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GOVERNMENT OF KERALA

Labour and Skills (B) Department

NOTIFICATION

No.B2/154/2024/LBR.

Dated, Thiruvananthapuram, 31st July, 2025

15th Karkadakam, 1200

The following draft rules further to amend the Kerala Factories Rules, 1957 which the Government of Kerala propose to make in exercise of the powers conferred under section 112 of the Factories Act, 1948 (Central Act 63 of 1948) is hereby published for general information as required under sub-section (1) of section 115 of the said Act.



Notice is hereby given that the said draft rules will be taken up for consideration on or after 45 days from the date of publication of this notification in the Official Gazette and that objection or suggestions if any, that may be received from any person or firm on or before the date specified above in respect of the said draft rules will be considered by the Government. Objections and suggestions, if any, shall be addressed to the Secretary to Government, Labour and Skills (B) Department, Government Secretariat, Thiruvananthapuram 695 001.

DRAFT RULES

- 1 *Short title and commencement.* – (1) These rules may be called the Kerala Factories (Amendment) Rules, 2025.

(2) They shall come into force at once.

- 2 *Amendment of the Rules.* – In the Kerala Factories Rules, 1957,-

(1) in rule 2 A,-

(a) in sub-rule (1), after the words “ventilation system” the words and symbol “ovens and driers, thermic fluid heaters” shall be inserted.

(b) in sub-rule (2), after the words “ventilation system” the words and symbol “ovens and driers, thermic fluid heaters” shall be inserted.

(c) for sub-rule (3), the following sub-rule shall be substituted namely:-

“(3) The Chief Inspector on receipt of an application in the prescribed form electronically from a person or an institution intending to be recognized as a ‘competent person’ for the purpose of this Act and the Rules made thereunder, shall register such application within a period of sixty days of the date of receipt of application, either after having satisfied himself as regards competence and facilities available at the disposal of the applicant by means of conducting competency assessment written test or practical test or both, interview and facility inspections shall recognize the applicant as a ‘competent person’ and issue a certificate of competency in the specified form for such period as may be specified or reject the application



specifying the reasons therefor. Every application for recognition of competent person shall be accompanied by a treasury challan receipt towards the remittance of the prescribed fee shown in Appendix III”.

(d) after sub-rule (3) as so substituted, the following sub-rules shall be inserted, namely:-

“(3a) The Chief Inspector on receipt of an application in the specified form electronically from a competent person intending to renew their existing competency certificate, shall register such application within a period of thirty days of the date of receipt of application, either after having satisfied himself on such persons or institutions based on their compliance of the conditions stipulated in the certificate of competency or by means of conducting competency assessment written test or practical test or both, interview and facility inspections, whichever the case, as may be necessary, shall renew the certificate of competency in the specified form for such period as may be specified or reject the application stating the reasons therefor. Every application for renewal of recognition of competent person shall be accompanied by a treasury challan receipt towards the remittance of the specified fee shown in Appendix - III.

(3b) The competency assessment in the form of written test or practical test and interview shall be based on the connected provisions of the Act and Rules made thereunder, relevant codes including IS codes, regulations, guidelines issued by the Chief Inspector and any other applicable laws and shall be conducted in the pattern, mode, duration and evaluation criteria as specified by the Chief Inspector”.

(e) in sub-rule (4), for the words and symbol, “revoke the certificate of competency”, the words, symbols, bracket and letter, “issue the order (s) to revoke the certificate of competency and debar them from obtaining the certificate of competency for such period as specified by Chief Inspector”, shall be substituted.

(f) after sub-rule (4), as so substituted, the following sub-rule shall be inserted, namely:-

“(4a) A competent person aggrieved by an order of Chief Inspector may prefer an



appeal before the State Government within a period of thirty days on receipt of the order of Chief Inspector. The State Government shall give an opportunity of being heard to the competent person and pass an order. The order of the State Government in this regard shall be final”.

