

GOVERNMENT OF ASSAM
LABOUR AND EMPLOYMENT DEPARTMENT, ASSAM

ORDERS BY THE GOVERNOR

NOTIFICATION

Dated Dispur, the 16th October, 2016.

No.GLR.71/2016/B/18 : The Governor of Assam is pleased to inform that in order to achieve better services in the state of the vibrant policies of Government of India, viz. "Make in India" and "Ease of doing Business", the Government of Assam is examining how to rationalize and simplify various provisions of the statutory guidelines in the Inspectorate of Boilers to create more conducive environment for the industries and boost the participation of Industries, in the certification process without compromising the compliances of safety and security of workers and Industries in the enterprises. Therefore the Government of Assam is proposing the introduction of scheme of self certification for boilers and economizers under the existing provisions of the Boilers Act, 1923 and Indian Boiler Regulation , 1950 (IBR,1950).

1. **Scope of the Scheme-** All boilers /economizers installed and exempted as per sub section 3 of section 34 of boilers Act, 1923 subject to condition prescribed under regulation 3B of IBR, 1950

Regulation 3B is annexed under annexure -IV(Copy enclosed)

This is open to all boilers/boiler components as above and will apply to those owners who opt to join the scheme by making a written application for the same as prescribed in the annexure -I, with self declaration in annexure -II and certificate in annexure -III.

2. **Objective-** To create conducive environment and allow the industries to work independently towards safety and security of workers and industries, inviting industries to participate in the certification process jointly with any designated competent person recognised by CBB.

Now therefore, in exercise of the power as conferred under subsection 3 of section 34 of the boilers Act, 1923 (No.5 of 1923) with required fulfilment of conditions as prescribed under Regulation 3B of IBR,1950,The State Government here by has decided to exclude all boilers/ boiler components installed and to be installed in future in the State of Assam from the operation of subsection 3 & 7 of section 8 of the Act subject to the following conditions, namely:-

1. All boilers , pressure parts and any boilers component shall be inspected every year by the owner for the purpose of safety through any of the designated competent person as recognised by the Central Boilers Board defined under provision 2 (cb) of the boilers Act, 1923. The competent person shall necessarily be under a recognised inspecting authority. All inspection are to be carried out as per the technical provisions under IBR, 1950.

Any Certificate authorising the use of boilers, ceases to be in force, in the event of an accident or in the event of any uncontrolled release of steam/steaming off of the boiler and its pressure parts or steam pipes attached thereto. The owner of the boiler shall apply to the concerned boiler Inspector for renewal thereof, for such period as may be prescribed by Regulations. In other cases, the owner may apply for renewal after inspection by designated competent person or through concerned boiler Inspector (ipso facto competent person)as per his choice.

The inspection of the boiler and the boiler components and verification of alteration and addition as per the provisions of the act, rules and regulations framed there under shall be carried out by any of the competent person under an inspection authority, recognised from time to time under IBR , 1950. The competent person shall follow the guidelines of the chief Inspector and shall be

liable and responsible for any act of omission or commission committed against the regulation framed there under.

4. Any repair must be in strict adherence to the regulation 392 and 392 A of IBR 1950 and to get it done by the owner through repairer of appropriate class. The extent of damage and necessary repair required may be assessed through the recognised inspecting/competent authority. The requirement of the appropriate class of repairer is to get assessed by the inspecting/competent authority. All inspection before and during repair are to be carried out by competent authority/inspecting authority.
5. The quality of all material to be used in boiler repairing must conform to the technical specification of IBR, 1950. The welders to be engaged must possess a valid certificate of appropriate class as prescribed under chapter XIII of IBR, 1950. All records of inspection, repair, welder, material test certificates, destructive and non destructive testing shall be maintained by the owner of the boiler and shall be produced on demand by the boiler inspectorate.
6. The specific format of "Certificate of Boiler" exclusively prepared for the owners self certification model, as appended with this notification, is to be issued jointly by the competent person and the boiler owner, declaring that the boiler is fit to operate at approved working pressure for a period of 12 months (for fired boilers) from the date of final inspection. The period of certificate is valid for 24 months for unfired boiler/economizer.

The scheme shall be called the "**Self Certification of boiler**", this is an optional provision. At any time during the currency of "self certification scheme", the boiler owner, at his own discretion, may get his boiler inspected and certified from the inspectorate of boilers, Assam, in absence of other designated competent persons.

7. The owner of the boiler shall submit self certification of boilers in 2 (two) copies along with Challan (specified fees) of renewal inspection as prescribed under rules or regulations within 15 (fifteen) days from the date of inspection to the inspectorate of boilers, Assam, as may be changing from time to time. On receipt of the certificate and challan, the inspectorate of boilers, Assam shall record certificate and the challan in the memorandum of inspection book and then return, one copy of challan duly acknowledge along with the fitness certificate to the owner of the boiler within 7 (seven) days. This process of self certification ends like this.

At the discretion of the boiler owner, the procedure may be completed through offline means.

8. It will be the responsibility of the boiler owner to run and maintain his boiler as per provision of the boilers Act 1923 and regulations, rules framed there under. He will be responsible and answerable for any violation of the provision for any accident. He shall be punishable as per prevalent legal framework and cancellation of registration of the "Self certification Scheme"

9. The security amount, opting for self certification scheme of boilers after applying to the chief inspector of boilers, Assam along with the challan security deposit as under:

- a) For any boilers under Reg.3B, of IBR, 1950 = Rs 1,00,000/-
- b) Processing fees = Rs 7000/-

Any owner, of the boiler, at any time, withdraws from the scheme by applying to the chief inspectorate of boilers, Assam, (annexure-V), Security amount shall be refunded to the owner. No interest shall be payable.