

Maharashtra Factories (Safety Audit) Rules, 2014

February 24, 2014

**No. FAC-2012/C.R.278/Lab-4.**-In exercise of the powers conferred by section 112 and 115 read with section 41 of the Factories Act, 1948 (63 of 1948), in its application to the State of Maharashtra and clause (3) of Section 23 of the General Clauses Act, 1897 (X of 1897) and of all other powers enabling it in that behalf, and in supersession of the Government Notification, Industries, Energy and Labour Department, No.FAC-2009/C.R.309/Lab-4, dated the 3rd January 2012; and to supplement the provisions of Chapter IV of the said Act as a measure for securing the safety of persons employed in certain class of factories. the Government of Maharashtra hereby proposes to make the following rules, the same having been previously published as required by sub-section (1) of section 115 of the said Act, as follows, namely:-

1. (1) These rules may be called **the Maharashtra Factories (Safety Audit) Rules, 2014.**

(2) They shall apply to the factories,-

(i) in which manufacturing processes, which involves use, storage, handling or processing of toxic or highly inflammable or explosive or hazardous chemicals or wherein such toxic or highly inflammable or explosive substances are likely to be generated or given out, are carried out, or

(ii) in which the hazardous processes as listed in First Schedule appended to clause (b) of section 2 of the Factories Act, 1948 (LXIII of 1948) is carried out; or

(iii) Employing more than [50] workers.

2. (1) In these rules unless the context otherwise requires,-

(1) "Act" means the Factories Act, 1948 (LXIII of 1948), as applicable to the State of Maharashtra;

(ii) "Chief Inspector" means any person who is appointed by the State Government as Chief Inspector, under sub-section (2) of section 8 of the Act,

(iii) "Degree" means the degree of a statutory university,

(iv) "Diploma" means a diploma awarded by a statutory university or a recognised institution;

(v) "Form" means a form appended to these rules;

(vi) "the Government" or "the State Government" means the Government of Maharashtra;

(vii) "Safety audit" means a systematic, objective and document evaluation of the occupational safety and health systems and procedures in a factory.

(viii) "Safety Auditor" means a person [or an Institution] recognized by a committee constituted by State Government as per rule 5 to carry out safety audit in accordance with these rules and include the safety auditors mentioned in sub-rule (3) of rule 5;

(ix) "Schedule" means the Schedule appended to these rules;

(x) "Section" means section of the Act.

(xi) "hazardous chemical" means any chemical as defined in sub-rule (a) of Rule 2 of Maharashtra Factories (Control of Industrial Major Accident Hazards) Rules, 2003.

(xii) "Institution" means a firm, association, body, corporate, society or a trust, whether registered in accordance with the law for the time being force or not, and dealing mainly with the object of ensuring safety and health of workers engaged in factories.

(2) Words or expressions used but not defined herein, shall have their respective meanings as assigned to them in the Act or rules made thereunder.

3. (1) The occupier of the class of factories mentioned in sub-rule (2) of rule 1 shall arrange to carry out the safety audit to supplement the provisions of Chapter IV of the said Act as a measure for securing the safety of persons employed therein, the following manner, namely

(a) internally, once in a year by a team of Plant Personnel;

(b) externally, once in two years by the Safety Auditor:

Provided that, in the year, when an external audit is carried out, it shall not be necessary to carry out an internal audit:

Provided further that, in case of any changes, total or partial, in the manufacturing process, the occupier shall, within one month prior to such change, carry out the safety audit externally by the Safety Auditor.

Explanation.-For the purpose of this sub-rule "a team of Plant personnel" means a team of persons from different Departments of the factory such as Department of Safety, Engineering, Maintenance, Projects and Production, etc. In case there are different factories of the same occupier, then team of Plant personnel from other location may conduct the internal audit.];

(2) After completion of internal audit, the occupier shall submit the executive summary of observations and action taken report of the audit to the concern office of the Chief Inspector of Factories within thirty days from the date of completion of safety audit.]

