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No. S 203

WORKPLACE SAFETY AND HEALTH ACT (CHAPTER 354A)

WORKPLACE SAFETY AND HEALTH (REGISTRATION OF FACTORIES) (AMENDMENT) REGULATIONS 2017

In exercise of the powers conferred by section 65 of the Workplace Safety and Health Act, the Minister for Manpower makes the following Regulations:

Citation and commencement

1. These Regulations are the Workplace Safety and Health (Registration of Factories) (Amendment) Regulations 2017 and come into operation on 1 September 2017.

Amendment of regulation 5

2. Regulation 5(1) of the Workplace Safety and Health (Registration of Factories) Regulations 2008 (G.N. No. S 501/2008) (called in these Regulations the principal Regulations) is amended by deleting the words “or II” and substituting the words “, II or III”.

Amendment of regulation 6

3. Regulation 6 of the principal Regulations is amended —

- (a) by inserting, immediately after the words “Part I or II” in paragraph (1), the words “, but not Part III,”;
- (b) by inserting, immediately after paragraph (1), the following paragraph:

“(1A) Any person who desires to occupy or use any premises as a factory falling within any of the classes of factories described in Part III of the First Schedule must apply to the Commissioner to register the premises as a major hazard installation under the

Workplace Safety and Health (Major Hazard Installations) Regulations 2017 (G.N. No. S 202/2017).”; and

- (c) by inserting, immediately after the word “revoked” in paragraphs (5)(a), (6), (6A)(a) and (7), the words “or cancelled”.

Amendment of regulation 9

4. Regulation 9 of the principal Regulations is amended —

- (a) by inserting, immediately after paragraph (3A), the following paragraphs:

“(3B) Where a factory is directed by the Commissioner under regulation 11(1) of the Workplace Safety and Health (Major Hazard Installations) Regulations 2017 (G.N. No. S 202/2017) to be registered as a major hazard installation, the certificate of registration of the factory is cancelled on —

- (a) the date specified in the Commissioner’s direction under sub-paragraph (a) of that regulation, unless an application to register the factory as a major hazard installation under those Regulations is made before that date; or
- (b) if an application to register the factory as a major hazard installation under those Regulations has been made, the date the factory is registered as a major hazard installation or the date the application is rejected by the Commissioner.

(3C) Where a factory’s certificate of registration is cancelled under paragraph (3B), the Commissioner must refund to the occupier of the factory a pro-rated amount, determined in accordance with paragraph (3D), of the fee paid under

regulation 6(3)(a) in respect of that factory's registration.

(3D) The amount mentioned in paragraph (3C) is pro-rated according to the proportion that the remaining validity period of the factory's registration (rounded to the nearest day) bears to the total validity period of that registration.”;

- (b) by deleting the words “or revoked” in paragraphs (5) and (7) and substituting in each case the words “, revoked or cancelled”;
- (c) by deleting the words “or revocation” in paragraph (5) and substituting the words “, revocation or cancellation”; and
- (d) by inserting, immediately after the word “registration” in the regulation heading, the word “, etc.”.

Amendment of First Schedule

5. The First Schedule to the principal Regulations is amended by inserting, immediately after Part II, the following Part:

“PART III

1. Any premises described in the Second Schedule to the Workplace Safety and Health (Major Hazard Installations) Regulations 2017 (G.N. No. S 202/2017).
2. Any premises directed by the Commissioner under regulation 11(1) of the Workplace Safety and Health (Major Hazard Installations) Regulations 2017 to be registered as a major hazard installation.”.

[G.N. No. S 57/2010]

Made on 27 April 2017.

AUBECK KAM
*Permanent Secretary,
Ministry of Manpower,
Singapore.*

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(To be presented to Parliament under section 65(8) of the Workplace Safety and Health Act).