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NOTIFICATION

No.A.45011/4/2016-LE&IT/135, the 9th July, 2019. In the interest of public service and 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 Mizoram is in the process of examining how to rationalize and simplify the various Acts and Rules etc. of the Department of Labour, Employment, Skill Development & Entrepreneurship (LESDE) so as to create more conducive environment for industries, without compromising safety and security of workers engaged in the enterprises.

The Government of Mizoram is now satisfied that for rapid industrialization of the state, it is necessary to exempt by notification in official Gazette certain class of boilers and who have opted for "self certification of Boilers cum consolidated Annual Return for Boilers/Economizers, 2019" from certain provisions of the Boilers Act 1923 (V of 1923) without compromising safety and security of workers and industries.

This Scheme will ensure compliance with remaining sections/sub-sections of the Boilers Act, 1923 by the owners.

Self Certification-cum-Consolidated Annual Return for Boilers/Economizers Schemes:

1. **Title of the Scheme:** The Government of Mizoram (Self Certification-cum-Consolidated Annual Return for Boilers/Economizers) Scheme, 2019.
2. **Aim:** To create conducive environment and allow the industries to work independently towards safely and security of workers and industries.
3. **Chief Inspector, Dy. Chief Inspector & Inspectors:** The following officials are hereby appointed to function as and exercise the powers of Chief Inspector, Dy. Chief Inspector & Inspectors under section 5 of the Indian Boilers Act, 1923:
 - a. Chief Inspector - Labour Commissioner
 - b. Dy. Chief Inspector - Dy. Labour Commissioner
 - c. Inspectors - DLEO's/Labour Officer/Inspector of Factories.

4. **Objectives:** To introduce a new system for enforcement of the Indian Boilers Act, 1923 with simplification in inspection, norms and certification of boilers and economizers. This scheme is intended to minimize the visits of inspecting officers/competent persons to the factories, while at the same time ensuring more effective compliance of the Boilers Act, 1923 and regulations there under by the owners.
5. **Scope of the scheme:**
 - (1) This scheme is open to all boilers and economizers located and operating within the State of Mizoram, and will apply only to those owners, who opt to join this scheme by making a written application for the same as prescribed in Annexure-I and II and with a Certificate of Self Declaration in Annexure-III.
 - (2) Under this scheme, all boilers/economizers shall be excluded from the operation of the provisions of sub-section-(c) of Section-6, sub-section- (3),(4),(5) & (6) of Section-8, Section-10, sub-section-I(a) & I(b) of Section-14 and Section-19, 20 & 21 of the Indian Boilers Act, 1920 subject to the conditions and restrictions specified as under-
 - (a) The boiler/economiser covered under Self Certification Scheme shall be inspected every year in case of boilers and every two year in case of economisers by the owner by engaging a Boiler Operation Engineer (BOE). The inspection shall be carried out as per the guidelines provided by Indian Boiler Regulations, 1950, or any other rules framed by Central Boiler Board/or State Government or by Government of India from time to time.
 - (b) The owner shall submit consolidated return for the boiler / economiser as per annexure IV and V of this notification in two copies for renewal of certificate accompanied by documents for security deposit and processing fee as prescribed, within seven days from the date of inspection as prescribed in IBR, 1950 as amended from time to time.
 - (c) On receipt of the consolidated return of the boiler/economiser in Annexure - IV and V and challan of the fees, the Chief Inspector, Department of LESDE will record the necessary details and challan details in Memorandum of Inspection Book and Memorandum of Registration Book and the boiler/economiser shall stand exempted from the aforementioned clauses of the Act, for the period of 12 months in case of boiler and 24 months in case of economisers, to be calculated as prescribed in the Regulations above, The boiler/economiser shall be stopped immediately if any accident/leakage occurs through pressure parts of boiler or boiler components attached to it and intimation of the - same shall be made immediately to the Chief Inspector. In such case the self-certification form V shall stand suspended. However, after necessary compliance of repairs etc. to pressure parts of boiler or boiler components in the prescribed manner, same will be restored.
 - (d) However, it may be noted that safety under the Boilers Act. 1923 is of utmost importance and is at apex and it shall be the responsibility of owner to follow the provisions of Act, Rules and Regulations framed under the Act for safe operation of boiler. The owner will also be responsible for any negligence and the violations of the provisions of the Boilers Act, 1923, if found during investigation of the accident.
 - (e) The self-certification scheme is optional for the owners. However, the owner will be free to avail the services of third party inspecting authorities nominated by CBB if he so desires as per the existing practice and norms in this regard.

