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HARYANA GOVT. GAZ.,SEPT.5, 2006 (BHDR. 14, 1928 SAKA)

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HARYANA GOVT. GAZ.,SEPT.5, 2006 (BHDR. 14, 1928 SAKA)

[PART I

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| PART1                                                  | HARYANA GOVT. GAZ., SEPT. 5, 2006 (BHDR. 14, 1928 SAKA)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                | 721            |

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HARYANA GOVT. GAZ., SEPT.5, 2006 (BHDR. 14, 1928

## LABOUR DEPARTMENT

The 24th August, 2006

### No. 14/17/93-2

Sub -section (2) of Section 18 and further read with Section 13 of the Child Labour (Prohibition and

Regulation) Act, 1986 (61 of 1986) and with reference to Haryana Government, Labour Department,

Notification No. 14/17/93-6 Lab., dated the 23rd May, 2000, the Governor of Haryana hereby makes

the following rules regulating the health and safety of children employed or permitted to work in any

establishment or class of establishments and grant of certificate of age, namely :-

Shcirt title and commencement.

1.(1) These rules may be called the Haryana Child Labour (Prohibition and Regulation) Rules, 2006.

Definitions,

2.(1) In these rules, unless the context otherwise requires,-

-

(a)"Act" means the Child Labour (Prohibition and Regulation) Act, 1986 (Act

61 of

1986);

(b)"dangerous part of a machinery" means any part of machinery from which in the ordinary course of its working, danger may reasonably be anticipated, even if such danger would arise from negligence or some outside source;

(c)"Form" means a form appended to these rules;

(d)"Inspector" means any person appointed as Inspector under Section 17 of the Act;

(e)"register" means the register required to be maintained under Section 11 of the Act;

(f)"section" means a section of the Act; and-

(g)"Schedule" means the Schedule appended to the Act.

-- (2) Words and expression used in these rules but not defined shall have the same meaning

as respectively assigned to them in the Act.

Register to be  
maintained  
Section 1i.

3.(1) Every occupier of an establishment shall maintain a register in respect of children employed or permitted to work in Form A.

(2) The register shall be maintained on a yearly basis but shall be retained by the employer for a period of three years after the date of the last entry made therein.

Certificate of  
age  
Section  
18(2)(c).

4.(1) All children in employment or in any of the occupation as set forth in Part A of the Schedule or in any workshop wherein any process is set forth in Part B of Schedule, young person is carried on shall produce a certificate of age from the appropriate authority wherever required to do so by an Inspector.

(2) The certificate of age referred to in sub-rule (1) shall be issued in Form .

(3) The charges payable to the medical authority for the issue of such certificate shall be

Rs. 16/- (sixteen rupees only).

PART

HARYANA GOVT. GAZ., SEPT. 5, 2006 (BHDR. 14, 1928 SAKA)

723

(4) The charges payable to the medical authority shall be borne by the employer of the child whose age is under question.

the purpose of this rule, the "medical authority" shall be a Government medical doctor not below the rank of in-charge Civil Hospital/Primary Health Centre or a regular doctor of equivalent rank employed in Employees State Insurance dispensaries or hospitals.

5.(1) The total number of working hours for a child labour employed about the business of an establishment inclusive of intervals for means and rest, shall not exceed thirty hours in any one week or five hours in any one day.

**Working hours.**  
Section 7(1)  
and (2) and  
18(2)(b).

(2) A child labour shall not be employed continuously for more than three hours without an interval of at least one hour for meals or rest.

6.

**Health**  
Section 1

3(2).

- (i) kept clean and free from accumulation of dirt and refuse;
- (ii) kept sufficiently lighted during all working hours;
- (iii) properly ventilated so as to permit sufficient air and light into the premises;
- (iv) white washed and varnished at least once in a year and a notice indicating the date of last white washing and varnishing shall be exhibited on the premises;
- (iv) suitable arrangements of potable drinking water, latrine/urinals, washing places and spittoons be made.

7.(1) Every dangerous part of a machinery in an establishment shall be securely fenced by safeguards of substantial construction which shall be kept in position while these parts of the machinery are in motion or in use. The description and fencing of these dangerous parts of a machinery shall be in accordance with the provisions of Section 21 of the Factories Act, 1948 (Act 63 of 1948) and rules made thereunder.

