

P.U.(A) 328/86
FACTORIES AND MACHINERY (BUILDING OPERATIONS AND WORKS OF ENGINEERING
CONSTRUCTION) (SAFETY) REGULATIONS 1986
PART I - PRELIMINARY

Regulation 4. Obligation.

(1) It shall be the duty of every contractor and every employer, who undertakes any of the operation or works to which these Regulations apply -

(a) to comply with such of the requirements of these Regulations as affect him or any person employed by him.

Provided that the requirements of these Regulations shall be deemed not to affect any employee if and so long as his presence in any place is not in the course of performing any work on behalf of his employer and is not expressly or impliedly authorised or permitted by his employer;

(b) to comply with such of the requirements of these Regulations as relate to any work, act or operations performed or about to be performed by any such contractor or employer,

and it shall be the duty of every contractor and every employer who erects or alters any scaffold to comply with such of the requirements of these Regulations as relate to erection or alteration of scaffold having regard to the purpose for which the scaffold is designed at the time of erection or alteration; and of every contractor and every employer who erects, installs, works or uses any plant or equipment to which any of the provisions of these Regulations applies, to erect, install, work or use such plant or equipment in a manner which complies with those provisions.

(2) Where a contractor, who is undertaking any of the operations or works to which these Regulations apply, appoints any artisan, tradesman or other person not being a sub-contractor to perform any work or service under a contractor for service, it shall be the duty of the contractor to comply with such of the requirements of these Regulations, as affect the said artisan, tradesman or other person and for this purpose any reference in these Regulations to any employee shall include a reference to such artisan, tradesman or other person and the contractor shall be deemed to be his employer.

(3) It shall be the duty of every employee to comply with the requirements of such these Regulations as relating to the performance of or the refraining from an act by him.

(4) No contractor or employer shall permit an employee to do anything not in accordance with the generally accepted principles of sound and safe practice.

(5) No employee shall do anything not in accordance with the generally accepted principles of sound and safe practice.

(6) No person shall wilfully do any unsafe which may cause injury to himself or to others.