(g) in sub-rule (5), after the words “ventilation system” the words and symbols “dangerous machinery, confined space, ovens and driers, themic fluid heaters and such other process or plant and equipment as stipulated in the Act and Rules made thereunder” shall be inserted.

(h) for the existing forms, under sub-rule (5) the following forms shall respectively be substituted, namely:-

**Form of Application for Grant/Renewal of Certificate of Competency
to a person under sub- rule (3) and sub-rule (3a) of Rule 2A.**

(To be submitted electronically)

- 1 Full Name :
- 2 Date of Birth (DD/MM/YY) :
(Copies of document to prove
age to be attached)
- 3 Name of the Organization (if
employed) :
- 4 Present Designation in the
Organization :
- 5 Educational qualifications :
(Copies of testimonials to be
attached)



- 6 Details of professional :
experience
(in Chronological order)
(Copies of testimonials to be
attached)

Name of the Organization	Period of Service	Designation	Details of Experience with field of work and period of work
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- 7 Membership if any, of :
professional bodies

- 8 Details of any disciplinary :
actions, if any, taken by any
Government Bodies, Agencies
or Departments

- 9 (i) Details of facilities :
(examination, testing etc.) at
the disposal
(ii) Arrangements for
calibrating and maintaining the
accuracy of these facilities

- 10 Details of which competency :
certificate is sought
(section or sections of the Act
should be stated)

- 11 Whether the applicant has been :



declared as competent:

person under any statute (if
so, the details)

12 Any other relevant information :

Declaration by the applicant

Ihereby declare that the information furnished above is true.

I undertake

(a) that in the event of any change in the facilities at my disposal (either addition or deletion) or my leaving the aforesaid organization, I will promptly inform the Chief Inspector.

(b) to maintain the facilities in good working order, calibrated periodically as per manufacturer's instructions or as per National Standards; and

(c) to fulfill and abide by all the conditions stipulated in the certificate of competency and instructions issued by the Chief Inspector from time to time.

*Recent Photographs shall be attached along with application.

Place:

Date:

Signature of the applicant.

Form of Application for Grant Renewal of Certificate of Competency to an Institution under sub-rule (3) and sub-rule (3a) of Rule 2A

(To be submitted electronically)

1 Name and full address of Organization :



- 2 Organization's status :
[specify whether Government, Autonomous, Co-operative (Corporate or Private)]
- 3 Purpose for which Competency Certificate is Sought(Specify section (s) of the Act) :
- 4 Whether the organization has been declared as a competent person under this or any other statute. If so, give details :
- 5 Whether the proposed persons to be appointed as competent persons have faced any disciplinary actions by any other Government Bodies, Agencies or Departments, If so, give details :
- 6 Particulars of persons employed and possessing qualification and experience as set out in schedule annexed to Rule 2A :

Sl. No.	Name and Designation	Qualifications (Testimonials to be attached)	Details of Experience with field of work and period of work (Testimonials to be attached)	Date of Birth (dd/mm/yy) (Copy of age proof document to be attached)	Section(s) and the Rules under which the competency is sought for	Signature
(1)	(2)	(3)	(4)	(5)	(6)	(7)

7. Details of facilities (relevant to item 3 above) and arrangements made for their maintenance and periodical calibration.



*Recent Photographs of the Persons to be appointed as competent person shall be attached along with application.

Declaration

I hereby, on behalf of, certify that the details furnished above are correct to the best of my knowledge. I undertake to:-

(1) maintain the facilities in good working order, calibrated periodically as per manufacturer's instructions or as per National Standards; and

(2) to fulfill and abide by all the conditions stipulated in the Certificate of competency and instructions issued by the Chief Inspectors from time to time.

Place :

Signature of Head of the Institution

Date :

or of the persons authorized to sign on his behalf.

Designation

Form of certificate of competency issued to a person or an institution in pursuance of sub-rule (3) of Rule 2A under section 2 (c a) of the Factories Act, 1948.