4. The safety audit shall be carried out by the Safety Auditor or team of Plant Personnel as per the standards laid down in the Indian Standard, IS 14489: Code of Practice on Occupational Safety and Health Audit, with its latest revision:

Provided that, the Chief Inspector may lay down separate checklists and procedures or additional checklists in addition to above standards for the purpose of conducting safety audit of all or certain class of factories. The separate checklist and procedures or additional checklist as laid down above may be altered in the month of January of every year, if required, and shall be published on the official website of the Directorate of Industrial Safety and Health by the said Directorate.

5. (1) The State Government may recognize any person possessing the qualifications, experience and other requirements as set out in the Schedule I hereto as a Safety Auditor for the purpose of carrying out Safety Audit as provided by these rules:

(2) The State Government may recognize any institution, employing at least three persons who possess degree in Chemical, Electrical and Mechanical Branch] possessing the qualifications, experience and other requirements as set out in the Schedule I, as a Safety Auditor for the purpose of carrying out Safety Audit as provided by these rules.

Provided that, where the institute to which such recognition has been granted ceases to employ at least three persons who possess degree in Chemical, Electrical and Mechanical Branch and possessing the qualifications, experience and other requirements set out in the Schedule I, the recognition granted to such institute shall stand cancelled;

(3) Director General Factory Advise Services and Labour Institute (DGFASLI) and National Safety Council (NSC) [xxx] shall be deemed to be Safety Auditor for carrying out Safety Audit under these rules.

4) The State Government may from time to time fix the total number of such Safety Auditors to be appointed depending on the total quantum of work available in the State and also the manner in which applications are to be invited.

6. (1) An application for grant of certificate of recognition as a Safety Auditor for carrying out safety audit shall be made electronically to the Chief Inspector by.-

(a) an individual in Form A along with an examination fees of rupees one thousand,

(b) an institution in Form B along with an examination fees of rupees one thousand per person who shall appear for examination of Safety Auditor, between January to March and July to September of the year. The applications

received after 31 March shall be considered in the subsequent period i.e. July to September and the applications received after 30th September shall be considered in the subsequent period i.e. January to March.

(2) On receipt of an application duly made in accordance with these rules in Form A, the Chief Inspector shall scrutinise it and conduct a written examination of aighty marks and interview of twenty marks of eligible applicants. The Chief Inspector shall recommend the list of the selected applicants scoring fifty percent or more marks in written examination and also in interview to the Government for approval. The Chief Inspector shall forward the list of selected applicants,

(i) by the end of April of every year for the applications received during a period of January to March, and

(ii) by the end of October of every year for the applications received during a period of July to September:

Provided that, the Chief Inspector shall recommend the list of only such institutes whose minimum three persons employed possess a degree in Chemical, Electrical and Mechanical Branch and all such persons have scored fifty per cent, or more marks in written examination and in interview to the Government for approval.

(3) On receipt of the recommendation list from the Chief Inspector, the State Government may grant approval to the applicant as a Safety Auditor or reject the application after specifying the reasons therefor, within sixty days from the date of receipt of the recommendations from the Chief Inspector.

(4) After approval from the Government, the applicant shall deposit a recognition fees of rupees twenty thousand to the Chief Inspector electronically within thirty days from the date of communication by the Chief Inspector. The Chief Inspector shall issue a Certificate of Recognition in Form C to the applicant within fifteen days after receipt of fees. The application shall be deemed to be cancelled on failure to deposit the fees within the said period.

(5) The recognition granted under sub-rule (4) shall be valid for a period of two years from the date of issuance of Certificate of Recognition.

(6) The Safety Auditor who intends to renew his Certificate of Recognition shall apply in Form A or Form B, as the case may be, to the Chief Inspector three and half months prior to the expiry of period of validity of Certificate of Recognition.