6. Procedure for Registration under the Self Certification Scheme.

- (1) The owners desiring to join the Scheme shall submit an application in the prescribed proforma as given in Annexure -I, II and III (in triplicate) along with the required amount of security deposit as prescribed, for each boiler / economiser. The Self Certification Scheme Committee set up in this regard will scrutinize the application within 30 days of its submission and allot a registration number to the respective owner and this number shall be quoted in all correspondence under the Scheme.
- (2) This scheme shall be open to the owners of all the registered boilers/economisers located and operating in the State, and the Owner can opt for the scheme after applying to the Self Certification Scheme Committee.
- (3) The State level Self Certification Committee shall consist of the following members:
Chairman : Director, Department of LESDE.
Secretary : Dy.Labour Commissioner, Department of LESDE.
Members : The respective District Labour & Employment Officers in whose jurisdiction the boiler / economizer is located.

The Committee will operate from the Office of the Director, Directorate of LESDE, and will meet at least once in six months, or at such intervals periodically as may be required.

- (4) **Security deposit:** The amount of security deposit along with the application for self-certification shall be Rs.50,000/- to be deposited in the form of Bank Guarantee / Fixed Deposit Receipt / Savings Certificates.
- (5) **Processing fee :** One time processing fee for processing the application - Rs.10,000/- to be deposited in Government Treasury.
- (6) **Validity of the Scheme :** Once the owner has opted for the Scheme, it shall be valid for a period of five consecutive calendar years. After five consecutive calendar years, owner may renew the registration under the Self Certification scheme for further 5 calendar years by submitting a fresh application with the required security deposit as the case may be. The owner will also be free to withdraw from the Self-Certification Scheme at any time before completion of 5 years by informing the Self-Certification Scheme Committee in this regard. In such cases of premature withdrawal from the Scheme, the security deposit paid at the time of registration will stand forfeited.
- (7) **Coverage under the scheme** -The scheme of self-certification shall apply to boiler / economisers located and operating in the State.
- (8) **Filing of Self — Certification-cum-Consolidated Annual Return** - After getting enrolled for the Scheme, the concerned Owner shall file Self-Certification-cum-Consolidated Annual Return in the proforma prescribed in annexure-IV and V along with required supporting documents /information. This return must be filed within 7 days from the date of inspection of boilers / .economisers done by their own inspector (Competent Boiler Engineer). In no case the validity period for boilers covered under this scheme shall exceed twelve months and for economiser or an unfired boiler which forms an integral part of a processing plant in which steam is generated solely by the use of oil, asphalt or bitumen as a heating medium shall exceed twenty four months. On failure to Submit the return within the prescribed time limit or

extension in time limit if any granted by competent authority, the owner will cease to be the member under the Self-Certification Scheme. In such case the security deposit shall be forfeited.

- (9) **Consequences of submitting false information in the Return** – Any submission of false, incorrect information, in the Self-Certification – cum Consolidated Annual Return, shall make the owner liable for action as per the prevalent legal framework and cancellation of registration under the Self Certification Scheme. However, before taking any such action, the State Level Committee shall inform the owner of such grounds/information/charges, as the case may be and afford him an opportunity of being heard or represent his case before the committee.

