

Government of Tripura
Labour Department
(Factories & Boilers Organisation)

No. F. 2(345)-FB/EoDB(SRAP)/2020/ 1442-52 Dated, Agartala, the 19th October, 2020.

NOTIFICATION

In exercise of the powers conferred under Section 6 read with Section 112 of the Factories Act, 1948 (Central Act No. 63 of 1948), the Governor of Tripura hereby makes the following rules further to amend the Tripura Factories Rules, 2007 (hereinafter referred to as the Principal Rules), namely :-

1. Short title and commencement:

- a) These may be called the 'Tripura Factories (Eighth Amendment) Rules, 2020' ;
- b) They shall come into force on and from the date of their publication in the Tripura Gazette;

2. Insertion of New Rule 22A:

In the Principal Rules, after rule 22, a new rule 22A shall be inserted as follows:-

“22A. Online Application:

- (1) An applicant may make an online application along with required documents, by online payment of fees, as prescribed under the rules, for the purpose of –
 - (a) approval of site, construction or extension of factory building/ shed and layout of plant & machinery in a factory.
 - (b) registration and grant of license of a factory.
 - (c) renewal of licence.
 - (d) amendment of licence.
 - (e) transfer of licence.
- (2) (i) (a) For the purpose of making online application for clause (a) of sub-rule(1), the scanned copy of the documents mentioned in rule 5(2) shall be uploaded;
 - (b) If the Chief Inspector of Factories is satisfied that the plans are in consonance with the requirements of the Act and rule, he shall subject to such condition as he may specify, approve them and shall upload the digitally signed or system generated copy of plan within 21(twenty one) days;
- (ii) For the purpose of making online application for clause (b) of sub-rule (1), the scanned copy of the following documents shall be uploaded –
 - (a) Filled up “Notice of Occupation” duly signed by the Occupier and Manager with date and seals respectively;
 - (b) Plan drawing of the factory and reference number of the approved plans, if deviated from the approved plan drawing;

Contd.

- (c) In case of any change in occupier, the relevant document relating to such change;
 - (d) A Self Certified compliance report on statutory provisions under the Act and rules, as prescribed by the Chief Inspector of Factories;
 - (e) Such other particulars as the Chief Inspector of Factories may require to enable such approval to be given;
- (iii) On being satisfied with the online application and if there is no objection to the grant of licence applied for, the Chief Inspector of Factories shall register the factory and grant licence to the applicant for using the premises described in the licence and upload the digitally signed or system generated copy of license within 30(thirty) days;
- (3) On making an online application for renewal of licence, it shall be auto renewed within the timeline of 7(seven) days, if there is no objection to renew the licence;
- (4) For the purpose of amending a licence under clause (d) of sub-rule (1), a licensee may make online application by uploading the scanned copy of the documents mentioned in rule 11(3) and the Chief Inspector shall grant the amendment and the licence thus amended, shall be uploaded with digital signature or system generated copy of it within 30(thirty) days, if there is no objection to amend the licence;
- (5) For the purpose of transfer a licence under clause (e) of sub-rule (1), a licensee may make online application by uploading the scanned copy of the documents mentioned in rule 12(5) and the Chief Inspector shall grant the transfer and the licence thus transferred, shall be uploaded with digital signature or system generated copy of it within 30(thirty) days, if there is no objection to transfer the licence;
- (6) All the funds accrued towards the online payment of fees under this rule shall be deposited to the head of Account "0230-Labour & Employment, 104 - fees realised under the Factories Act;
- (7) In case any revocation of licence under rule 18, the Chief Inspector of Factories shall upload the revocation in the system."

3. Insertion of New Rule 25A:

In the Principal Rules, after rule 25, a new rule 25A shall be inserted as follows:-

"25A. Miscellaneous:

- 1) Self-certification for Medium Risk factories instead of Departmental inspections may be submitted by the occupier once in a year under the Act & Rules which may be clearly mentioned in the format / form;
- 2) Inspector should follow the inspection procedures and submit the inspection report online within 48 hours to Central Inspection System (CIS);
- 3) The inspections (except in case of complaint-based inspections) shall be limited to the prescribed checklist and the same inspector will not inspect the same establishment twice consecutively;

Contd.

- 4) Joint inspection committee may be formed by the department with the members of other related Departments for conducting joint inspection for specific purpose like complaints, accidents etc.;
- 5) Institutionalize a Central Inspection System (CIS) responsible for undertaking compliance inspections of the Departments concerned.

The department may devise, in consistence with the Act & rules and notify the format/form of self-certification, procedures for submission of online application, timelines, list of documents for services, well defined inspection procedure and checklist, standard inspection report form, returns, reports, constitution of committee etc. required for the purpose of implementation of above sub-rule (1) to (5).”

By order of the Governor



(Abhishek Chandra, IAS)^{H11/0120}

Special Secretary to the
Government of Tripura.

Copy to:-

1. The Principal Secretary to the Governor, Tripura for kind information of Hon'ble Governor.
2. P.S. to the Hon'ble Chief Minister, Tripura for kind information of Chief Minister.
3. P.S. to the Chief Secretary, Tripura for kind information of Chief Secretary.
4. The Director, Dept. of Industries & Commerce, Tripura.
- ✓ 5. The Director, Directorate of Information Technology, Tripura for uploading the **Notification** in the Factories & Boilers Organisation's website .
6. The Joint Secretary, G.A. (Confidential & Cabinet) Dept., Govt. of Tripura.
7. The Chief Inspector of Factories & Boilers, Tripura.
8. The Inspector of Factories, HQs/ West /Gomati / Unakoti Districts.
9. The Manager, Tripura Government Press, Agartala with a request to publish the **Notification** in the next issue of Extra Ordinary Issue of Tripura Gazette. 20 copies of the Notification may kindly be sent to this Department in due course for record.
10. All registered Trade Union.
11. Guard File.