

Workplace Safety and Health (Registration of Factories) Regulations 2006

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THE SCHEDULE Fees

No. S 135

**WORKPLACE SAFETY AND HEALTH ACT 2006
(ACT 7 OF 2006)**

**WORKPLACE SAFETY AND HEALTH (REGISTRATION OF FACTORIES)
REGULATIONS 2006**

In exercise of the powers conferred by section 65 of the Workplace Safety and Health Act 2006, the Minister for Manpower hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Workplace Safety and Health (Registration of Factories) Regulations 2006 and shall come into operation on 1st March 2006.

Application

2. These Regulations shall not apply to —

- (a) any factory in which building operations (other than excavation or piling works) or works of engineering construction are being carried out for a period not exceeding 2 months; and
- (b) any premises where —
 - (i) the number of persons at work within the premises is normally less than 10 (whether or not they are all at work at those premises at the same time); and
 - (ii) none of the following is used or created:
 - (A) any mechanical power, steam boiler, steam container, steam receiver, air receiver, refrigerating plant pressure receiver or gas plant; and
 - (B) any highly flammable or noxious substance.

Register of factories

3. The Commissioner shall cause to be kept and maintained a register of factories, in such form as he may determine, which shall contain the building names (if any) and addresses of all premises registered as factories or in respect of which any factory permit has been issued under these Regulations, and such other particulars of those premises as the Commissioner may determine.

Registration of factories

4.—(1) Any person who desires to occupy or use any premises as a factory shall apply to register the premises as a factory.

(2) An application to register any premises as a factory shall —

- (a) be in such form as the Commissioner may determine;

(b) be accompanied by such information, statements and documents as the Commissioner may require; and

(c) be made at least one month before the factory starts operation.

(3) On receipt of an application under paragraph (2), the Commissioner may —

(a) register the premises as a factory and enter such other relevant particulars in the register of factories in such form as the Commissioner may determine and, on payment of the fee specified in the Schedule, issue to the applicant a certificate of registration;

(b) issue a factory permit in respect of the premises on payment of the fee specified in the Schedule; or

(c) refuse to register the premises or refuse to issue any factory permit in respect of those premises.

(4) Where the Commissioner refuses to register the premises and refuses to issue any factory permit in respect of any premises which is the subject of an application under paragraph (2), he shall give the applicant notice in writing of the reasons for his refusal.

(5) A certificate of registration shall be valid for a period of 1 year, or for such other period as the Commissioner may determine, unless it is earlier revoked in accordance with these Regulations.

(6) A certificate of registration may, on payment of the renewal fee specified in the Schedule, be renewed by the Commissioner for such period as the Commissioner may determine, from the date immediately following that on which, but for its renewal, the certificate of registration would have expired.

(7) Where a certificate of registration is revoked or expires, the premises to which the certificate of registration relates shall immediately cease to be registered under these Regulations.

Factory permit

5.—(1) The Commissioner may, instead of registering any premises as a factory under regulation 4, issue a factory permit, with or without conditions, authorising the applicant to occupy the premises as a factory.

(2) The Commissioner may, at any time, vary or revoke any of the conditions of a factory permit imposed under paragraph (1) or impose new conditions.

(3) A factory permit shall be valid for such period not exceeding 6 months as the Commissioner may specify in the permit, unless it is earlier revoked in accordance with

these Regulations.

(4) A factory permit may, on payment of the extension fee specified in the Schedule, be extended for such period not exceeding 6 months as the Commissioner may determine, from the date immediately following that on which, but for its extension, the factory permit would have expired.

Change of occupier or use of factory

6.—(1) Where —

- (a) any person named in a certificate of registration or factory permit as the occupier of a factory ceases to be the occupier thereof; or
- (b) there is any change in the particulars of a factory which have been entered in the register of factories under regulation 3,

the person named as the occupier of the factory shall, not later than 14 days after the cessation or change, furnish particulars of the cessation or change to the Commissioner in such form and manner as the Commissioner may determine.

(2) Any person named in a certificate of registration or factory permit as the occupier of a factory who contravenes paragraph (1) shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$2,000.

(3) The occupier of any premises registered as a factory or in respect of which a factory permit is in force shall, at least one month before there is any change in the nature of the work for which the premises are registered as a factory or for which the factory permit is in force, as the case may be, inform the Commissioner of the proposed change in writing and provide the Commissioner with the relevant documents showing the change and such other information as the Commissioner may require.

(4) The occupier of any premises registered as a factory or in respect of which a factory permit is in force who contravenes paragraph (3) shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$3,000.

Revocation of registration or permit

7.—(1) If any premises registered as a factory, or in respect of which a factory permit is in force, become unfit for occupation as a factory by reason of —

- (a) any change in the nature of the work for which the premises are registered as a factory or for which the factory permit is in force;
- (b) any structural change to the premises or any change in the layout of the premises; or