7. Inspection Procedure under the Scheme: Process-of Randomisation:

- a). The State Level Committee shall follow the procedure of Randomisation for selection of the Boilers/Economizers for inspection, which shall not exceed more than 20% of total numbers of Boilers in that category, in any particular year. The Boilers/Economizers so randomly selected every year shall be inspected only once in the five years to verify implementation of the Boilers Act, 1923 under the Scheme. The Boilers/Economizers inspected once during the period of the Scheme will not be inspected again during the remaining period of 5 years for the Scheme unless there are any specific complaints of violations received by the State Level Committee in this respect. If any violations are detected during the course of inspection, it will be processed as per the provisions of the Boilers Act, 1923.
- b). The inspection visit for enquiry into complaints shall be made only on specific authorization by the Director of LESDE department or District Labour & Employment Officers in respect of Boilers/Economizers falling under their jurisdiction.
- c). **EXCEPTION:** The Scheme shall not cover any inspections/visits made by the Inspectors of Director of Steam Boilers, for the purpose of conducting enquiry into accidents and dangerous occurrences. Also the scheme shall only apply to boilers/economizers registered under the scheme in the state of Maharashtra.
- 4. This scheme shall come into effect from the date of publication in the official Gazette.**

Krishna Mohan Uppu,
Special Secretary to the Government of Mizoram,
Labour, Employment, Skill Dev. & Entrepreneurship Deptt.

**ANNEXURE-I
APPLICATION FORM**

To,

The Chief Inspector of Boiler
Directorate of LESDE,
Government of Mizoram.

Sub. : Application for registration under the Self Certification Scheme.

Ref.: Government of Mizoram, Labour, employment, Skill Development & Entrepreneurship Department,
Government Resolution dated regarding Self-Certification Scheme of Department of LESDE.

Sir,

I / we have gone through the above said scheme and have understood the same. I / we wish to be covered under the said Scheme. As such I / we request you to kindly issue me / us necessary registration under the same. The necessary information and other documents, as required under the Scheme are enclosed.

I / we undertake to abide by all terms and conditions of the Scheme. It is also certified that I / we am/ are competent and duly authorized to make any statement or provide any information to any Central / State Government agency, on behalf of this Factory name

Kindly issue the necessary approval at the earliest.

Yours faithfully,
(Name and Address of the Owner)

**ANNEXURE-II
LIST OF DOCUMENTS TO BE ATTACHED WITH ANNEXURE-I**

1.	Status of the Factories [Company / Firm / Shop / Others. Please specify]	
2.	Nature of the Factories [What work / business, it is earned out]	
3.	Registry Number of Boiler/Economiser-under the Boilers Act, 1923.	
4.	List of raw materials used & end products, if the factory is a manufacturing or processing unit.	
5.	Details of security deposit paid.(attach supporting documents)	
6.	Name & address of the Establishment/Factory with telephone/mobile/fax. Nos. and email address, if any.	
7.	Name & residential address of the Owner with telephone / mobile/fax. Nos. and email address, if any.,	
8.	Name & residential address of the Boiler Operation Engineer In-charge certificate no. and date/telephone/mobile/fax .Nos. and email address, if any.*	
9.	Nature of industry / activity.	

*Note:-Any communication send to this address shall be final unless the change is not communicated to Directorate of LESDE.

Signature of Owner
(Name and signature of authorised Signatory along with the company stamp)

**ANNEXURE-III
DECLARATION**
[To be filed by the Owner]

Photo of Owner (Size 50 X 60 mm) Self attested
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1/We S/o Shri/ Smt _____ R/o _____ Owner of
M/s. _____ hereby state as under:-

That I / We have applied for grant of coverage of Boiler / Economiser by the name of _____ situated at [Complete address of the Establishment / Factory]- Under the Self Certification-cum-Consolidated Annual Return Scheme of the Department of LESDE, Government of Mizoram as notified vide _____ dated _____

1. That I/ We have gone through the Scheme and have fully understood the contents of this Scheme and undertake to abide by the same.
2. That it is declared that I/ We am/are complying with and will continue to comply with the provisions of the Boilers Act, 1923 covered under this Scheme.
3. That // We understand that any violation of the Act make us liable for the penalty or other legal provisions as per the existing legal framework in this regard.