Regn. No.....

I,..... in exercise of the powers conferred on me under section 2 (ca) of the Factories Act, 1948 and the rules made thereunder, hereby recognize Shri.(Name & Address of the Competent Person) to be competent person for the purpose of carrying out tests, examinations, inspections, and certification for factory buildings for *such buildings, dangerous machinery, hoists and lifts, lifting machines and lifting tackles, pressure plant, confined space, ventilation system, Ovens and Driers, Thermic Fluid Heaters and process or plant and equipment (as the case may be) used in factory located in Kerala State under section of



Factories Act, 1948 and rule ... of Kerala Factories Rule, 1957 made thereunder.

*Strike out the words not applicable.

This certificate is valid from to..... and the competent person shall have jurisdiction over the State of Kerala.

Sl. No.	Name of Competent Person	Sections Applicable	Date of Birth	Photograph	Signature
(1)	(2)	(3)	(4)	(5)	(6)

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

- (i) Tests, examinations and inspections shall be carried out in accordance with the provisions of the Act and the Rules made thereunder;
- (ii) Tests, examination and inspections shall be carried out by the competent person themselves or under their direct supervision.
- (iii) The competent person shall affix his/her/their signature in all certificates issued for submission to the Department of Factories and Boilers.
- (iv) If it comes to the notice of the Chief Inspector of Factories and Boilers that the Competent person has not conducted site verification in person for the purpose of carrying out tests, examinations, inspections, his/her/their certificate shall be liable to be cancelled without any notice.
- (v) If it comes to the notice of the Chief Inspector of Factories and Boilers that any competent persons or Institutions acted not in accordance with the relevant provisions under the Factories Act, 1948 and the Kerala Factories Rules, 1957 while conducting tests, examination, inspections, the certificate of competency of those competent persons or Institutions shall be cancelled and he/she/they will be debarred from obtaining the certificate for such period as decided by the Chief Inspector.
- (vi) Record of the daily work done by the competent person shall be maintained in



the logbook, incorporating there in the details regarding the date of work done, observations made, directions given etc and shall submit the duly signed logbook along with the application for renewal of certificate of competency.

- (vii) The application for renewal shall be made within thirty days before the expiry of validity of this certificate.
- (viii) The certificate of competency issued in favour of a person shall stand cancelled, if the person leaves the organization mentioned in his application;
- (ix) If any of the above conditions are violated, the Chief Inspector of Factories and Boilers, Kerala reserves the right to revoke and amend this order any time during its validity in accordance with the relevant provisions under the Factories Act, 1948 and the Kerala Factories Rules, 1957.

Station:

Date :

Signature of the Chief Inspector

(2) in the SCHEDULE under rule 2 A, the serial numbers 10, 11 and 12 the entries against it in columns 2 to 5 shall be omitted.

(3) in rule 3, in clause (b) of sub-rule (2),-

(a) for existing items (i) (ii) (iii) and the paragraph under it, the following items and paragraph shall respectively be substituted, namely:-

“(i) the site plan of the factory and immediate surrounding including adjacent building and other structures, roads, drains, tanks clearly showing setbacks from the factory building to the nearest factory boundary, educational institution, hospitals, religious - cum -worship building, tank, canals and position of rain water harvesting system, septic tank, soak pits and all other structures in the factory site etc.

(ii) the plan, elevation and necessary cross- sections of the various buildings, indicating all relevant details relating to fire-fighting facilities, natural



lighting, ventilation systems, storage facilities with details of storage, means of access and egress, and details of safety, health, welfare facilities along with drawing of structures like storage tanks, chimney, rainwater harvesting systems, septic tank and soak pit etc.

(iii) the plans of layout machinery clearly indicating the position of the plant and machinery, aisles, passageways and distribution of workers. These shall be a minimum clearance of 50cm between machine and fixed structure;

(iv) the plans of the fire layout with legends of firefighting equipments clearly indicating the position and distribution of various fire protection and preventive measures in various buildings and in factory site with means of escape on fires.

