



Factories Act 1961

1961 CHAPTER 34

PART VIII

HOME WORK

133 Lists of outworkers to be kept in certain trades

- (1) In the case of persons employed in such classes of work as may from time to time be specified by regulations of the Minister, the occupier of every factory and every contractor employed by any such occupier in the business of the factory shall—
 - (a) keep in the prescribed form and manner, and with the prescribed particulars, lists showing the names and addresses of all persons (in this section referred to as outworkers) directly employed by him, either as workmen or as contractors, in the business of the factory, outside the factory, and of the places where they are employed; and
 - (b) send to an inspector such copies of or extracts from those lists as the inspector may from time to time require; and
 - (c) send to the district council during the month of February and the month of August in each year copies of those lists, showing all outworkers employed by him during the preceding six months.
- (2) Every district council shall cause the lists received by the council in pursuance of this section to be examined, and shall furnish the name and place of employment of every outworker included in any such list whose place of employment is outside the district of the council to the council in whose district his place of employment is.
- (3) The lists kept by the occupier or contractor shall be open to inspection by any inspector, and by any officer duly authorised by the district council, and the copies sent to the council and the particulars furnished by one council to another shall be open to inspection by any inspector or officer of any Government department.
- (4) This section shall apply to any place from which any work is given out in connection with the business of a factory (whether the materials for the work are supplied by the occupier or not, and to the occupier of that place, and to every contractor employed by the occupier in connection with the said work, as if that place were a factory.

Status: This is the original version (as it was originally enacted).

- (5) In the event of a contravention of this section by the occupier of a factory or place, or by a contractor, the occupier or contractor shall be guilty of an offence and liable to a fine not exceeding twenty pounds.

134 Employment of persons in unwholesome premises

- (1) Where work in respect of which this section applies is carried on for the purpose of or in connection with the business of a factory in any place which is in the opinion of the district council injurious or dangerous to the health of the persons employed therein, the district council may give notice in writing to the occupier of the factory or to any contractor employed by him setting forth particulars of the respects in which the place is, in their opinion, so injurious or dangerous, and the reasons for that opinion and, if the occupier or contractor after the expiration of ten days from the receipt of the notice gives out work to be done in that place, he shall, unless it is proved to the satisfaction of the court dealing with the case that the place is not injurious or dangerous in the respects set forth in the notice, be guilty of an offence.
- (2) For the purpose of this section, any place from which work is given out shall be deemed to be a factory.
- (3) This section applies in respect of such classes of work as may be specified in regulations made by the Minister.