**Safety**

(2) In every establishment, where manufacturing is carried on with the aid of electric power, suitable devices of cutting off power in emergencies from running machinery shall be provided and maintained.

(3) No employee shall be allowed or made to work near the moving machinery or belt with loose fitting clothes and the tight fitting clothes for the purpose will be provided by the employer.

- (4) The employer shall provide suitable goggles for the protection of eyes of the employees
  - (a) risk of injury to the eyes from the particles or fragments thrown off in the course of process; and
  - (b) risk of the eyes by reasons of exposure to excessive light.

724

(5) No child shall be allowed or required to work on dangerous machines such as power

HARYANA GOVT. GAZ., SEPT. 5, 2006 (BHDR. 14, 1928 SAKA)

[PART I

press, milling machines, circular saws, guillotine machine, decorticator oil expeller and cotton openers.

(6) All floors, steps stairs, passages and gangways shall be of sound construction and properly

maintained.

(7) Maximum weight of material, article, tool or appliance to be lifted by male child shall be 16 kilogram and 13 kilogram for the female child.

Precautions in  
case of fire  
Section  
13(2)(v).

8.(1) Every establishment shall be provided with adequate case of fire means of escape in the case of fire.

(2) In every establishment, the doors affording access to any room shall not be locked or facettted so that they can be easily and immediately opened from inside while any person is within the

room.

(3) In every establishment, buckets filled with water, sand, chemical fire extinguishers shall be provided in suitable number and at suitable site. according to the nature of work carried on and the size of the premises.

(4) No buildings, stairway, ramp, platform or other structure and plant/machinery shall be maintained in such a manner as to cause risk of bodily injury to any worker.

First aid kit  
Section 13(2).

9. The occupier shall arrange in every establishment, first aid kept readily and easily available at the rate of one kit for every 25 children allowed to work therein. Each kit shall contain an supply of dressing material, antiseptic liquid or ointment, aspirin and paracetamol tablets of 250 or 500 mg., oral rehydration salts and any other appropriate medical supplies.

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Section 17  
1(a).

- (a) enter, with such assistant, as he thinks fit, at all times, any establishment in which he has reasons to believe that a child is employed or permitted to work in any occupation set forth in Part A of the Schedule or process set forth in Part B of the Schedule;
- (b) require an occupier to furnish information as he may consider necessary;
- (c) enquire any person found near the establishment and where he has reasonable cause to believe is, child employed therein;
- (d) call for inspection of any register, documents or anything for the purpose of securing the health and safety of a child allowed to be employed in any occupation or any process;
- (e) take, on the spot or otherwise, the statement of any person for the purpose of ascertaining whether the provisions of this Act are being or have been complied with;
- (f) exercise such other powers as may be necessary for carrying out the purpose of the Act and rules; and
- (g) for the purpose aforesaid, the Inspector shall have the same powers as are vested in civil court under the Code of Civil Procedure, 1908 (V of 1908), in respect of production of documents.

PART I]

HARYANA GOVT. GAZ., SEPT. 5, 2006 (BHDR. 14, 1928 SAKA)

725

FORM A

See rule 3(1)

Year .....

Name and address of employer .....

Place of work .....

Nature of work being done by the establishment .....

| Sr.No. | Name of child | Father's Name | Date of Birth | Permanent Address | Date of joining establishment | Nature of work on which employed | Daily hours of work | Intervals of rest | Wages paid | Remarks |
|--------|---------------|---------------|---------------|-------------------|-------------------------------|----------------------------------|---------------------|-------------------|------------|---------|
|        | 2             | 3             | - 4           | 5'                | 6                             | 7                                |                     | 9                 | 10         | 11      |



**FORM B**

(Certificate of age)

[See rule 4(2)1

Certificate No .....

I hereby certify that I have personally examined (Name)

.....

son/daughter of

.....residing.....an  
d

that he/she has completed his/her fourteenth year and his/her age, as nearly as can be ascertained from my  
examination

is.....years (completed).. His/her descriptive marks are

.....

Thumb impression/signature of child

Place .....

Date .....

Medical Authority

Designation

PROMILLA ISSAR,

Financial Commissioner and Principal Secretary to  
Government Haryana, Labour and Employment Department.

