

K.Dis.11785/61/H2

Municipal Office, Coimbatore.  
D/- 11-4-61.

Copy of letter No.D.2/4972 49823/60 d/- 10-3-60 of the Chief Inspector of Factories, Madras is communicated to all Assistant Town Planning Officers, Building Inspectors and clerks in Town Planning section for information and guidance.

  
For commissioner.

To the concerned.  
vln/17/4-a.

Copy of letter No.D.2. 49823/60 d/- 10-3-1961.

Sub:- Acts and Rules- The Madras District Municipalities Act, 1920- Approval of plans and consultation with Inspectors of Factories- regarding.  
Ref:- Your letter No.60/H2 d/- 9-12-60.

The position as it stands now in regard to consultation with Inspectors of Factories while approving plans of establishments under the Madras District Municipalities Act, 1920, is as follows:-

According to the provisions of Section 250(1) of the Madras District Municipalities Act, 1920 prior approval of the Municipal Council should be obtained before constructing or establishing a factory, workshop or work-place, or installing in any premises any machinery or manufacturing plant. Section 250(4)(a) of the above Act lays down that before granting the permission sought for, the Municipal council should consult ~~xxxxxxx~~ the Inspector of Factories having jurisdiction over the area, in case more than 9 persons are proposed to be employed in the said factory, workshop, work-place or premises. Thus the contingency of consulting the Inspectors of Factories arises only when more than 9 persons are proposed to be employed. Such a situation may arise not only when a factory is newly constructed or established but also when extensions to the existing buildings are made or new machinery installed and by employment of additional workers in the premises so extended or for the purpose of handling the machinery so installed, the total number of persons may come to more than 9. In view of the above, consultation with Inspectors of Factories is necessary in respect of all constructions or installations, irrespective of whether they are new constructions or only extensions. The same procedure holds good in respect of establishing a factory in the existing building.

As regards your presumption that consultation with Inspectors of Factories is necessary only in respect of buildings or part of buildings wherein machinery is proposed to be installed, I am to state that this contention is not correct. The sections of the Act which deal with approval of plans, namely sections 250(1), (3) and (4) speak about the entire premises of a factory and not about the parts thereof. Therefore, when it becomes necessary to consult Inspectors of Factories by virtue of section 250(4) of the Act, the plans of the entire factory should be sent for approval. However, if the plans of the factory have already been approved by the Inspector of Factories will suffice if the plans ~~xxxx~~ in respect of extensions and along with site plans alone are sent to him.

Sd. x x x x x x x  
For Chief Inspector of Factories, Madras- 6.

vln/17/4-a

/True copy/