

No. F. 7(121)-FB/AM (Vol.-II)/2007/ 2199-07

Government of Tripura
Labour Department
(Factories & Boilers Organisation)

Dated, Agartala, the 24th January, 2021.

NOTIFICATION

In exercise of the power conferred by 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, namely :-

1. Short title and commencement:

- a) These may be called the '**Tripura Factories (Tenth Amendment) Rules, 2021**' ;
- b) They shall come into force on and from the date of their publication in the Tripura Gazette ;

2. Deletion of Rule 27:

Rule 27 of the Tripura Factories Rules, 2007 (hereinafter called as the Principal Rule) is deleted.

3. Amendment of Rule 35 :

The existing contents in Rule 35 of the Principal Rules, shall be substituted with the following :-

"At each hygrometer maintained in accordance with rule 32, correct wet & dry-bulb temperatures shall be checked thrice daily during each working day at a proportional period of interval by competent person nominated by the manager and approved by the Inspector".

4. Amendment of Rule 59 :

The existing contents in Rule 59 of the Principal Rules, shall be substituted with the following :-

"The Walls, ceilings, and partitions of every latrine and urinal shall be whitewashed or colour washed and the whitewashing or colour washing shall be repeated at least once in every four months.

Provided that this rule shall not apply to latrines and urinals, the wall ceilings or partitions of which are laid in glazed tiles or otherwise finished to provide a smooth, polished, impervious surface and that they are washed with suitable detergents and disinfectants at least once in every period of four months".

5. Amendment of Rule 115 :

The existing contents in Rule 115 of the Principal Rules, shall be substituted with the following :-

"(1) All workers should be mandatorily provided with Personal Protective Equipment (PPE) as required under any of the provisions of the Act or the Rules and such PPE shall conform to the relevant **National Standard**. The occupiers shall require the workers to use such PPEs and the same shall be maintained in proper working conditions by the occupier. No charge what so ever shall be charged by the occupier from the workers for provision of such PPE.

(2) Without prejudice to the generality of the provisions of sub-rule(1), the various types of PPEs to which this rule shall extend for use in factories shall be as prescribed below.

i. Safety Helmet - All workers who are likely to be exposed to any hazard which may cause head injury shall be provided with safety helmets conforming to relevant **National Standards**. All the workers shall be adequately trained on proper use of such PPEs. When work at height is being carried out such safety helmet shall be provided with a nape strap. No safety helmet which has resisted an impact shall be reused. Periodic cleaning and visual inspection to check any deformation in size or shape shall be carried out.

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ii. **Protective Footwear** - Protective footwear should be provided to workers who are exposed to hazards which are likely to cause injury to them by way of materials being dropped on their feet or nail or other sharp objects penetrating their sole. The type and nature of foot wear to be used at workplaces shall be decided by the occupier based on nature of work being carried at such work places. Proper disinfection shall be carried out to prevent contagious fungal infection of the skin that causes scaling, flaking, and itching of the affected areas. Proper medical care shall be carried out to prevent workers from suffering from ingrown nails, metatarsalgia, heel spur, hammer toes and nerve damage after wearing safety shoe.

iii. **Safety Goggles and Spectacles** - The relevant **National Standard** shall be applicable for eye-protection intended for use in industrial undertakings to provide protection for the eyes of the workers against hazards such as flying particles and fragments, splashing materials and molten metal's harmful dust, gases or vapours, aerosols and radiations which are likely to impair vision or damage the eyes. Additional eye protection over their prescription lenses shall be used ensuring that the protective eyewear does not disturb the proper positioning of the prescription lenses.

iv. **Equipment for eye and face protection during welding**—Relevant **National Standard** shall be followed for the requirements of goggles, hand shield and helmet intended to protect an operator above the shoulder from harmful radiation, spark and particles of hot metal during welding, cutting and similar operations employing a gas flame or electric arc.

v. **Gloves and Protective Clothing** - Suitable gloves, leather gauntlets and mittens conforming to relevant **National Standard** shall be used for protection of hand of the workers from getting injured. Such protective gloves shall be provided where the hands are exposed to hazards such as those from skin absorption of harmful substances; severe cuts or lacerations; severe abrasions; punctures; chemical burns; thermal burns; and harmful temperature extremes.

