

महाराष्ट्र शासन

क्र.मअसे/२०१८/५१/१०४२

दूरध्वनी: २६६७७५५५

फॅक्स : २६६७७६६६

Email : supdt@mahafireservice.gov.in

Website: www.mahafireservice.gov.in

महाराष्ट्र अग्निशमन सेवा संचालनालय,
महाराष्ट्र अग्निशमन सेवा अकादमी,
विद्यानगरी, हंस भुग्रा मार्ग,
सांताक्रूझ-पूर्व, मुंबई-४०० ०९८.
दिनांक : २० जुलै, २०१८.

प्रति,

मे. संचालक,

एमआयटी अॅकॅडमी ऑफ इंजिनिअरींग,
आळंदी, पुणे-४१२१०५.

विषय : तात्पुरता अग्निशमन ना हरकत प्रमाणपत्रास मुदतवाढ देणेबाबत
संदर्भ : आपले पत्र दिनांक १९.०७.२०१८

आपल्या उपरोक्त संदर्भाकित पत्रास अनुसरुन कळविण्यात येते की, महाराष्ट्र आग प्रतिबंधक व जीवसंरक्षक उपाययोजना अधिनियम,२००६ च्या तदनुसार, इमारतीच्या बांधकामास देण्यात येत असलेल्या तात्पुरता अग्निशमन ना हरकत प्रमाणपत्रास (Provisional N.O.C.) मुदतवाढ घेण्याची आवश्यकता नाही. याबाबत या संचालनालयाचे परिपत्रक क्र.एफएफएस/२०१४/१०/१५३१, दि.३०.१०.२०१४ ची प्रत आपल्या माहिती व योग्य त्या कार्यवाहीसाठी सोबत जोडली आहे.


(प्र.सु.रहागदळे)
संचालक

महाराष्ट्र अग्निशमन सेवा.

सहपत्र : वरीलप्रमाणे.

GOVERNMENT OF MAHARASHTRA

No. MFS/2014/10/1531

Tel : 26677555

Fax : 26660287

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Website : www.mahafireservice.gov.in

Directorate of Maharashtra Fire Services,
Maharashtra Fire Service Academy,
Vidyanagari, Hans Bhugra Marg,
Santacruz – East, Mumbai – 400 098.
Date : 30th October, 2014

CIRCULAR

Sub : Necessity or otherwise of renewal of fire approval either annually or whenever any owner or occupier is obliged by circumstances to seek renewal of fire approval from the Director, Chief Fire Officer or Nominated Officer.

Instances have been reported or noticed that the owner or occupier of a building or premises is required to go through avoidable hassle in getting the renewal of fire approval, particularly from the Chief Fire Officer or the nominated officer of a local authority or a planning authority when a owner or occupier is called upon to obtain such renewal of fire approval. A question, therefore, is raised as to whether such a renewal of fire approval is required under the provisions of any Municipal law, or the law under which the planning authority is constituted or the rules, by laws or D.C. regulations in operation by any local authority or planning authority.

2. Fire Approval of the concerned authorities is required to be obtained by the owner or occupier initially when he proposes to construct a building or to set up an industry. None of the laws of the local authorities or planning authorities or rules, by laws or D.C. regulations provide for obtaining the renewal of fire approval after the certificate of completion and occupation of a building is granted by the concerned authority.

3. Attention in this connection is invited to the provisions of sub-section (3) of section 3 of the Maharashtra Fire Prevention and Life Safety Measures Act, 2006 (hereinafter referred to as "the said Act" or "the Fire Act") read with rule 4 of the Maharashtra Fire Prevention and Life Safety Measures Rules 2009 and forms "A" and "B" prescribed thereunder. The said sub-section (3) mandates the licensed agency to give a certificate in form "A" regarding the compliance of the fire prevention and life safety measures in a building or a part thereof as required by or under the provisions of the Act; and the licensed agency has to give a certificate in form "B" twice in a year in the months of January and July regarding the maintenance of the fire prevention and life safety measures in a building or premises being in good repair and efficient condition and the owner or occupier has to produce the same before the concerned authority. On production of these certificates periodically, as prescribed, and particularly when form "B" is produced, the question of renewal of initial fire approval given by the concerned authority does not arise. The Fire Act does not require the owner or occupier to obtain the renewal of the fire approval periodically or otherwise.

4. If there is any doubt about the deviations from or the contraventions of, the requirements with regard to the fire prevention and life safety measures or the inadequacy or non-compliance of such measures provided or to be provided in a building or part thereof the Director or Chief Fire Officer or Nominated Officer has the power to inspect the building or part thereof under section 5 of the said Act and give notice thereof to the owner or occupier to comply with the requirements noticed and mentioned in the notice to be given under section 6 of the Act.

5. In the context of these legal provisions it is expected that the concerned authorities shall not insist for any renewal of initial fire approval.



(M.V. Deshmukh)
Director
Maharashtra Fire Service

Copy submitted to the Principal Secretary (2), Urban Development Deptt., Mantralaya for favour of information, please.

Copy submitted to the Metropolitan Commissioner, MMRDA for favour of information, please.

Copy f.w.cs. to All Municipal Commissioners in Maharashtra,

Copy f.w.cs. to the Commissioner and Director, Municipal Administration,

Copy f.w.cs. to :

- (1) The Managing Director, CIDCO,
- (2) The C.E.O, MIDC

Copy to all Chief Fire Officers, Municipal Corporations and Special Planning Authorities in Maharashtra.

MITAOE/DIR/1126/2018

Date : 19.07.2018

To,
Directorate of Maharashtra Fire Service
Maharashtra Fire Service Academy
Vidyanagari Hans Bhugra Marg
Santa Cruz (E), Mumbai - 400098

Subject: Extension to Provisional NOC of stipulating fire protection and fire fighting requirements.

Ref: Provisional NOC No MFS/51/2016/03, dated 10.01.2017

Dear Sir,

With reference to the above cited subject, I would like to bring to your kind notice that , as per Maharashtra Fire Prevention and Life safety measures Act 2006, we have followed and fulfilled all the basic guidelines, terms and conditions etc. as per provisional NOC for construction of the buildings, except installation of fire fighting set.

Now we are in the process of installation of the set of Fire fighting as per your recommendations. Hence, in view of our academic programs, we request you to give extension to the provisional NOC till the date of the installation of the set in our buildings.

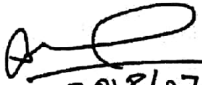
As soon as the installation of the set of the fire fighting is over , we will apply for the final NOC to be received from your department.

The copy of provisional NOC is attached herewith for your ready reference

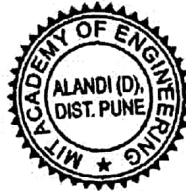
Hoping for positive actions

Thanking you,

Yours faithfully,


2018/07/19

Dr. Yogesh Jayant Bhalerao
Director



(ID No. PU/ENGG/134/1999)