

**GOVERNMENT OF ODISHA
LABOUR & ESI DEPARTMENT**

RESOLUTION

Bhubaneswar, dated the 30.3.2016

No.LL-II-FM-13/2015/ 2577 /LESI. After careful consideration, the Government of Odisha is pleased to introduce a “**Self Certification Scheme**” for the factories established in the State for “**Ease of Doing Business**”.

1. **Objective:-** This Scheme aims at making the occupier conscious and truthful as a law abiding person willing to take care of the interest of the workers by complying with the provisions of the Factories Act, 1948.
2. **Applicability:-** This Self Certification Scheme shall be valid for all the factories coming under the Factories Act, 1948 and Rules made thereunder, except the factories covered under Section 2 (cb) and Section 87 of the Factories Act, 1948 and Rules framed thereunder and factories classified as MAH category as per The Orissa Factories (Control of Major Accident Hazard) Rules, 2001.
3. **Procedure for joining the Scheme:-** The scheme will be optional and the occupier of any factory intending to adopt this scheme shall apply in duplicate to the Director of Factories and Boilers, Odisha with a copy to the Deputy Director, Factories & Boilers of concerned Division and also to the Asst. Director of Factories and Boilers of the concerned zone in the proforma in **Form-I** along with the documents in detail. The occupier is also required to produce an Affidavit in the format in **Form-II**. Any discrepancy in the application or enclosures shall be communicated to the applicant within 30 days from the date of receipt of the application in the office of the Directorate of Factories and Boilers.

If no discrepancy is so communicated, the applicant shall be deemed to have been enrolled under the Self-Certification Scheme.

4. Filing of Return:- After being enrolled under the Self Certification Scheme, the concerned occupier shall file the Self-Certification Return in the prescribed Proforma in **Form-III** in duplicate to the Director, Factories & Boilers. The return shall be filed on any working day between 15th January to 15th February every year commencing with the succeeding year till expiry of the Scheme.

5. Validity of the Scheme:- The Scheme shall be valid till it is withdrawn or cancelled. The occupier shall file combined Annual Return in Form 21 of the Odisha Factories Rules, 1950 during the validity of Scheme. In the event of any fatal accident, the validity of the scheme will automatically cease to continue and the Occupier has to apply afresh to the authorities to join the scheme.

6. Option for quitting the Scheme:- If any occupier wants to quit the Scheme, he can do so at any time by giving one month's prior notice.

7. Penalty for submitting false information or violating the provision of the scheme:- If it comes to notice of Director, Factories and Boilers that the applicant has given false declaration or found not complying with provisions of the statute, legal action shall be initiated against the occupier and manager of the factory as per the provisions of Factories Act, 1948.

8. Inspection Procedure:- Twenty percent (20%) of the factories so covered under the "Self Certification Scheme" shall be selected at random for inspection once in a year to verify proper implementation of the provisions of Factories Act and rules made thereunder. However, in case of any accident or dangerous occurrence or specific complaint, inspection shall be carried out as per the provisions of Law.

This Resolution shall come into effect from the date of publication in the Odisha Gazette.

ORDER:

Ordered that the resolution be published in Odisha Gazette and copies thereof be forwarded to all concerned.

Enclosures:

Forms-I, II & III.

By order of the Governor

G. Srinivas

Principal Secretary to Government

Memo No. 2578 /LESI., dated the 30.3.2016

Copy forwarded to the Gazette Cell in charge, Odisha Gazette Cell, C/o- Commerce Department, Odisha Secretariat, Bhubaneswar with a request to publish the above Resolution in the next issue of the Odisha Gazette and supply 50 printed copies thereof to this Department.


Under Secretary to Government

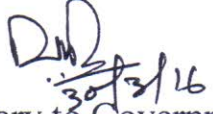
Memo No. 2579⁽²⁹⁾ /LESI., dated the 30.3.2016

Copy forwarded to all Departments of Government for information and necessary action.


Under Secretary to Government

Memo No. 2580⁽²⁹⁾ /LESI., dated the 30.3.2016

Copy forwarded to P.S. to Hon'ble Minister, Steel & Mines and Labour & ESI / Pr. P.S. to Principal Secretary to Government, Labour and ESI Department / All Heads of Department under the control of Labour & ESI Department / All Officers / All Sections of Labour & ESI Department for information and necessary action.


Under Secretary to Government

Memo No. 2581 /LESI., dated the 30.3.2016

Copy forwarded to State Head Portal, IT Centre, Secretariat Building, Bhubaneswar for information and necessary action. He is requested to upload the said Resolution in this Department Website.


Under Secretary to Government



Self Certification Scheme

APPLICATION FORM

To

The Director, Factories & Boilers,
Odisha, Bhubaneswar.

Subject:- Application to join under Self Certification Scheme.

Sir,

With reference to Resolution No..... dt. of Labour & ESI Department, I / We apply to join under the Self Certification Scheme. The Details of our establishment are as follows:-

- (i) Name, Designation & Address of the Owner. :
- (ii) Name and Address of the Factory :
- (iii) License No. issued by Director, Factories & Boilers. :
- (iv) Name and Present Address of the occupier :
- (v) Name and present address of the Factory Manager :
- (vi) Nature of the Factory (MAH / Hazardous / Non-hazardous) :
- (vii) No. of workers employed (regular, contractual and casual). :
- (viii) Details of product of the factory :

I / We have read and understood all provisions of the scheme. I / We undertake to comply fully with the provisions of the scheme. I / We declare that the information furnished above are true to the best of my / our knowledge and belief.

Place:

Date:

Signature of Occupier
(Name in Block Letter)

