

**ADMINISTRATION OF DAMAN & DIU,
DEPARTMENT OF LABOUR & EMPLOYMENT,
DAMAN.**

No. LE/LI/DMN/ARPFR/176/2015/259

Dated:- 08/02/2016.

NOTIFICATION

Whereas certain draft rules to further amend the Goa, Daman and Diu Factories (Amendment) Rules, 2005 were published, as required by sub-section (1) of section 115 of the Factories Act, 1948, vide this Administration Notification No. LE/LI/DMN/ARPFR/176/2015/84 dated 04.08.2015 thereby inviting objections or suggestions from any person till the expiry of forty five days from the date of publication of the said notification in the Official Gazette.

AND WHEREAS, the said notification was published in the Official Gazette of Daman & Diu (Series II) on 07.08.2015.

AND WHEREAS the objections/ suggestions received by the U.T. Administration has been considered.

NOW THEREFORE, in exercise of the powers conferred by Section 112 of the Factories Act, 1948, the Administrator of Daman and Diu, hereby makes the following amendments in the Goa, Daman and Diu Factories (Amendment) Rules, 2005 namely;

RULES

1. These rules may be called the Goa, Daman and Diu Factories (Amendment) Rules, 2015.
2. They extend to the whole of the Union territory of Daman & Diu.
3. They shall come into force on the date of notification in the Official Gazette.
4. In the Goa, Daman and Diu Factories (Amendment) Rules, 2005, the following Schedule shall be substituted for Schedule to rule 6(2).


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SCHEDULE (see rule 6(2))

Scales of fees payable for license and annual renewal of license by factories.

Quantity B.H.P.	Maximum Number of workers to be employed on any day during the year.								
Installed on any one day of the year	Upto 20	From 21 to 50	From 51 to 100	From 101 to 250	From 251 to 500	From 501 to 1000	From 1001 to 2000	From 2001 to 5000	Above 5000
1	2	3	4	5	6	7	8	9	10
Fees Payable (in Rupees)									
Nil	160	320	480	960	2000	3200	6400	9600	12800
Upto 10 Horse power	320	480	640	1280	2400	4800	9600	12800	16000
Above 10 Horse Power upto 50 Horse Power	480	640	960	2000	3200	6400	12800	16000	19200
Above 50 Horse Power upto 100 Horse Power	800	960	1600	2800	4800	9600	16000	19200	22400
Above 100 Horse Power upto 250 Horse Power	1280	1600	2560	3200	6400	12800	19200	22400	25600
Above 250 Horse Power upto 500 Horse Power	1600	2400	3200	6400	9600	16000	22400	25600	28800
Above 500 Horse Power upto 1000 Horse Power	2000	2800	6400	9600	12800	19200	25600	28800	32000
Above 1000 Horse Power upto 2000 Horse Power	3200	6400	9600	12800	16000	22400	28800	32000	36000
Above 2000 Horse Power upto 5000 Horse Power	6400	9600	12800	16000	22400	28800	32000	36000	41600
Above 5000 Horse Power	12800	14400	16000	20000	24000	32000	36800	40000	47200

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- (1) In the Goa, Daman and Diu Factories (Amendment) Rules, 2005, the following rule shall be substituted for rule 9.

9. Renewal of license.- (1) An application for the renewal of license for a period not exceeding 10 years shall be made to Chief Inspector in Form No. 3 accompanied by a treasury receipt or an invoice for book adjustment, as the case may be, for payment of the fees specified in the Schedule attached to rule 6(2), so as to reach him not later than two months before the date on which the license is due to expire:

Provided that where a factory commences work on or after the 1st day of November in any year, an application for renewal of the license shall be made on or before the 1st day of January next following.

(2)(a) On receipt of the application under sub-rule (1), the Chief Inspector; if he is satisfied that there is no objection to the renewal of the license may renew the same for a period not exceeding ten years or may, after recording his reasons refuse the renewal of the license applied for on any of the grounds specified in the proviso to sub-rule (1) of rule 7.

(b) The Chief Inspector may also refuse the renewal of the license on the ground that the applicant has been guilty of repeated contraventions of the provisions of the Act or these rules or both, or the applicant has obtained the license by fraud or by misrepresentation:

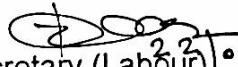
Provided that, in any case falling under clause (a) or (b) before refusing any license, applicant shall be given an opportunity to show cause why the license should not be refused:

Provided further that if the period for which the renewal of license is applied is one year, the fees payable under sub-rule thereof per year, shall be at the rates specified in the schedule attached to rule 6(2):



Provided that where the application for the renewal of the license is made after the expiry of the period specified in sub-rule (1) of Rule 9 of these rules, it may be renewed on payment of an additional fee of 25 percent of the fee payable for the renewal of the license.

By Order and in the name
of the Administrator of
Daman & Diu


Deputy Secretary (Labour) 22/01/16

Cc for information and wide publicity to:

- (1) The President, Industries Association, Daman / Diu.
- (2) The SIO, NIC, Daman for uploading in the website.
- (3) The Government Printing Press, Daman for publication in Official Gazette.
- (4) The Asst. Director (OL), Daman for translation into Hindi.
- (5) The Labour Inspector, Daman / Diu.
- (6) Guard file/ Office copy.