Suitable protective clothing as per relevant **National Standard** available for apron (Rubberized, acid and alkali resistant) shall be used for protection of workers who are likely to be exposed to any hazard which may cause injury to their skin.

vi. **Ear Protection when exposed to noise** - Protection against the effects of noise exposure shall be provided when the sound levels exceed the prescribed standards. The relevant **National standard** shall be followed while selection of suitable ear protection. Periodic disinfection of reusable ear protectors shall be carried out to eliminate hearing loss caused by infection, discharge, pain etc. in the ear.

vii. **Respiratory Protection** - Respiratory Protective equipment based on the nature of hazard as per the relevant **National Standard** shall be provided by the occupier of the factory to the workers for their respiratory protection against dust, fumes, gases, particulates etc. Clinical examination and appropriate medical tested shall be undertaken to avoid Irritant dermatitis, nose bridge sores, etc. because of prolong use of respiratory personal protective equipment.

viii. **Other Protective Equipment** - Appropriate personal protective equipment based on the nature of hazards as per the relevant **National Standard** shall be provided by the occupier to the workers. These shall include the following:-

- a. Safety harnesses with independently secured lifelines where protection against falls cannot be provided by other appropriate means.
- b. Life vests and life preservers where there is a danger of falling into water.
- c. Distinguishing clothing or reflective devices or otherwise conspicuously visible material when there is regular exposure to danger from moving vehicles.

(3) The Inspector may, having regard to the nature of the hazards involved in work and process being carried out, order the occupier or the manager in writing to supply to the workers exposed to particular hazard any or additional personal protective equipment conforming to relevant **National Standard** and, if no such National Standard is available, they shall conform to international standards.

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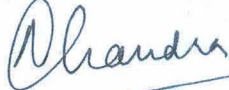
(4) The Personal Protective Equipment not having relevant **National Standard** shall be:

- a. Compliant with EN (European Standard) or ANSI (American National Standards Institute) or ISO (International Organization for Standardisation) as modified from time to time till the relevant National Standard(s) is made available.
- b. Certified by DGFASLI, if such personal protective equipment are compliant with international standard other than those standards specified under sub rule (a).
- c. Used only after thorough testing by NABL accredited test facility adhering to such test procedure, prescribed under the relevant international standard(s) as modified from time to time by the Ministry of Labour & Employment, Government of India.

Provided that the Personal Protective Equipment not having relevant National Standard and conforming to international standard specified under sub-rules (a) and (b) of rule 4 shall be permitted to be used notwithstanding the requirements specified under sub-rule (c) of rule 4 up to 31-12-2021 after production of testing certificates issued under corresponding international standard for ensuring conformity assessment”.

6. **Amendment of Rule 122** : Clause (b) of sub rule 7 of Rule 122 in the principal rules shall be deleted.
7. **Amendment of Rule 165** : Clause (b) of Rule 165 in the principal rules shall be deleted.
8. **Deletion of Rule 170**: Rule 170 in the principal rules shall be deleted.
9. **Deletion of Forms** : Form 9, 11, 36 and 37 of the Principal Rules, 2007 shall be deleted.

By order of the Governor


25/12/21
(Abhishek Chandra, IAS)
Special Secretary to the
Government of Tripura.

Copy to:-

1. P.S. to the Hon'ble Chief Minister, Tripura, Agartala for information of Hon'ble Minister.
2. The Director General, Directorate General Factory Advice Service & Labour Institutes, Government of India, Mumbai, Sion.
3. The Chief Inspector of Factories & Boilers, Tripura, Agartala.
4. All D.M & Collectors (Ex-Officio District Inspector of Factories).
5. The Joint Director, Directorate of Information Technology, Government of Tripura, Agartala for uploading the Notification in the website of Factories & Boilers Organisation.
6. The Inspector of Factories, HQs/ West /Gomati / Unakoti Districts.
7. The Manager, Tripura Government Press, Agartala with a request to publish the NOTIFICATION in the next issue of Extra Ordinary Issue of Tripura Gazette.
8. All registered Trade Union.
9. Guard File.