



Factories Act 1961

1961 CHAPTER 34 9 and 10 Eliz 2

PART VI

EMPLOYMENT OF WOMEN AND YOUNG PERSONS

Certificate of fitness for employment of young persons

118^{F1}

Textual Amendments

F1 Ss. 85, 118, 151, 152, 184(2) repealed by [Employment Medical Advisory Service Act 1972 \(c. 28\)](#), [Sch. 3](#)

119 **Power of inspector to require certificate of fitness for work.**

Where an inspector is of opinion that the employment of a young person in a factory or in a particular process or kind of work in a factory is prejudicial to his health or the health of other persons, he may serve written notice on the occupier of the factory informing him thereof and requiring that the employment of that young person in the factory or in the process or kind of work, as the case may be, be discontinued after the period named in the notice (which shall not be less than one nor more than seven days after the service of the notice) and the occupier shall not continue after that period to employ the young person . . .^{F2} unless the appointed factory doctor [^{F3}or an employment medical adviser] has, after the service of the notice, personally examined the young person and certified that he is fit for employment in the factory or in the process or kind of work, as the case may be.

Textual Amendments

F2 Words repealed by [Employment Medical Advisory Service Act 1972 \(c. 28\)](#), [Sch. 3](#)

Status: Point in time view as at 01/04/1994.

*Changes to legislation: There are currently no known outstanding effects for the Factories Act 1961,
Cross Heading: Certificate of fitness for employment of young persons. (See end of Document for details)*

F3 Words inserted by [Employment Medical Advisory Service Act 1972 \(c. 28\)](#), **Sch. 2**

[^{F4}119A Duty of factory occupier to give notice of employment of a young person.

(1) Where the occupier of a factory takes a young person into his employment to work in the factory (or transfers to work in the factory from work elsewhere than in a factory a young person already in his employment), the occupier shall, not later than seven days after the day on which he does so, send to the local careers office a written notice stating the name of the occupier, the address of the factory and the fact of the young person's having been so taken or transferred, and the date on which, and the work to do which, he was so taken or transferred, and giving such of the following information as is within the occupier's knowledge, namely:—

- (a) the young person's Christian name (or forename) and surname;
- (b) the date of his birth;
- (c) his usual residential address; and
- (d) the name and address of the school (if any) which he last attended before he was so taken or transferred.

(2) In this section—

- [^{F5}(a) “the local careers office” means the premises from which [^{F6}services are provided in pursuance of arrangements made, or a direction given, under section 10 of the ^{M1}Employment and Training Act 1973 in the area]]in which the factory is situated; and]
- (b) “school” means a school within the meaning of the ^{M2}Education Act 1944 or the ^{M3}Education (Scotland) Act 1962.

Textual Amendments

- F4** S. 119A inserted by [Employment Medical Advisory Service Act 1972 \(c. 28\)](#), **s. 5(1)**
- F5** S. 119A(2)(a) substituted by [Employment and Training Act 1973 \(c. 50\)](#), **Sch. 3 para. 6**
- F6** Words in s. 119A(2)(a) substituted (1.4.1994 for E.W. and 1.4.1995 for all other purposes) by [Trade Union Reform and Employment Rights Act 1993 \(c. 19\)](#), s. 49(2), **Sch. 8 para.1**; S.I. 1993/2503, art. 2(3), **Sch. 3**

Marginal Citations

- M1** 1973 c. 50.
- M2** 1944 c. 31.
- M3** 1962 c. 47.

Status:

Point in time view as at 01/04/1994.

Changes to legislation:

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Certificate of fitness for employment of young persons.