



सत्यमेव जयते



**Office of Secretary Labour
UT Administration of Dadra and Nagar Haveli & Daman & Diu
Secretariat, Moti Daman
Daman – 396220**

LE/LI/DMN/BRAP/238/2020/171

Dated : 23-07-2020

ORDER

WHEREAS, in the wake of the current crisis on account of COVID-19 pandemic, there are restrictions on movement of workers leading to shortage of worker thereby causing the factories to deal with an exceptional press of work.

AND WHEREAS, in order to enable the factories to deal with said exceptional press of work in view of said crisis, there is a need for relaxing certain provisions of the Factories Act, 1948 (Central Act No.63 of 1948) (hereinafter called the "said Act") thereby extending the working hours for optimum utilization of the workers in the factories which have been allowed to operate under the guidelines issued by the Ministry of Home Affairs, Government of India and the UT Administration of Dadra & Nagar Haveli and Daman & Diu from time to time.

NOW THEREFORE, in light of the above and in exercise of the powers conferred by sub-section (2) of section 65 of the said Act, the Administrator of Dadra & Nagar Haveli and Daman & Diu hereby exempts all of the adult workers working in all the factories situated in the Union Territory of Dadra & Nagar Haveli and Daman & Diu, who are not holding positions of supervision or management and/or not employed in a confidential position within the meaning of sub-section (1) of section 64 of the said Act, from the provisions of sections 51, 52, 54 and 56 of the said Act, for a period of 2 months with effect from the date of publication of this order in the Official Gazette, subject to the following conditions, namely:-

- (i) The total number of hours of work in any day shall not exceed twelve;
- (ii) The spread over, inclusive of intervals for rest, shall not exceed thirteen hours in any one day;
- (iii) The total number of hours of work in any week, including overtime, shall not exceed sixty;
- (iv) No workers shall be allowed to work overtime, for more than seven days at a stretch and the total number of hours of overtime work in any quarter shall not exceed seventy five;

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- (v) No worker shall work for more than five hours before he has had an interval for rest of at least half an hour;
- (vi) Where a worker works in a factory for more than forty-eight hours in any week, he shall, in respect of overtime work, be entitled to wages at the rate of twice his ordinary rate of wages in accordance with the provisions prescribed under section 59 of the said Act;
- (vii) If a worker is required to work on weekly holiday(s), he shall be allowed to avail compensatory holiday(s) for having worker on weekly holiday(s), within the month in which the holidays were due to him or within the two months immediately following that month in accordance with the provisions prescribed under section 53 of the said Act;
- (viii) The instructions issued by the Ministry of Home Affairs, Government of India and the Union Territory Administration of Dadra & Nagar Haveli from time to time regarding COVID-19 pertaining to social distancing, sanitization, etc. shall be strictly followed.

By Order and in the name of the
Administrator of Dadra & Nagar and
Daman & Diu



(Danish Ashraf) IAS
Secretary (Labour)
UT of DNH & DD

Copy to :

- The P.S. to Hon'ble Administrator, DNH & DD
The P.A. to Adviser to Hon'ble Administrator, DNH & DD.
The P.A. to Secretary (Industries), DNH & DD .
The P.A. to Collector / Additional Labour Commissioner, DNH / Daman / Diu.
The P.A. to Deputy Labour Commissioner, DNH / Daman / Diu.
The Govt. Printing Press, for publication in the Official Gazette.
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The Representative of the Employees, DNH & DD