

**PROCEEDINGS OF THE GOVERNMENT OF KARNATAKA**

Sub: **Implementation of Action Point no.36 under Ease of Doing Business; Business Reform Action Plan 2019 - regarding.**

Ref: **Proceedings of the review meeting held on 25/4/2019 under the Chairmanship of Chief Secretary of Karnataka, Government of Karnataka.**

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**PREAMBLE:**

The Department for Promotion of Industry and Internal Trade (DPIIT), Ministry of Commerce and Industry, Govt of India released the Business Reform Action Plan (BRAP) 2018 which consists of 80 recommendations for reforms on regulatory processes, policies, practices and procedures spread across 12 reform areas.

As a part of Ease of Doing Business in the Karnataka State and in compliance to the Business Reform Action Plan 2018 issued by the Government of India, implementation of Action Point 36 was proposed pertaining to Department of Factories, Boilers, Industrial Safety and Health, which recommends to "Introduce a provision for third party certification for boilers during use under Section 34(3) of the Boilers Act, 1923 by authorizing Boiler Operation Engineer having the following qualification :

1. Graduate in Mechanical/Production/Power Plant/Metallurgical engineering from a recognized institution and
2. Minimum 5 years of experience in the field related to boilers

In this connection a review meeting with regard to the implementation of reforms under Ease of Doing Business- BRAP 2019 was convened on 25/4/2019 under the Chairmanship of Chief Secretary, Government of Karnataka.

In the proceedings read above the Commissioner for Industries and Commerce informed that DPIIT has shared the format in this regard. Further, in the draft notification, the department has mentioned certain conditions such as permanent employment of Boiler Operation Engineer with the applicant owner, submission of third party inspection report to department etc which may be re-examined in addition, Department has to include Metallurgical engineering as a qualification for third party certification of boilers. In this regard while reviewing the status it is suggested to the department to re-examine the proposal and consider issuing a Government Order/Executive Order/Notification in this regard so that timely implementation of the reform can be ensured.

After careful examination of the above proposal the Government hereby pass the following order.

**GOVERNMENT ORDER NO: LD 40 KaBaNi 2018 (P-1)/1, BENGALURU**  
**DATED:11/06/2019**

Government of Karnataka hereby allows third party certification for boilers during use under Section 34(3) of the Boilers Act, 1923 by authorizing Boiler Operation Engineer having the following qualifications:

1. Graduate in Mechanical/Production/Power Plant/Metallurgical engineering from a recognized institution and,
2. Minimum 5 years of experience in the field related to boilers.

**subject** to the conditions as specified in the Annexure enclosed to this order.

By order and in the name of the  
Governor of Karnataka

*A. N. Radhamani*  
(A.N Radhamani) 11/6/19

Under Secretary to Government,  
Labour Department  
(Factories and Boilers)

To:

The **Compiler**, Karnataka Gazette, Bengaluru with a request to publish this in the next issue of Karnataka Gazette and to send 100 copies of Gazette publication to this office.

**Copies:**

1. The Principal Accountant General, (G&SSA) (E&RSG&SSA) (A&E) Karnataka, Bengaluru.
2. The Principal Secretary to Govt, Department of Commerce and Industries, Vikasa Soudha, Bengaluru
3. The Commissioner for Industrial Development and Director of Industries & Commerce, No:49, 2nd Floor, Khanija Bhavan, Race Course Road, Bengaluru.
4. The Director, Department of Factories, Boilers, Industrial Safety and Health, Karmika Bhavana, Bengaluru.
5. The Director, Treasury Directorate, M.S.Building, Bengaluru.
6. The P.S. to Chief Secretary, Government of Karnataka Vidhana Soudha, Bengaluru.
7. The P.S. to Hon`ble Labour Minister, Vidhana Soudha, Bengaluru.
8. The P.S. to Secretary to the Government, Department of Labour, Vikasa Soudha, Bengaluru.
9. The P.A. to Deputy Secretary to Government, (1 & 2) Labour Department, Bengaluru.
10. Spare Copies/Section Guard File.

## Annexure

Government hereby provide an opportunity for third party certification for boilers during use under Section 34(3) of the Boilers Act, 1923 subject to the following conditions, namely :-

- (1) When a certificate for use of boiler ceases to be in force, the owner of the boiler may engage a "Boiler Engineer" for carrying out the inspection of boiler and issue " the Annual certificate from Boiler Engineer" as given below:

"Annual Certificate from Boiler Engineer"

- a) Registry number of Boiler/Economizer
- b) Type of Boiler
- c) Boiler Rating
- d) Place and year of manufacture
- e) Details of repairs
- f) Hydraulically tested on \_\_\_\_\_ to \_\_\_\_\_ Kg/Cm<sup>2</sup>
- g) Name, address, Telephone No., Mobile No. and e-mail address of boiler owner:
  - A. Address where Boiler/Economizer is installed
  - B. Name, address, Telephone No. Mobile No. and e mail address of "Boiler Engineer"
  - C. Certificate of "Boiler Engineer":

I have inspected the above boiler/economiser on \_\_\_\_\_ at the request of the boiler owner as required under order no. \_\_\_\_\_ dated \_\_\_\_\_ of Government of Karnataka and I hereby Certify that the boiler/economiser is fit to operate for use at a pressure of \_\_\_\_\_ for a further period of 12 months i.e., from \_\_\_\_\_ to \_\_\_\_\_

Signature of the Boiler Engineer

Signature of the Boiler Owner

BOE Certificate Number

- (2) 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) Holds a certificate of proficiency as Boiler Operation Engineer qualified under the Boiler Operation Engineers Rule 2011

- (3) "Annual certificate from Boiler Engineer" shall be submitted by the owner of boiler to the Director of Boilers or Chief Inspector of Boilers on line or any other method for the purpose of record.
- (4) 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 violations also be responsible for any violation of the provisions.
- (5) The "Boiler Engineer" shall follow the provision of the Boilers Act, 1923, rules and regulations framed there under and shall be liable and responsible for any act or omission committed against the provision of said Act, rules and regulations
- (6) Boiler owner can either engage "Boiler Engineer" as per this order or competent person as per Indian Boiler Regulations, 1950 for inspection and certification of boilers in use.