(7) The applicant shall not be eligible for renewal of Certificate of Recognition as a Safety Auditor, if,-

(a) the Chief Inspector has revoked such recognition in the past; or

(b) he has obtained less than seventy per cent. marks in the performance appraisal regarding his eligibility assessed and scrutinized by the Joint or Deputy Chief Inspector on the following points, the report of which is sent to the Chief Inspector, namely:-

(i) Is there any complaint regarding the safety audit from management or workers?

(ii) Whether the Safety Audit Report was submitted to the occupier within the prescribed time?

(iii) Is there any discrepancies found between details mentioned in the Safety Audit Report and the actual facts found by the officer of the Factory Inspectorate? Explanation. Joint or Deputy Chief Inspector may verify at least one or five per cent. of the audited factories by visiting the factory.

(iv) Whether the Safety Auditor disclosed any information relating to any manufacturing, commercial business secrets or any process secrets which came to his knowledge during the safety audit?

(v) Whether the Safety Auditor has conducted safety audit of the same factory consecutively two times?

(vi) Whether the Safety Auditor has provided any service to the factory in relation to inspection, testing, material supply or any other safety related services during last two years?

(vii) Whether the safety audit was conducted as per the check list & standards as laid down in these rules?

(viii) Whether the safety audit was conducted after the expiry of the validity of Certificate of Recognition?

(ix) Whether the Safety Auditor has visited the factory to verify the action taken after three months from the date of submission of Safety Audit to the Occupier and submitted the report in Schedule III to the concerned office of Directorate?

(x) Whether there is any violation of the conditions prescribed in Form C?

(xi) Whether the Safety Auditor during the validity period of the certificate has attended at least any four training programs organized by any of the institute or organisation of the Directorate of Industrial Safety and Health, Narayan Meghaji Lokhande Shram Vidnyan Sanstha, Directorate General Factory Advice and Labour Institutes, National Safety Council, Disaster Management Institute, National Institute of Occupational Health, any other Government, Semi-Government institutes or reputed private institutes working in the field of Industrial Safety and Health?

Explanation. The Chief Inspector shall collate the total marks obtained for the points (i) to (x) and evaluate the average accordingly. For the overall safety audit assessment the maximum marks for points (i) to (x) shall be eighty marks, and for point (xi) shall be twenty marks.

(8) The applications received for renewal of recognition shall be assessed and scrutinised by the Chief Inspector within forty five days from the date of receipt of such applications. Thereafter, the Chief Inspector shall forward the recommendation list for renewal of Certificate of Recognition to the Government for its approval. The Chief Inspector shall recommend to the Government to reject the renewal of the Certificate of Recognition, if it is found that the Safety Auditor has not complied with the requirement specified in sub-clauses (ii), (iv), (v) and (xi) of clause (b) of sub-rule (7).

(9) The Government shall send the list of approved Safety Auditor to the Chief inspector within sixty days from the date of receipt of the recommendation list for issuance of Certificate of Recognition.

(10) After receipt of an approval from the Government, the applicant shall pay renewal fees of rupees ten thousand electronically to the Chief Inspector and then the Chief Inspector shall issue the Certificate of Recognition to the applicant in Form-C.

(11) The Chief Inspector may, after giving an opportunity to the Safety Auditor of being heard and after approval of the State Government revoke the Certificate of Recognition, if it has a reasons to believe that,-

(i) the Safety Auditor has violated any of the conditions stipulated in the Certificate of Recognition or renewal of Certificate of Recognition; or

(ii) the Safety Auditor has carried out the safety audit in violation of the provisions of the Act or these rules or has acted in a manner inconsistent with the intent or the purpose of the Act or rules made thereunder or has omitted or failed to act as required under the Act and rules made thereunder, or

(iii) the work of Safety Auditor is found unsatisfactory, and the Chief Inspector has issued warning notice to such Auditor on two occasions.].

7. The Occupier of the factory as well as the Safety Auditor shall inform (electronically) to the concerned office of the Directorate of Industrial Safety and Health. (seven) days in advance before commencement of the safety audit in a factory.

