

Statutory Instrument No. 52 of 1974

FACTORIES ACT, 1973  
(31 of 1973)

**FACTORIES (APPLICATION TO BUILDING OPERATIONS  
AND WORKS OF ENGINEERING CONSTRUCTION) ORDER,  
1974**

(Published on the 11th April, 1974)

ARRANGEMENT OF SECTIONS

SECTION

1. Citation
2. Application of Order
3. Obligations
4. Application of Act

IN EXERCISE of the powers conferred by section 61 of the Factories Act, 1973, the Minister of Health, Labour and Home Affairs hereby makes the following Order:—

- Citation**           **1.** This Order may be cited as the Factories (Application to Building Operations and Works of Engineering Construction) Order, 1974.
- Application of Order**   **2.** This Order shall apply to building operations and works of engineering construction where undertaken by way of trade or business or for the purpose of any industrial or commercial undertaking and shall also apply to any building operations or works of engineering construction undertaken by the Government or any local authority although such building operations or works of engineering construction are not carried on by way of trade or for purposes of gain.
- Obligations**       **3.** (1) It shall be the duty of every contractor and employer of workmen to display a printed copy of this Order in every place to which this Order applies.
- (2) The provisions of this Order shall be in addition to and not in substitution for any provision of other written law relating to the safety of the public.
- Application of Act**   **4.** The provisions of Part V (Safety – General Provisions) of the Act (except the provisions of sections 30 which relates to hoists and lifts, 34 which relates to safe means of access and safe place of employment, 41 which relates to prevention of fire, 42 which relates to safety provisions in case of fire, and 55 which relates to regulations) shall apply *mutatis mutandis* to operations and works to which this Order applies and shall have effect as if any place where such operations or works are carried on were a factory and any person undertaking or carrying on any such operations or works were the occupier of a factory.

MADE this sixth day of March, 1974.

M.T.M. KGOPO,  
Permanent Secretary,  
Ministry of Health, Labour and Home Affairs.