

**PART III**  
**GOVERNMENT OF PUNJAB**  
**DEPARTMENT OF INDUSTRIES AND COMMERCE**  
**NOTIFICATION**

The 15th March, 2016

No.S.O.34/C.A.5/1923/S.34/2016.-Whereas the State Government is satisfied that for rapid industrialization of the country, it is necessary to exempt all classes of boilers in the whole of the State from certain provisions of the Boilers Act, 1923 (Central Act 5 of 1923);

Now, therefore, in exercise of the powers conferred by sub-section (3) of section 34 of the said Act and all other powers enabling him in this behalf, the Governor of Punjab is pleased to exempt all classes of boilers, subject to such conditions as may be prescribed by regulations, which have been installed in the State or which shall be installed in future, from the operation of sub-sections (3), (4), (5) and (6) of section 8, sub-section (1) of section 10 read with clauses (a) and (b) of sub-section (1) of section 14 of the said Act.

**ANIRUDH TEWARI, IAS,**  
Principal Secretary to Government of Punjab,  
Department of Industries and Commerce.

[Extract from the Punjab Govt. Gaz., dated the 22nd April, 2016]

**GOVERNMENT OF PUNJAB**

**DEPARTMENT OF INDUSTRIES AND COMMERCE**

**NOTIFICATION**

The 7th April, 2016

**No.Tech/DOB/BI/4166A.**-In exercise of the powers conferred by sub section (3) of section 34 of the Boilers Act, 1923, the Governor of Punjab is pleased to make the following regulations prescribing the conditions for exemption of boilers made *vide* notification No.S.O.34/C.A.5/1923/S.34/2016 dated 15-03-2016.

**1. Short title and commencement.**- (1) These regulations may be called The Punjab Exemption of Boilers Regulations, 2016.

(2) They shall come into force on the date of their publication in the Official Gazette.

**2. Definitions.**- In these regulations, unless the context otherwise requires,-

- (a) "Act" means the Boilers Act, 1923;
- (b) "Boiler Operation Engineer" means a person granted with a certificate of proficiency as a Boiler Operation Engineer under The Boiler Operation Engineers' Rules, 2011;
- (c) "Form" means a form appended to these regulations; and
- (d) "Rules" means The Boilers Operation Engineers' Rules, 2011.

**3. Conditions for exempting Boilers.**- The Boilers in the State of Punjab shall be exempted from the operation of sub sections (3), (4),(5) and (6) of section 8, sub-section (1) of section 10 read with clauses (a) and (b) of sub section (1) of section 14 of the Act, subject to the following conditions, namely:-

- (1) (a) The owner of a Boiler shall opt for its exemption, as per Form-I, along with security deposit, atleast forty five days before the expiry date of previous Boiler license. Separate form for opting shall be submitted for each Boiler.
- (b) The owner of a boiler opting for exemption shall get the boiler inspected every year by engaging a Boiler Operation Engineer employed by him. The Certificate of Proficiency granted to a Boiler Operation Engineer under rule 39 of the rules should be endorsed in accordance with rule 41 of the rules, wherever required, for working in the State of Punjab. Inspection of Boiler shall be carried out as per provisions of the Act and the Indian Boiler Regulations, 1950.
- (c) The owner shall submit consolidated return of the Boilers, after due certification by Boiler Operation Engineer as per Form-II, in duplicate, to the Director of Boilers, Punjab, before the expiry date of previous Boiler license. Any return received after the expiry date shall not be entertained. In case of submission of false or incorrect return, the case of the owner of the Boiler for exemption, shall be rejected.
- (d) On receipt of the consolidated return of the boiler, the office of the Director of Boilers, Punjab, shall record necessary details in the Memorandum of Inspection Book and shall return, within ten days of such receipt, one stamped copy of the return submitted by the owner as acknowledgement. The Boiler shall, thereupon, stand exempted for a period of twelve months and in case of Unfired Boilers for a period of twenty four months.
- (e) The Boiler shall be stopped by the owner immediately if any accident or leakage occurs to the pressure parts of the Boiler or Boiler components attached to it and written intimation shall be made immediately to the Director of Boilers. In such a case the exemption granted to such a Boiler (s) shall

automatically stand suspended. However, after necessary compliance of repairs/replacement of pressure parts or Boiler components and any test required under the Indian Boiler Regulations, 1950, the Boiler will be allowed to run only after inspection by the Director of Boilers, Punjab, upon the payment of inspection fees as prescribed under the Indian Boiler Regulations, 1950. Such a Boiler will not be allowed exemption under these regulations for a period of three years.

(f) It shall be the responsibility of the owner to follow, run and maintain his Boiler(s) as per provisions of the Act and regulations or rules framed there under. He shall also be responsible for any violation of the provisions of the Act and for safe operation of the Boiler.

