

Dock Labourers Act, 1934

Section 5 - POWER TO 6[CENTRAL GOVERNMENT] TO MAKE REGULATIONS

1) The 6[Central Government] may make regulations, 7- (a) providing for the safety of working places on shore and of any regular approaches over a dock, wharf, quay or similar premises which workers have to use for going to or from a working place at which the processes are carried on, and for the lighting and fencing of such places and approaches; (b) prescribing the nature of the means of access which shall be provided for the use of workers proceeding to or from a ship which is lying alongside a quay, hulk or other vessels; (c) prescribing the measures to be taken to ensure the safe transport of workers proceeding to or from a ship by water and the conditions to be complied with by the vessels used for the purposes; (d) prescribing the nature of the means of access to be provided for the use of the workers from the dock of a ship to a hold in which the processes are carried on; (e) prescribing the measures to be taken to protect hatchways accessible to the workers and other openings in a dock which might be dangerous to them; (f) providing for the efficient lighting of the means of access to ships on which the process are carried on and of all places on board at which the workers are employed or to which they may be required to proceed; (g) providing for the safety of the workers engaged in removing or replacing hatch covering and beams used for hatch coverings; (h) prescribing the measures to be taken to ensure that no hoisting machine, or gear, whether fixed or loose, used in connection therewith is employed in the processes on shore or on board ship unless it is in a safe working condition; (i) providing for the fencing of machinery, live electric conductors and steam pipes; (j) regulating the provision of safety appliances on derricks, cranes and winches; (k) prescribing the precautions to be observed in regard to exhaust and live steam; (l) requiring the employment of competent and reliable persons to operate lifting or transporting machinery used in the processes, or to give signals to a driver of such machinery, or to attend to cargo falls on winch ends or winch drums, and providing for the employment of a signaller where this is necessary for the safety of the workers ; (m) prescribing the measures to be taken in order to prevent dangerous methods of working in the stacking, unstacking, stowing and unstowing of cargo, or handling in connection therewith; (n) prescribing the precautions to be taken to facilitate the escape of the workers when employed in a hold or between decks in dealing with coal or other bulk cargo; (o) prescribing the precautions to be observed in the use of stages and trucks; (p) prescribing the precautions to be observed when the workers have to work where dangerous or noxious goods are, or have been stowed or have to deal with or work in proximity to such goods; (q) providing for the rendering of first-aid to injured workers and removal to the nearest place of treatment; (r) prescribing the provision to be made for the rescue of immersed workers from drowning; (s) prescribing the abstracts of this Act and of the regulations required by Sec. 8 -; (t) providing for the submission of notices of accidents and dangerous occurrences and prescribing the form of such notices, the persons and authorities to whom they are to be furnished, the particulars to be contained in them and the time within which they are to be submitted ; (u) specifying the persons and authorities who shall be responsible for compliance with regulations made under this Act; (v) defining the circumstances in which and condition subject to which exemptions from any of the regulations made under this section may be given, specifying the authorities who may grant such exemptions and regulating their procedure; (w) defining the additional powers which Inspectors may exercise under Cl. (c) of Sec. 4 -; and (x) providing generally for the safety of workers. (2) Regulations made under this section may make special provisions to meet the special requirements of any particular port or ports. (3) In making a regulation under this section, the 1[Central Government] may direct that a breach of it shall be punishable with fine which may extend to five hundred rupees and when the breach is a continuing breach, with a further fine which may extend to twenty rupees for every day after the first during which the breach continues