PLACE:

DATE:

OWNER

(Name and signature of authorised Signatory along with the company stamp)

- Encl. 1. Annexure-I [Application Form]
2. Annexure-H [List of documents]

**ANNEXURE-IV
FORM FOR FILING ANNUAL RETURN FOR SELF CERTIFICATION SCHEME
UNDER THE BOILERS ACT, 1923,**

1/We Mr/Mrs/Miss _____ hereby, certify that I/We am/are the Owner of the Boiler / Economiser, whose identification and general details are as follows-

1/We hereby certify that my/our Boiler/Economiser have fully and correctly complied with all the provisions under the Scheme and the status of compliance of following Boilers Act, 1923 and annual return of my/our Boiler/Economiser during the year _____ is as under:

1. Name of Establishment / Factory, its postal address and location:-
2. Name and address of the Owner-

3. Name of the certified Boiler Operation Engineer responsible for supervision and control of the Boiler / Economiser:-
4. Nature of business, industry or trade or occupation carried on by the employer:-
5. Boiler / Economiser Registration number:-
6. Registration number allotted under the Self Certification Scheme:-
7. Details of fees paid for renewal of certificate (Chujan, amount, date of payment):

Signature of Owner
(Name and signature of authorised Signatory along with the company stamp)

Annexure — V
Certificate of Boiler / Economiser under Self-Certification Scheme and Annual Return
for the Year _____

1. Registration number allotted under the Self Certification Scheme: Name and address of Owner:
2. Registry number of Boiler / Economiser .:
3. Type of Boiler / Economiser :
4. Boiler / Economiser Rating (m7):
5. Age & Year of Manufacture:
6. Boiler Manufacturer:
7. Approved Working Pressure: Kg/cm²
8. Quality of steam and its temperature:
9. Rate of steam generation:
10. Brief description of boiler:
11. Whether fired or waste heat boiler:
12. Date of registration:
13. Last date of annual inspection:
14. Expiry date of current certificate / validity:
15. Details of past repair (Year- wise):
16. Quality of Boiler feed water and boiler water:
17. Whether requisite number of Feed pump are in satisfactory working condition at present?
19. Number of safety valve mounted:
20. Whether safety valve are blowing Satisfactory at or below design Pressure?
21. Whether safety valve assemble is Free from jamming as verified by petting casing lever?
22. Whether high and low water level alarm is in good condition?
23. Number of water level gauges, mounted and its conditions:
24. Whether main steam stop valve, feed check valves, blow down valves and master pressure gauge is in working condition?
25. Whether conditional requirements for automatic boiler as per Regulation 281 are complied with? (if no give detail):
26. Latest date of calibration for master Pressure gauge, temperature indicator / Recorder for superheated, hot reheat Cold reheat and main steam:
27. Latest date when boiler protection Device were satisfactorily tested:
28. Detail of boiler tripping for last three months with reason thereof:
29. Present irregularities in instrument and control if any observed in control Room of boiler house:
30. Date when boiler water sample tested (enclosed copy of test Report showing TDS):

31. State at what interval such test carried out:
32. When boiler was last opened for Internal and/or external cleaning:
33. State at what intervals such cleaning is earned out?
34. Whether working Pressure of the boiler ever exceeded in the past beyond certified limit?
If any give details .:
35. Particulars of boiler operation Engineers/attendants:
36. Open inspection on:
37. Observation during open inspection:
38. Hydraulically tested on dt. _____ to _____ kg/cm²
39. List of Enclosures attached:

I have inspected the above boiler / economiser as required under notification no. _____ dated _____ of Mizoram Government and I hereby certify that the boiler/economiser is fit for further use at the approved working pressure i.e. _____ Kg/cm² for twelve months/twenty four months i.e. from _____ to _____

Signature of Owner:	Signature of BOE*:
Name of Owner under Section 2(d) of	Name of BOE:
Boilers Act, 1923:	Details of BOE Certificate No, date and
Office Seal:	issuing authority:
Address:-	Address:-

*Competant Boiler Operation Engineer.

Date:

Place: