Spittons.

Secs. 11 to 20

### Registration & Renewal of Factories

To be granted by Chief Inspector of Factories on submission of prescribed form, fee and plan.

Secs. 6

### Safety Measures

- Facing of machinery
- Work on near machinery in motion.
- Employment prohibition of young persons on dangerous machines.
- Striking gear and devices for cutting off power.
- Self-acting machines.
- Casing of new machinery.
- Prohibition of employment of women and children near cotton-openers.
- Hoists and lifts.

### Welfare Measures

- Washing facilities
- Facilities for storing and drying clothing
- Facilities for sitting
- First-aid appliances – one first aid box not less than one for every 150 workers.
- Canteens when there are 250 or more workers.
- Shelters, rest rooms and lunch rooms when there are 150 or more workers.
- Creches when there are 30 or more women workers.
- Welfare office when there are 500 or more workers.

### Working Hours, Spread Over & Overtime of Adults

Weekly hours not more than 48.  
Daily hours, not more than 9 hours.  
Intervals for rest at least ½ hour on working for 5 hours.  
Spreadover not more than 10½ hours.  
Overlapping shifts prohibited.  
Extra wages for overtime double than normal rate of wages.  
Restrictions on employment of women before 6AM and beyond 7 PM.

Secs. 51, 54 to 56, 59 & 60

### Employment of Young Persons

- Prohibition of employment of young children e.g. 14 years.
- Non-adult workers to carry tokens e.g. certificate of fitneks.
- Working hours for children not more than 4 ½ hrs. And not permitted to work during night shift.

Secs. 51, 54 to 56, 59 & 60

### Annual Leave with Wages

A worker having worked for 240 days @ one day for every 20 days and for a child one day for working of 15 days.  
Accumulation of leave for 30 days.

Secs. 79

OFFENCE	PENALTIES	Sec.92 to
• For contravention of the Provisions of the Act or Rules	• Imprisonment upto 2 years or fine upto Rs.1,00,000 or both	
• On Continuation of contravention	• Rs.1000 per day	
• On contravention of Chapter IV pertaining to safety or dangerous operations.	• Not less than Rs.25000 in case of death. • Not less than Rs.5000 in case of serious injuries.	
• Subsequent contravention of some provisions	• Imprisonment upto 3 years or fine not less than Rs.10, 000 which may extend to Rs.2, 00,000.	
• Obstructing Inspectors	• Imprisonment upto 6 months or fine upto Rs.10, 000 or both.	
• Wrongful disclosing result pertaining to results of analysis.	• Imprisonment upto 6 months or fine upto Rs.10, 000 or both.	
• For contravention of the provisions of Sec.41B, 41C and 41H pertaining to compulsory disclosure of information by occupier, specific responsibility of occupier or right of workers to work imminent danger.	• Imprisonment upto 7 years with fine upto Rs.2, 00,000 and on continuation fine @ Rs.5, 000 per day. • Imprisonment of 10 years when contravention continues for one year.	