

Uhe
Dadra And Nagar Haveli
Gazette
सरकारी राजपत्र
संघ प्रदेश दादरा एवं नगर हवेली, प्रशासन



भारत सरकार / Government of India

असाधारण

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Administration of
Dadra and Nagar Haveli, (U.T.),
Department of Labour & Employment,
Silvassa

No. 2(138)/CIF&B/ADM/DNH/ABE/2014/1373

Date: 16/12/2014

NOTIFICATION

The Administrator, Daman, Diu & Dadra and Nagar Haveli is satisfied that for the rapid industrialization of U.T. Dadra and Nagar Haveli, it is necessary to exclude boilers from certain provisions of the Boilers Act, 1923.

Now, therefore, in exercise of the powers conferred by sub-section (3) of section 34 of the Boilers Act, 1923 (No.5 of 1923), the U. T. of Dadra and Nagar Haveli hereby excludes the boilers which have been installed or which will be installed in future from the operation of the provision of section 7,8,9,10,12,13,14,15,16,17,19,20,20-A-21,22 and section 23 subject to the following conditions, namely:-

- (1) Before the use of boiler, the owner of the boiler may apply to the General manager, District Industries Centre (hereafter referred to as DIC) of the concerned district alongwith the following documents to have the boiler registered :-
 - (a) As per the provisions of clause (c) of sub-section (1) of section 14 of The Boilers Act, 1923 all necessary documents as provided in regulations 4 of the Indian Boiler Regulation 1950 alongwith the applications for registration of the Boiler.

A certificate from the "Boiler Engineer" with regard to the boiler for the period and maximum pressure for which it can be safely used

"Boiler Engineer" shall be a person :-

- (i) Who is a graduate in Mechanical or Production or Power plant or Metallurgical Engineering from a recognized institution:
- (ii) Has a minimum five years experience singly or cumulatively in the following fields related to boilers :-
 - (i) Design.
 - (ii) Manufacture,
 - (iii) Commissioning,
 - (iv) Operation & Maintenance.
 - (v) Inspection and certification during manufacture or operation and maintenance.
 - (vi) High Pressure welding Inspection and
 - (iii) is registered with DIC as a "Boiler Engineer"

(c) Fees as prescribed in Rule 385 of the Indian Boiler Regulations, 1950.

(2) Thereafter, an annual certificate from "Boiler Engineer" as given below shall be submitted to the "OIC" with regard to that boiler can be safely used at the pressure approved by the OIC for a further period of 12 months:

"Annual Certificate from Boiler Engineer"

- A. Registry number of Boiler/Economizer.
- B. Name, address, Telephone No., Mobile No., and e-mail address of boiler owner.
- C. Address where Boiler/Economizer installed:
- D. Name, address, Telephone No., Mobile No., and e-mail address of "Boiler Engineer" reporting fitness of Boiler/Economizer.
- E. Certificate of "Boiler Engineer":-

I have inspected above boiler/economizer on _____ at the request of boiler owner as required under Notification No. _____ dated _____ of U.T. of Dadra and Nagar Haveli and I hereby certify that the boiler/economizer is fit to operate for use at the pressure approved by the DIC for a further period of 12 months i.e., from _____ to _____.

Signature of Boiler Engineer _____ Signature of Boiler Owner _____

Date: _____
Place: _____

(3) It will be responsibility of the owner of the Boiler to run and maintain it as per provisions of the Boilers Act, 1923 and regulations and rules framed under the Act and owner shall also be responsible for any violation of the Provisions or accident:

(4) The "Boiler Engineer" shall follow the provision of the Boilers Act 1923, Rules & regulations framed thereunder and shall be liable and responsible for any Act or omission or commission committed against the provision of said Act, rules & regulations, including deregistration as "Boiler Engineer".

(5) If the owner of the boiler violates any provision of the Boilers Act, 1923, regulation and rules framed thereunder or any of the above provisions, in addition to penal provisions in the Boilers Act, 1923, a penalty of ₹ 5000/- shall be imposed on him. For any subsequent offence, besides Penalty of ₹ 5000/-, penalty of ₹ 500/- per day shall be additionally imposed and/or restriction can be imposed on the use of boiler. The General Manager, DIC shall be competent to impose the penalty or Stop the use of the boiler. The owner may file an appeal with the Labour Commissioner within 30 days of the order passed by the General Manager DIC whose order shall be final.

By order and in the name of the
Administrator of Dadra & Nagar Haveli.

Deputy Secretary (Labour)