(g) The Boiler shall be attended by adequate number of qualified Boiler Operation Engineer (s) and or Boiler Attendant (s) as per the provisions of the rules and regulations framed under the Act.

(2) The owner of a Boiler, not opting for exemption as per clause (a) of sub-regulation (1), shall get his Boiler inspected from the Director of Boilers, Punjab or from the Third Party Inspecting Authority recognized by the Central Boilers Board as per their list, circulated *vide* its letter no. 20/29/2009-Boilers dated the 21st October, 2015 and as amended from time to time.

**4. Security Deposit.-** (1) The amount of security to be deposited along with Form-I shall be as under:-

- a. For Boilers with heating area upto 500 square meters = Rs 25,000/-
- b. For Boilers with heating area from 501 square meters to 1000 square meters = Rs 40,000/-
- c. For Boilers with heating area exceeding 1000 square meters = Rs 50,000/-

(2) On failure to submit return in Form-II to the Director of Boilers, Punjab, before the expiry date of previous Boiler license, fifty percent (50%) of the security amount shall be forfeited. Similarly, in case of submission of false return or incorrect information, full security amount shall be forfeited.

**5. Validity -** (1) The option exercised by the owner under clause (a) of sub-regulation (1) of regulation 3 of these regulations shall be valid for a period of five consecutive years. The security shall be refunded without any interest after the period of five years. Thereafter, the owner of a Boiler, may again opt for exemption in the same manner as specified under clause (a) of sub-regulation (1) of regulation 3 of these regulations.

(2) The owner of a Boiler shall be free to withdraw the option at any time before the completion of five years. In such a case, the entire security amount shall stand forfeited.

**6. Randomization.-** The Department of Industries and Commerce, Punjab shall randomly select the exempted Boilers, which shall not exceed twenty percent of total number of exempted Boilers, in a particular year. The Boilers, so randomly selected every year, shall be inspected only once in five years, to verify implementation of the Act and they shall not be inspected again during the remaining period of five years, unless there are any specific complaints of violations received in this respect. If any violations are detected during the course of inspection, it shall be processed as per the provisions of the Act.

**7. Option in respect of registered Boilers only.-** The option by the owner, under clause (a) of sub-regulation (1) of regulation 3, can be exercised only in respect of Boilers registered with the Director of Boilers, Punjab.

Chandigarh  
The 31st January, 2016

**ANIRUDH TEWARI, IAS**  
Principal Secretary, Govt of Punjab  
Industry & Commerce, Punjab.



Form I

{see Regulation 3(1)(a)}

Option for availing Exemption from Boilers Inspection

- 1. Name of Unit: .....
- 2. Address: .....
- 3. Boiler registry no: .....
- 4. Name of Boiler Operation Engineer employed by the owner: .....
- 5. Certificate no. of Boiler Operation Engineer & Issuing Authority .....
- 6. Endorsement no. and date (wherever required) in Punjab .....
- 7. Security deposit
  - a. Instrument no./date .....
  - b. Bank/branch details .....
  - c. Amount .....

I hereby opt for availing exemption from Boiler Inspection. I will abide by the rules and regulations applicable for availing the exemption of Boiler from inspection.

Signature.....  
Name of Owner under Section 2(d) of the Boilers Act, 1923.....  
Seal .....

Date:.....

Form-II

{see Regulation 3(1)(c)}

Consolidated return for exemption of Boiler

- 1. Name and Designation of owner .....
- 2. Registry number of Boiler .....
- 3. Boiler Rating (Sq. meter) .....
- 4. Place and year of manufacture .....
- 5. Maximum Continuous Evaporation .....
- 6. Normal Operating Pressure .....
- 7. Details of repairs carried out, if any .....
- 8. Hydraulically tested on ..... to ..... kg/cm2
- 9. Approved working pressure ..... kg/cm2

The above Boiler has been inspected as required under notification No..... dated ..... of Punjab Government and in accordance with the Boiler Act, 1923, and Indian Boilers Regulations, 1950. It is, hereby, certified that no abnormality has been observed and the boiler is fit for further use at the approved working pressure i.e..... Kg/cm2 for twelve months i.e. from..... to.....

Signature.....

Name of Boiler Operation .....

Engineer.....

Certificate Number and issuing authority.....

Endorsement Number in Punjab .....

Address.....

Signature.....

Name of Owner under Section 2(d) of the Boiler Act, 1923.....

Seal .....

Address.....

Date:-.....

Place:-.....

**ACKNOWLEDGMENT**

Details of certification and challan recorded in Memorandum of inspection book and one copy of certificate returned to owner.

Date:.....

Place:.....

Director of Boilers, Punjab.