The plans and layout of factory buildings sent to the Department for approval under these rules shall be prepared by a person not below the rank of a draftsman recognized by the Chief Inspector or the Deputy Chief Inspector/State government in this regard”.

(4) in rule 3, after sub-rule (2), the following sub-rule, forms and schedule, shall be inserted, namely:-

“(2A) (1) The plans and layout of factory buildings sent to the Department for approval under these rules shall be prepared and certified by a Draftsman recognized by the Chief Inspector in this regard.

(2) The Chief Inspector may recognize any person as a ‘Draftsman’ within such area and for such period, as may be specified, for the preparation and certification of plans for the purpose of permit for such buildings, as stipulated in the Act and the Rules made thereunder, if such a person possesses the qualifications, experience and other requirements as set out in the schedule annexed to this Rule.

Provided that, the ‘Draftsman’ recognized under this provision shall not be above the age of 62 and shall be physically fit for the purpose of carrying out the inspections for the purpose of preparation and certification of plans.



(3) The Chief Inspector, on receipt of an application in the specified form electronically from a person intending to be recognized as a 'Draftsman' as set out in the schedule annexed to this rule for the purposes of this Act and the Rules made thereunder shall register such application and within a period of sixty days of the date of receipt of application, either after having satisfied himself as regards competence and facilities available at the disposal of the applicant by means of conducting competency assessment written test or practical test or both, interview and facility inspections shall recognise the applicant as a 'Draftsman' and issue a certificate of recognition in the specified form for such period as may be specified or reject the application specifying the reasons therefore.

(4) The Chief Inspector on receipt of an application in the specified form through online mode from a Draftsman intending to renew their existing competency certificate shall register such application and within a period of thirty days of the date of receipt of application, either after having satisfied himself on such persons based on their compliance of the conditions stipulated in the certificate of competency or by means of conducting competency assessment, written test or practical test or both, interview and facility inspections whichever the case may be necessary, shall renew the certificate of recognition in the prescribed form for such period as may be specified or reject the application specifying the reasons therefore.

(5) The Competency assessment in form of written test or practical and interview shall be based on the connected provisions of this Act and Rules made there under relevant codes including the IS codes, regulations, guidelines issued by the Chief Inspector and any other applicable laws and shall be conducted in the pattern, mode, duration and evaluation criteria as specified by the Chief Inspector.

(6) Every application for recognition or renewal of recognition of 'Draftsman' shall be accompanied by a treasury challan receipt towards the remittance of specified fee shown in Appendix - III.

7) The Chief Inspector may, after giving an opportunity to the Draftsman of being heard, issue the order(s) to revoke the certificate of recognition and debar them from obtaining the certificate of recognition for such period as decided by Chief Inspector,



i) if he has reasons to believe that a Draftsman,

- (a) has violated any condition stipulated in the certificate of recognition issued in the prescribed format; or
- (b) has prepared the plans for the purpose of buildings or has acted in a manner inconsistent with the intent or the purpose of this Act or the Rules made thereunder or has omitted to act as required under the Act and the Rules made thereunder; or
- (c) for any other reason to be recorded in writing.

ii) A Draftsman aggrieved by an order of Chief Inspector may prefer an appeal before the State Government within a period of 30 days on receipt of the order of Chief Inspector. The State Government shall give an opportunity of being heard to the Draftsman and pass an order. The order of the State Government in this regard shall be final.

(8) The Chief Inspector may, for reasons to be recorded in writing, shall seek re-submission of any plans and drawings for the issue of factory permit as stipulated in the Act and the Rules made thereunder, as the case may be which has been prepared and certified repugnant to provisions of Act and Rules by a Draftsman.

