

No. 191/XXXVI(3)/2022/36(1)/2022

Dated Dehradun, July 21, 2022

NOTIFICATION

Miscellaneous

In pursuance of the provisions of Clause (3) of Article 348 of the Constitution of India, the Governor is pleased to order the publication of the following English translation of 'The Uttarakhand Fire & Emergency Service, Fire Prevention and Fire Safety (Amendment) Act, 2022' (Act No. 06 of 2022).

As passed by the Uttarakhand Legislative Assembly and assented to by the Governor on 20 July, 2022.

The Uttarakhand Fire & Emergency Service, Fire Prevention and Fire Safety (Amendment) Act, 2022

(Uttarakhand Act No. 06 of 2022)

An

Act

further to amend the Uttarakhand Fire & Emergency Service, Fire Prevention and Fire Safety Act, 2016,

Be it enacted by the Uttarakhand Legislative Assembly in the Seventy third Year of the Republic of India, as follows:-

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| Short title and Commencement | 1. (1) This Act may be called the Uttarakhand Fire & Emergency Service, Fire Prevention and Fire Safety (Amendment) Act, 2022. |
| Amendment in Section 15 | <p>(2) It shall come into force at once.</p> <p>2. In the Uttarakhand Fire & Emergency Service, Fire Prevention and Fire Safety Act, 2016 (hereinafter referred to as the principal Act), sub section(4) of section 15 shall be substituted as follows, namely-</p> <p>“(4) All residential building of twelve meters and above height and industrial /commercial (covered area above 500 sq. meters) establishments dealing with storage or using</p> |

**Amendment of
Section 18**

explosive and highly inflammable substances shall require no objection certificate from the Deputy Director(Technical) or Chief Fire Officer, as the case may be, on the basis of recommendation of Fire Station Officer / Nominated authority, no objection certificate shall be issued by the Chief Fire Officer after approval of Deputy Director(Technical)."

3. Section 18 of the principal Act shall be substituted as follows, namely-

"Every building above twelve meters in height and covered area above 500 sq.meters whether existing or to be erected ,which is likely to be used for a purpose such as medical or other treatment or care of persons suffering from physical or mental illness, diseases or infirmity, case of infants, convalescents or aged persons or for penal or correctional detention in which the liberty of inmates is restricted, shop, market, dormitory, hotel or rooming house, educational institution, assembly building where group of people congregate or gather for amusement, recreation, social, religious, patriotic related civil travels or for a similar purposes shall submit plan and obtain a permission from prescribed authority of the State Government that safety from fire is reasonable attainable in practical and may be achieved."

Savings

4. Anything done or any action taken under the Uttarakhand Fire & Emergency Service, Fire Prevention and Fire Safety (Amendment) Ordinance, 2022 (Uttarakhand Ordinance No. 2 of 2022), shall be deemed to have been done or taken under the corresponding provisions of this Act.

By Order,

HIRA SINGH BONAL,
Principal Secretary.

Statement of Objectives and reasons

Due to variation in height and covered area of buildings mentioned in section 15(4) and section 18 of Uttarakhand Fire and Emergency Service, Fire Prevention and Fire Protection Act, 2016 and in the Building Construction and development bye-laws of Housing Department applicable in the state of Uttarakhand, practical difficulties are faced in issuing fire safety clearances. Amendment in aforesaid Act is proposed.

The proposed Bill fulfills the said objectives.

Pushkar Singh Dhami
Chief minister