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LEGISLATIVE SUPPLEMENT

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PART II

GOVERNMENT OF PUNJAB

DEPARTMENT OF LEGAL AND LEGISLATIVE AFFAIRS,
PUNJAB

NOTIFICATION

The 24th September, 2020

No. 13-Leg./2020.-The following Ordinance of the Governor of Punjab, promulgated under clause (1) of Article 213 of the Constitution of India on the 14th day of August, 2020, is hereby published for general information:-

THE FACTORIES (PUNJAB AMENDMENT) ORDINANCE, 2020
(Punjab Ordinance No. 3 of 2020)

AN

ORDINANCE

further to amend the Factories Act, 1948, in its application to the State of Punjab.

Promulgated by the Governor of Punjab in the Seventy-first Year of the Republic of India.

Whereas the Legislative Assembly of the State of Punjab is not in session and the Governor is satisfied that circumstances exist, which render it necessary for him to take immediate action;

Now, therefore, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution of India, the Governor of Punjab is pleased to promulgate the following Ordinance, namely:-

1. (1) This Ordinance may be called the Factories (Punjab Amendment) Ordinance, 2020. Short title and commencement.
- (2) It shall come into force on and with effect from the date of its publication in the Official Gazette.
2. In the Factories Act, 1948 (hereinafter referred to as the principal Act), in its application to the State of Punjab, in section 2, in clause (m),- Amendment of Section 2 of Central Act 63 of 1948.
 - (i) in sub-clause (i), for the word "ten", the word "twenty" shall be substituted; and
 - (ii) in sub-clause (ii), for the word "twenty", the word "forty" shall be substituted.

Amendment of
Section 65 of
Central Act 63
of 1948.

3. In the principal Act, in section 65, in sub-section (3), in clause (iv), for the word "seventy-five", the words "one hundred and fifteen" shall be substituted.

Amendment of
Section 85 of
Central Act 63
of 1948.

4. In the principal Act, in section 85, in sub-section (1), in clause (i), for the words "ten" and "twenty", the words "twenty" and "forty" shall, respectively, be substituted.

Insertion of new
Section 106B in
Central Act 63
of 1948.

5. In the principal Act, after section 106A, the following section shall be inserted, namely:-

"106B. The Inspector may, subject to any general or special order of the State Government in this behalf, compound any offence (except offences under Chapter IV and IV A of the Factories Act, 1948) punishable under this Act with fine only, and committed for the first time, either before or after the institution of the prosecution, on realization of such amount of composition fee as he thinks fit not exceeding the maximum amount of fine fixed for the offence; and where the offence is so compounded,-

- (i) before the institution of the prosecution, the offender shall not be liable to prosecution, for such offence and shall, if in custody, be set at liberty;
- (ii) after the institution of the prosecution, the composition shall amount to acquittal of the offender."

V.P. SINGH BADNORE,
Governor of Punjab.

S.K. AGGARWAL,
Secretary to Government of Punjab,
Department of Legal and Legislative Affairs.