7-A. (1) To carry out the safety audit, the minimum required man days shall be as follows, namely:-

(a) Major Accident Hazards Factories and for factories carrying out hazardous processes:

(i) One man day in case of factory employing up to fifty workers;

(ii) Two man days in case of factory employing fifty one workers upto one hundred and fifty workers;

(ii) Three man days in case of factory employing one hundred and fifty one to five hundred workers;

(iv) Four man days in case of factory employing more than five hundred workers;

(b) Factories other than Major Accident Hazards Factories and factories carrying out hazardous processes:

(i) Two man days in case of factory employing fifty-one to two hundred and fifty workers;

(ii) Three man days in case of factory employing two hundred and fifty one to one thousand workers;

(iii) Four man days in case of factory employing more than one thousand workers.

(2) The duration required to conduct the safety audit shall not exceed fifteen days.

7-B. The Safety Audit shall be carried out only by an Institution having Certificate of Recognition in the following types of factories, namely:-

(a) Major Accident Hazards Factories;

(b) Factories carrying out hazardous processes and employing more than two hundred and fifty workers;

(c) Other factories not covered under sub-rule (2)(i) and (ii) of rule 1 and employing more than one thousand workers:

Provided that, for the factories mentioned in clause (c), inclusion of person of Chemical Engineer in the audit team is not mandatory.]

8. The Safety Auditor shall within one month from the date of completion of safety audit forward to the Occupier of the factory a Safety Audit Report in proforma prescribed under Schedule II on the letter head and his recommendations regarding improvement of the occupational safety and health in a factory. Provided that if during safety audit, auditor finds any hazard posing danger of causing an accident he shall immediately communicate in writing to the occupier as well as to the inspector concerned. In such case the occupier in such case shall take immediate corrective action,

9. (1) The Occupier shall, within thirty days of the receipt of the Safety Audit Report in proforma prescribed under Schedule II. forward the same to the concerned office of the Directorate of Industrial Safety and Health alongwith the action taken report in pursuant to the recommendations made in the Safety Audit Report.

(2) The Safety Auditor shall visit the factory within one month after expiry of three months from the date of submission of external Safety Audit Report to the occupier to verify the action taken report submitted by the occupier of the ne concerned factory and the report of the same shall be submitted to the concerned office of the Directorate of Industrial Safety and Health in Schedule III with a copy to occupier.].

10. On scrutiny of the Safety Audit Report, if it is found that the safety audit is not carried out in accordance with rule 4, the Chief Inspector may communicate the discrepancies to the occupier and Safety Auditor and shall direct the occupier to carry out re-audit only with respect to the discrepancies pointed out by him. Re-audit shall be completed within thirty days from the date of such direction. The provisions of rules 4, 8 and 9 shall apply to such mutatis mutandis apply to such re-audit.

( 10-A. If an accident involving the Major Accident as defined in clause (c) of rule 2 of the Maharashtra Factories (Control of Industrial Major Accidents Hazards) and Rules, 2003 takes place in a factory, re-audit shall be carried out within a period of thirty days from the date of such accident or re-start of the factory, whichever is earlier. The provisions of rules 4, 8 and 9 shall apply mutatis mutandis to such re-audit.]

11. (1) Subject to the provisions of sub-rule (2), the State Government may, by order in writing, exempt any factory or category of factories from all or any of the provisions of these rules, subject to such conditions as it may specify in such order.

(2) No order under sub-rule (1) shall be issued unless, in the opinion of the State Government, the requirements of these rules, having regard to the frequency or the nature of manufacturing process carried out in that factory, which involves use, storage, handling or processing of hazardous chemicals or which involves gene-of ration of such substances, are impracticable or otherwise not necessary for the safety, health and protection of workers.

(3) Notwithstanding anything contained in sub-rule (1) and (2), the State ma Government may, in its discretion, by order, revoke the exemption granted under sub-rule (1), at any time.