**Form of Application for Grant/Renewal of Certificate of Recognition
as Draftsman to a person under sub - rule (2A) of Rule 3 under clause
(c) of sub-section (1) of section 6.**

(To be submitted electronically)

- 1 Full Name :
- 2 Date of Birth (DD/MM/YY) :
(Copies of document to prove age
to be attached)



- 3 Name of the Organization (if employed) :
- 4 Present Designation in the Organization :
- 5 Educational qualifications (Copies of testimonials to be attached) :
- 6 Details of professional experience (in Chronological order) (Copies of testimonials to be attached) :

Name of Organization	Period of Service	Designation	Details of Experience with field of work and period of work
(1)	(2)	(3)	(4)

- 7 Recognition/registration, as approved Draftsman, by other departments under Govt. of Kerala, if so attach details/credentials* :
- 8 Details of disciplinary actions, if any, taken by any Government Bodies, Agencies or Departments :
- 9 Details of which Class of Draftsman is sought :
- 10 Whether the applicant has been declared as Draftsman or as Competent person under any other statute (if so, the details) :
- 11 Any other relevant information :



Declaration by the applicant

I hereby declare that the information furnished above is true.

I undertake,

- (a) that in the event of me leaving the aforesaid organization, I will promptly inform the Chief Inspector;
- (b) to act in accordance with the provisions of the Act and the Rules made thereunder; and
- (c) to fulfill and abide by all the conditions stipulated in the certificate of recognition and instructions issued by the Chief Inspector from time to time.

*Recent Photographs shall be attached along with application.

Place :

Date :

Signature of the applicant.

Form of Certificate of Recognition as Draftsman issued to a Person under sub-rule (2A) of Rule 3 under clause (c) of sub-section (1) of section 6.

(To be submitted electronically)

Regn.No.....

I,.....in exercise of the powers conferred on me under clause (c) of sub-section (1) of section 6 of the Factories Act, 1948 and the rule made thereunder, hereby recognize Shri.....(Name & Address of the Draftsman)to be in capacity of Draftsman *(A)/(B)/(C) for the purpose of preparation and certification of factory building plans and other structural drawings under section 6 and 112 of Factories Act, 1948 and Rule 3(2)(b), Kerala Factories Rules 1957 made thereunder.



*Strike out the words not applicable.

This certificate is valid from to..... and the Draftsman shall have jurisdiction over the State of Kerala.

Sl. No.	Name of Draftsman	Date of Birth	Photograph	Signature
(1)	(2)	(3)	(4)	(5)

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

(i) Preparation and Certification of plans shall be carried out in accordance with the provisions of the Act and the Rules made thereunder;

(ii) The preparation and certification of plans and drawings for the purpose of permit shall be carried out by the Draftsman themselves.

(iii) The person in capacity of a Draftsman shall affix his/her/their digital signature as uploaded in the registration portal in all drawings prepared and certified by him/her/them for submission to the Department of Factories and Boilers.

(iv) If it comes to the notice of the Chief Inspector that the Draftsman has not conducted site verification in person for the purpose for preparation and certification of plans, his/her/their certificate shall be liable to be cancelled without any notice.

(v) If it comes to the notice of the Chief Inspector that any plans or drawings prepared and certified by the draftsman for the grant of permit is fabricated or manipulated or the draftsman has acted not in accordance with the relevant provisions under Factories Act 1948 & Kerala Factories Rules, 1957 while preparation and certification of plans, the certificate of recognition of those Draftsman shall be cancelled and he/she/they will be debarred from obtaining the certificate for such period as decided by the Chief Inspector.

(vi) The total number of plans submitted for the permit application shall be restricted to five.



(vii) The plans and drawings submitted for the grant of factory permit should contain site plan, the plan, elevation and necessary cross-sections of the various buildings, machinery layout, fire protection layout, worker distribution, details of rain water harvesting and septic tank with soak pit and other requirements as specified by the Chief Inspector.

