



TAMIL NADU GOVERNMENT GAZETTE

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Part III—Section 1(a)

General Statutory Rules, Notifications, Orders, Regulations, etc.,
issued by Secretariat Departments.

NOTIFICATIONS BY GOVERNMENT

CONTENTS

	<i>Pages.</i>
LABOUR AND EMPLOYMENT DEPARTMENT	
Draft Amendment to the Tamil Nadu Factories Rules	146

NOTIFICATIONS BY GOVERNMENT

LABOUR AND EMPLOYMENT DEPARTMENT

Draft Amendment to the Tamil Nadu Factories Rules.

[G.O. Ms. No. 152, Labour and Employment (M2), 7th September 2017, ஆவணி 22, ஹேவிஎம்பி,
திருவள்ளூர் ஆண்டு-2048.]

No. SRO A-42/2017.—The following draft of an amendment to the Tamil Nadu Factories Rules, 1950 which it is proposed to make in exercise of the powers conferred by Section 87 and 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 said Act.

2. Notice is hereby given that the draft amendment 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 objections or suggestions, which may be received from any person with respect thereto, before the aforesaid period of expiry, will be considered by the Government of Tamil Nadu. Objections and suggestions, if any, should be addressed in duplicate to the Principal Secretary to Government, Labour and Employment Department, Secretariat, Chennai-600 009 through the Director of Industrial Safety and Health, No.47/1, SIDCO Industrial Estate, Guindy, Chennai-600 032.

DRAFT AMENDMENT

In the said Rules, in Schedule XXIV under rule 95, after paragraph 12-A. the following paragraph shall be inserted, namely:-

12-B. Medical Examination by Certifying Surgeon.- (1) Every worker employed in the process of mixing, filling and handling of chemicals in the fire works factories shall be medically examined by a Certifying Surgeon within fifteen days of his first employment. Such medical examination shall include skin test for Dermatitis, Pulmonary Function Test and Chest X-Ray. No worker shall be allowed to work after fifteen days of his first employment in the factory unless certified fit for such employment by the Certifying Surgeon.

(2) Every worker employed in the said process shall be re-examined by a Certifying Surgeon atleast once in every six months. Such re-examination shall, wherever the Certifying Surgeon considers appropriate, include all the tests specified in sub-paragraph (1) except Chest X-Ray which will be done once in three years.

(3) The Certifying Surgeon after examining a worker, shall issue a Certificate of Fitness in Form No. 27. The record of re-examination carried out shall be entered in the certificate and the certificate shall be kept in the custody of the manager of the factory. The record of each examination carried out under sub-paragraphs (1) and (2), including the nature and the results of the tests, shall also be entered by the Certifying Surgeon in a Health Register in Form No. 17.

(4) The Certificate of Fitness and the Health Register shall be kept readily available for inspection by the Inspector.

(5) If at any time the Certifying Surgeon is of the opinion that a worker is no longer fit for employment in the said processes on the ground that continuance therein would involve special danger to the health of the worker, he shall make a record of his findings in those documents and should also include the period for which he considers that the said person is unfit for work in the said processes. The person so suspended from the process shall be provided with alternate placement facilities unless he is fully incapacitated in the opinion of the Certifying Surgeon, in which case the person affected shall be suitably rehabilitated.

(6) No person who has been found unfit to work as said in sub-paragraph (5) above shall be re-employed or permitted to work in the said processes unless the Certifying Surgeon, after further examination, again certifies him fit for employment in those processes".

MANGAT RAM SHARMA,
Principal Secretary to Government (FAC).