

shall be given to the manager or owner in charge of such operation, in writing, and unless such machinery or mechanical equipment is repaired or made safe within a reasonable period of time, the use thereof may be prohibited by the Commissioner of Labor and Industry and a notice to that effect shall be attached thereto. Such notice shall not be removed until the machinery or mechanical equipment is made safe and the required safeguards are provided and in the meantime such unsafe or dangerous machinery or mechanical equipment shall not be used. Any person aggrieved by any decision of the Commissioner made pursuant to the provisions of this section may commence an action in the circuit or equity court of the political subdivision in which he resides against the Commissioner of Labor and Industry to vacate or modify such decision on the ground that it is unlawful or unreasonable. The filing of any such action against the Commissioner shall not act as a stay of the decision of the Commissioner, except that the court, after notice to the Commissioner, and hearing, may grant a stay upon such condition or such security or bond as may, in its discretion, seem proper.

*(b) Subject to regulations issued by the Commissioner, a representative of the employer and an authorized representative of his employees shall be given an opportunity to accompany the Commissioner or his designee during any inspection of any place of employment. Where there is no authorized employee representative, the Commissioner or his designee shall consult with a reasonable number of employees concerning matters of safety and health in the place of employment.*

*(c) All information reported to or otherwise obtained by the Commissioner or his designee in connection with any inspection or proceeding under this subtitle which contains or might reveal a trade secret as defined hereafter shall be considered confidential, except that such information may be disclosed to other officers or employees concerned with carrying out this subtitle or when relevant in any proceeding under this subtitle. In any such proceeding the Commissioner, his designee, or a court of competent jurisdiction, as the case may be, shall issue such orders as may be appropriate to protect the confidentiality of trade secrets.*

*(d) For the purposes of subsection (c) above, trade secrets shall mean any confidential formula, pattern, device or compilation of information which is used in the employer's business and which gives him an opportunity to obtain an advantage over competitors who do not know or use it. It is known only to the employer and those employees to whom it is necessary to confide it.*

*(e) It shall be unlawful for any individual, including but not limited to employees of the Division of Labor and Industry, from giving prior notice of any inspection as authorized by this subtitle, without the written approval of the Commissioner of Labor and Industry or his designee.*

47.

Every employer who under the provisions of Article 101 of this Code is required to submit a report of an accident or injury to the Workmen's Compensation Commission, and who may also be submitting a report thereof to the State Accident Fund, shall send a