

**Self-Certification-cum-Consolidated
Annual Return Scheme for Boilers /
Economisers in the State of
Maharashtra.**

GOVERNMENT OF MAHARASHTRA

INDUSTRIES, ENERGY & LABOUR DEPARTMENT.
Government Resolution No.Boilers-0415/CR-23/Labour-1
Mantralaya, Mumbai 400 032.
Dated the 24th June,2015

PREAMBLE:-

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 Maharashtra is in the process of examining how to rationalize and simplify the various Acts and Rules etc. of the Department of Steam Boilers so as to create more conducive environment for industries, and to boost "Make in Maharashtra", without compromising safety and security of workers engaged in the enterprises. Currently, the inspecting officers physically inspect the boiler / economiser and certify the boiler / economiser in accordance with the provisions of the Boilers Act 1923 and the Indian Boiler Regulations 1950. The Government of Maharashtra is now satisfied that for rapid industrialisation of the state, it is necessary to exempt certain class of boilers from certain provisions of the Boilers Act 1923 (V of 1923) without compromising safety and security by the owner. Therefore, Government of Maharashtra is proposing the introduction of the scheme of Self Certification for boilers and economisers having heating surface area of more than or equal to 1000 m².

1. **Objective:-**The objective of this Scheme is to reduce visits of the inspecting officers / competent persons for inspection of those boilers, which opt for this scheme without compromising on the safety.
2. **Scope of the scheme:-** This scheme of "Self Certification-cum-Consolidated Annual Return" is open to all the boilers / economisers whose heating surface area is more than or equal to 1000 m² and will apply only to those owners, who opt to join the scheme by making written application for the same as prescribed in annexure I, and II with a **self-declaration** as given in annexure III.

Resolution :-

Keeping the above context in view, the Government of Maharashtra in the department of Steam Boilers has decided to simplify and introduce a new system for enforcement of the Boilers Act, 1923 with simplification in inspection, norms and certification of boilers. The Government thus decided to introduce a Self- Certification-cum-Consolidated Annual Return scheme for various boilers / economisers having heating surface area, more than or equal to 1000m² and which are in use in the State. This step is intended to minimize the visits of the officers to the factories, while at the same time ensuring more effective compliance with the Boilers Act, 1923 by the owners. The Government of Maharashtra has satisfied itself with regard to the material, design or construction of boilers and the need for the rapid industrialisation in the state. **As per section 34 of the Boiler's Act, 1923 the State Government has power to exempt from the provisions of the Act.** In exercise of these powers, the Government has decided to exclude the boilers where heating surface area of boiler is more than or equal to 1000m² 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-1a & 1b of Section-14 & Section-19, 20, 21 of this Act 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). Who will be in the regular employment of the owner as per Boiler Operation Rules, 2011. The inspection shall be carried out as per the guidelines provided by Indian Boiler Regulations, 1950, Maharashtra Boiler Rules, 1962, Maharashtra Economiser Rules, 1965 or any other rules framed by Central Boiler Board and / 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 and challan of the renewal / inspection fees shall be deposited in Government Treasury online through **Government Website - Payment Gateway - www.mahakosh.gov.in** as prescribed under Rules / Regulations of the Directorate of Steam Boilers, Maharashtra State and Central Boiler Board, 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, Directorate of Steam Boilers 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.
- d) 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 Directorate of Steam Boilers. 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.
- e) 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.
- f) The self-certification scheme is optional for the owners. However, the owner will be free to avail the services of Directorate of Steam Boilers / third party inspecting authorities nominated by CBB if he so desires as per the existing practice and norms in this regard.

2. Procedure for Registration under the Self Certification Scheme.

- (i) 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.
- (ii) This scheme shall be open to the owners of all the registered boilers / economisers in the State, having heating surface area more than or equal to 1000m² and the owner can opt for the scheme after applying to the Self Certification Scheme Committee.

- (iii) The State level Self Certification Committee shall consist of the following members:
- Chairman: Director, Directorate of Steam Boilers, Maharashtra State, Mumbai
- Secretary: Jt. Director, Directorate of Steam Boilers, Maharashtra State, Mumbai OR Senior Deputy Director, Steam Boilers, Maharashtra State, Mumbai
- Members: The respective Joint Director / Deputy Director of the Division in which the boiler / economiser is located.

The Committee will operate from the Office of the Director, Directorate of Steam Boilers, Maharashtra, Mumbai and will meet once in a month, or at such intervals periodically as may be required.

- (iv) **Security deposit** The amount of security deposit along with the application for self- certification shall be as follows:-
For boilers having heating surface area more than or equal to 1000m² - Rs.1,00,000/-
- (v) **Processing fee** : One time processing fee for processing the application Rs.10,000/-
- (vi) **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.
- (vii) **Coverage under the scheme** -The scheme of self-certification shall apply to boiler / economisers having heating surface exceeds or equal to 1000m²
- (viii) **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.
- (ix) **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

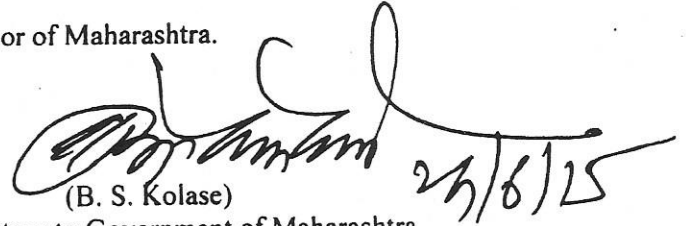
case may be and afford him an opportunity of being heard or represent his case before the committee.

3. **Inspection Procedure under the Scheme: Process of Randomisation.**

- a) The State Level Committee shall follow the procedure of Randomisation for selection of the Boilers / Economisers for inspection, which shall not exceed more than 20% of total numbers of Boilers in that category, in any particular year. The Boilers / Economisers 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 / Economisers 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 / Joint Director / Dy. Director of Steam Boilers, Maharashtra State in respect of boilers / economisers falling under his 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 / economisers registered under the scheme in the state of Maharashtra.

4. This scheme shall come into effect from 23rd June, 2015.

By order and in the name of the Governor of Maharashtra.



(B. S. Kolase) 26/6/15

Joint Secretary to Government of Maharashtra.

To:-

- 1) Chief Secretary, Maharashtra State Mumbai
- 2) Principal Secretary to Hon. Chief Minister, Maharashtra State Mumbai
- 3) Principal Secretary (Industry) Mantralaya, Mumbai
- 4) Principal Secretary (Energy) Mantralaya, Mumbai
- 5) Principal Secretary (GAD) Mantralaya, Mumbai (For information)
- 6) Deputy Commissioner (Industry), New Administrative Building, Opp. Mantralaya, Mumbai
- 7) Joint Secretary, Deptt. Of Industrial Policy & Promotion, Udyog Bhavan, New Delhi 110107
- 8) Technical Adviser Central Boilers Board, Deptt. Of Industrial Policy & Promotion, New Delhi
- 9) Commissioner Of Labour, Kamgar Bhavan, Bandra (E), Mumbai-400 051
- 10) Director, Boilers, Kamgar Bhavan, Bandra (E), Mumbai-400 051
- 11) Director, Industrial Safety & Health, Kamgar Bhavan, Bandra (E), Mumbai-400 051
- 12) Director, Information & Publicity, Mantralaya, Mumbai
- 13) O.S.D. to Hon. Minister (Labour), Maharashtra State Mumbai
- 14) P.S. to Hon. Minister (Labour), Maharashtra State Mumbai
- 15) P.A. to Principal Secretary (Labour) Mantralaya, Mumbai
- 16) Select file (Labour-1)