## SCHEDULE I

(See rule 5)

The applicant, for being recognized as Safety Auditor, shall possess the following qualifications and experience, etc.:-

1. Academic Qualification and Experience.-The applicant shall hold,-

(i) degree in branch of Chemical, Mechanical, Electrical or Production branch Engineering and having ten years' experience in manufacturing, maintenance, design, project or safety department in the supervisory or above capacity in factories and one year full time diploma in Industrial Safety recognized by the Board of Technical Education or All India Council of Technical Education or recognized University", or

(ii) degree in any branch of Engineering and having fifteen years of experience in Factory Inspectorate or Directorate of Industrial Safety and Health or [five] years of experience in the Director General Factory Advisory Services and Labour Institute or Regional Labour Institute or National Safety Council in the capacity of Assistant Director or above.

2. The applicant shall not be directly or indirectly interested in the factory or in any process or business carried on therein or in any patent or machine connected therewith, in respect of which the safety audit is to be conducted.

3. [Applicant whose age is more than fifty eight years shall not be eligible to apply for recognition as a safety auditor or its renewal.]

## [SCHEDULE II

(See rule 8 and 9(1))

### Proforma for Safety Audit Report

#### Part-A

(to be furnished by the Safety Auditor)

(1) Name and address of the factory:

(2) Name of the Occupier:

(3) (a) Date and time of opening meeting of safety audit:

(b) Date and time of closing meeting of safety audit:

(c) Total man days taken to conduct the safety audit:

(4) List of raw material with maximum storage quantity and its mode of storage:

(5) List of finished products with maximum storage quantity and its mode of storage:

(6) Manufacturing process flow chart (attach separate sheet):

(7) List of dangerous operations carried out in the factory as defined in rule 114 of the Maharashtra Factories Rules, 1963:

(8) (a) Name/s of the Safety Auditor/s:

(b) Certificate no, and it's validity duration:

(9) Whether enclosed Safety Audit Report is as per the Indian Standard. IS 14489: Code of Practice on Occupational Safety and Health Audit, or any such standards prevailing at the relevant time, whichever is latest (mention standards, check list, guidelines used in addition to the Indian Standard. IS 14489: Code of Practice on Occupational Safety and Health Audit)

(Detailed Safety Audit Report along with recommendations to be attached.)

Date of submission of Safety Audit Report to the factory:

Digital Signature of Safety Auditor's or employee/s of an Institution authorized to carry out safety audit

In case of Internal Safety Audit

Signatures of Team of Plant Personnel.

#### Part-B

(to be furnished by the occupier)

Date of receipt of safety audit from the Safety Auditor:

I-----undersigned occupier of the factory..... situated at..... hereby declare that, I have thoroughly reviewed and appropriate actions based on the findings and recommendations mentioned in Safety Audit Report by safety auditor's namely.....

In response to the Safety Audit Report I have taken appropriate measures and report of or the same is attached herewith.

Digital Signature of the Occupier.

#### Schedule III

[See rule 9(2)]

#### Proforma for verification of action taken report

- (1) Name and address of the factory:
- (2) Name of the Occupier:
- (3) Name of Safety Auditor:
- (4) Date of Safety Audit:
- (5) Date of submission of Safety Audit report to Occupier:
- (6) Date of action taken report submitted by Occupier:
- (7) Date of visit for verifying action taken report:
- (8) Details of non-compliance observed, if any:

I..... hereby declare that I have verified all the observation/ recommendation mentioned in Safety Audit report and action taken report submitted by the occupier of the factory.

Digital signature of the Safety Auditor.".

FORM-A

[See rule 6(1)]

Application Form for recognition or renewal of recognition of Safety Auditor  
(to be filled in by individuals)  
(In Duplicate)

Applicant's Latest Photograph Signed Across.
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1. Name
2. Father/Husband Name
3. Date of Birth and Age
4. Permanent Address
5. Address for  
Correspondence  
Telephone No.  
Mobile No:  
E- Mail :

6. Educational Qualification (Attached Certified copies)

Sr.No.	Degree	College/Institution/University	Year of completion

7. Technical Qualification in Safety (Attach certified copies)

Sr.No.	Degree	College/Institution/University	Year of completion

8. Works Experience (Attach certified copies)

Sr.No.	Employment Date		Name and address of Employer	Designation	Nature of work
	From	To			

9. For renewal of recognition.-

Certificate No. \_\_\_\_\_ and date: \_\_\_\_\_

(10) Details of the training attended (attach copies).

Sr. No.	Name of the Institution	Subject/Topics of the training	Duration	
			From	To

(11) Details of Payment of fees for application:

Challan No./ Reference No.	Amount	Date

DECLARATION

I hereby declare that,

- (a) my recognition as a Safety Auditor was not revoked or cancelled by the State Government in the past:
- (b) my recognition as a Safety Auditor was revoked or cancelled in the past, and its details are as follows:-

Date of revocation or cancellation and its order number, if any	Period	
	From	To

Note.- If the recognition was cancelled or revoked twice in the past the Safety Auditor is not eligible for recognition.

(c) The list showing the name, address of the factory and date of audits are attached herewith.]

(d) I.....hereby declare that the information furnished above. are correct to the best of my knowledge. I undertake to:

(i) maintain the facilities in good working order, and

(ii) fulfil and abide by the conditions, if any, stipulated in the certificate of recognition.

(e) I also undertake to not to disclose, as a recognised Safety Auditor or after ceasing to be a recognized Safety Auditor, any manufacturing or commercial secrets or working processes or other confidential information which may come to my knowledge in the course of my duties as an auditor and any failure in this regard may make me liable for criminal or civil proceedings, in accordance with the provisions of the law for the time being in force or any rules made thereunder.).

Signature of the Applicant:  
Full Name:

Date:  
Place:

**FORM-B**  
[See rule 6(1)]

**Form of Application for recognition or renewal of recognition to an institution as Safety Auditor**

1	Name and full address of the Institution:	
2	Institution status (specify whether Government, autonomous, co-operative, corporate or private) with registration number:	
3	a) Name of head of Institution b) Phone/Mobile No. c) E-Mail address	
4	Whether the Institution has been declared as a Safety Auditor by this State or any other State? If so, give details.	
5	Attach (details) of at least three employed persons in the Annexure attached to this application:	
6	Any other relevant information	
7	Certificate No. (in case of renewal)	

[(8) Challan No./Reference No.	Amount	Date

**DECLARATION**

I hereby declare that,-

(a) Recognition of the institution as Safety Auditor was not revoked or cancelled by the State Government in the past,

(b) The recognition of the institution as Safety Auditor was revoked or cancelled in the past, its details are as follows:-

Date of revocation or cancellation and its order	Period	
	From	To

Note. If the recognition was cancelled or revoked twice in the past the Institution is not eligible for recognition.

(c) The list showing the name, address of the factory and date of audits are attached herewith.];

(d) I, hereby declare that the persons whose details is attached to the application are employees of the institution whose copies of appointment letters are attached herewith.

(e) I, ..... hereby declare that the information furnished above for .....  
(name of the institution) is correct to the best of my knowledge. I undertake to,-

(i) notify to the Chief Inspector immediately, in case the employed person on the basis of which this recognition was procured leaves the employment,

(ii) maintain the facilities in good working order,

(iii) fulfil and abide by all the conditions stipulated in the certificate of recognition.

f) I also undertake to not to disclose, as a recognized Safety Auditor or after ceasing to be a recognized Safety Auditor, any manufacturing or commercial secrets or working processes or other confidential information which may come to my knowledge in the course of my duties as an auditor and any failure in this regard may make me liable for criminal or civil proceedings, in accordance with the provisions of the law for the time being in force or any rules made thereunder.

Signature of the Head of the Institution:.....

Designation:.....

Place:

Date:

## Annexure to Form -B

Personal Information of the persons employed:

Latest  
Photograph  
Signed Across.

1. Name

2. Father/Husband Name

3. Date of Birth and Age

4. Permanent Address

5. Address for Correspondence

Telephone No.

Mobile No.

E-mail

6. Educational/Qualification (Attach Certified copies)

Sr.No.	Degree	College/Institution/University	Year of completion

7. Technical Qualification in Safety (Attach certified copies)

Sr.No.	Degree	College/Institution/University	Year of completion

8. Works Experience (Attach certified copies)

Sr.No.	Employment Date		Name and address of Employer	Designation	Nature of work
	From	To			

(9) Details of the training attended (attach copies).

Sr. No.	Name of the Institution	Subject/Topics of the training	Duration	
			From	To

## DECLARATION

I hereby declare that all information provided in this annexure is true and correct to the best of my knowledge. If recognised, I agree to abide by and uphold the high standard of professional ethics in discharge of my duties as a Safety Audit.

Signature of the Applicant:

Full Name:

Date:

Place:

[Form C]

[See rule 6(4)]

**Certificate of recognition/renewal of recognition as a Safety Auditor.**

**Certificate No.: MS/DISH/SA//20...../20.....**

It is to inform that M/S. / SHRI / SMT.....(address),.....  
been Recognised/Renewed the recognition as a "SAFETY AUDITOR", by the State Government, vide letter  
No..... dated .....for the purpose of carrying out Safety Audit under Maharashtra Factories (Safety  
Audit) Rules, 2014.

The Certificate is valid from..... to.....

Audit under Maharashtra Factories (Safety Audit) Rules, 2014.

This certificate is issued subject to the conditions stipulated hereunder:-

(1) Safety audit shall be carried out in accordance with the provisions of the Maharashtra Factories (Safety Audit) Rules, 2014.

(2) Every safety audit shall conform to the Indian Standard, IS 14489: Code of Practice on Occupational Safety and Health Audit with its latest revision and additional standard check list, guidelines used in addition to the Indian Standard, IS 14489: Code of Practice on Occupational Safety and Health Audit.

He or the person authorized, in case of the institution, to carry out safety audit shall be physically present at the time of conducting the Safety Audit and shall maintain the record of the work done.

(3) Certificate Number and validity period should be invariably recorded on Safety Audit Report.

(4) No safety audit shall be carried out after expiry of validity period.

(5) The State Government reserves the right to revoke, annul or amend this Certificate at any time during its validity.

(6) He or the person employed, in case of the institution, to carry out safety audit shall not conduct a Safety Audit of any factory where such auditor or person is employed or of any factory which is ancillary factory of the factory in which the such auditor is employed or an occupier, partner, director, or manager of that factory, or of any factory owned, operated, managed, or conducted by immediate family members, relatives or extended family members or wherein that auditor or such person has any direct or indirect interest whatsoever.

Explanation. "ancillary factory means any factory which is subsidiary, supplier or vendor or any such factory which has directly or indirectly commercial interest of such factory in which safety auditor is employed.

(7) He or the person employed, in case of the institution, shall not conduct a Safety Audit of any factory to which that auditor or such person supplies any plant, machinery, raw material, safety equipment's or other materials or equipment or services towards the compliance of provisions of the Factories Act, 1948 or rules made there under.

(8) Safety Auditor shall not conduct a Safety Audit of any factory consecutively on two occasions in the same factory;

(9) Safety Auditor shall not conduct a Safety Audit of any factory where he has carried out safety audit within last three years.

(10) He or the person employed, in case of the institution, to carry out safety audit shall not disclose, even after ceasing to be a recognized Safety Auditor of the employee of the institution, any manufacturing or commercial secrets or working processes or other confidential information which may come to his knowledge in the course of their duties as an auditor. Any failure in this regard may make such auditor or person liable for criminal or civil proceedings, in accordance with the law for the time being in force.

(11) The validity of this certificate is till the date mentioned on this certificate or completion of age fifty eight years of the safety auditor, whichever is earlier.

(12) In case of an Institutions, information about employees whose names were included in the recognition or renewal application and who subsequently resign or terminated or pass away shall be communicated to Director, Industrial Safety and Health, Maharashtra State, within thirty days.