(viii) Record of the daily work done by the Draftsman should be maintained in the logbook, incorporating there in the details regarding the date of work done, observations made, directions given etc and shall submit the duly signed logbook along with the application for renewal of certificate of recognition.

(ix) The application for renewal shall be made thirty days before the expiry of validity of this certificate.

(x) If any of the above conditions are violated, the Chief Inspector of Factories and Boilers, Kerala reserves the right to revoke and amend this order any time during its validity in accordance with the relevant provisions under the Factories Act, 1948 and the Kerala Factories Rules, 1957.

Station:

Date :

Signature of the Chief Inspector



SCHEDULE

Sl. No.	Section or Rules under which competency is recognized	Qualification required	Experience for the Purpose	Facilities at his Command
(1)	(2)	(3)	(4)	(5)
1	Draftsman A under Rule 3(2) (A) under section 6	i) Bachelors degree in Civil Engineering/ Architecture or its equivalent; or ii) Diploma in Civil Engineering/ Architecture	Minimum five years experience for Degree holders and minimum fifteen years experience for Diploma holders in design, supervision of building construction and in the preparation of building plans and other structural drawing using any building plan preparing and designing softwares as per specifications connected with factory buildings and having the sufficient knowledge in the provisions of Factories Act, 1948, Kerala Factories Rules, 1957, Relevant Codes including the IS Codes, regulations, guidelines issued by the Chief Inspector and any other applicable laws.	Five Facilities for taking measurements and preparation of plans
2	Draftsman B under Rule 3(2) (A) under section 6	Diploma in Civil Engineering/ Architecture	Minimum ten year's experience in design, supervision of building construction and in the preparation of building plans and other structural drawing using any building plan preparing and designing softwares as per	Facilities for taking measurements and preparation of plans



specifications connected with factory buildings and having the sufficient knowledge in the provision of Factories Act, 1948, Kerala Factories Rules, 1957, Relevant Codes including the IS Codes, Regulations, guidelines issued by the Chief Inspector and any other applicable laws (eligible for total plinth area up to 1000 sq. meters)

- | | | | | |
|---|---|--|---|---|
| 3 | Draftsman C under Rule 3(2) (A) under section 6 | i) Diploma in Civil Engineering/ Architecture or
ii) Trade Certificate in Draftsman Civil from recognized Industrial Training Institute or centre | Minimum five years' experience for Diploma holders and minimum ten years of experience for Industrial Training Institute or centre certificate Holders in Design, Supervision of building construction and in the preparation of building plans and other structural drawing using any building plan preparing and designing softwares as per specifications connected with factory buildings and having sufficient knowledge in the provisions of the Factories Act, 1948, Kerala Factories Rules, 1957, Relevant Codes including the IS | Facilities for taking measurements and preparation of plans |
|---|---|--|---|---|



Codes, Regulations, guidelines issued by the Chief Inspector and any other applicable laws (eligible for total plinth area up to 500 sq. meters).

(5) in APPENDIX III,-

(a) in the entries against serial number 1,-

(i) in column (2), for the word, “Recognition of Competent person” the words “Recognition and Renewal of Recognition of Competent person” shall be substituted;

(ii) in Column (3), for the word, figures, letter and bracket “Rule 2A(3)” the words, figures, letters and brackets “Rules 2A(3) and Rule 2A(3a)” shall be substituted;

(b) in serial number 2, for the entries in column (2), (3) and (4), the following entries shall respectively be substituted, namely:-

"Recognition and Renewal of Recognition of	Draftsman -A	Rule 3(2A)(3) and (6)& Rule 3(2A)(4) and (6)	Rs.5750/- for each application
	Draftsman - B	Rule 3(2A)(3) and (6) & Rule 3(2A)(4) and (6)	Rs.3450/- for each application
	Draftsman - C	Rule 3(2A)(3) and (6) & Rule 3(2A)(4) and (6)	Rs.1725/- for each application"

By order of the Governor

Dr.Vasuki K
Secretary to Government.

