

[Authorised English Translation]
HARYANA GOVERNMENT
AGRICULTURE DEPARTMENT

Notification

The 9th January, 1987

No. G.S.R. 4/C.A. 35/83/S.37/87.—In exercise of the powers conferred by section 37 of the Dangerous Machines (Regulation) Act, 1983 (Central Act 35 of 1983) the Governor of Haryana hereby makes the following rules, namely:—

1. These rules may be called the Haryana Dangerous Machines (Regulation) Rules, 1987. Short title

2. In these rules, unless the context otherwise requires,— Definitions.

(a) "Act" means the Dangerous Machines (Regulation) Act, 1983 (Central Act 35 of 1983) ;

(b) "Form" means a form appended to these rules ;

(c) "section" means a section of the Act.

3. (1) Every application for the issue of a licence to manufacture or to commence or carry on business as a manufacturer of, any dangerous machine shall be made in Form I on payment of the fee specified in column 2 of the Table below :— Form of application and fee. Section 37 (2) (a)(b)

TABLE

Where the value of each dangerous machine of a category proposed to be manufactured, sold or dealt within the course of business,—

(i) Exceeds two thousand rupees but does not exceed five thousand rupees	Amount of licence fee Two hundred rupees.
(ii) Exceeds five thousand rupees but does not exceed ten thousand rupees	Three hundred rupees.
(iii) Exceeds ten thousand rupees	Five hundred rupees.

(2) For each category of dangerous machine proposed to be manufactured, a separate application will be required.

(3) Every application for a licence to commence, or to carry on business as a dealer of any dangerous machine shall be made in Form II on payment of the fee specified in sub-rule (1) :

Provided that where a manufacturer holding a licence for the manufacture of any dangerous machine, sells such dangerous machine directly to a user, such manufacturer shall not be required to take out a licence to carry on business as a dealer.

(4) Application for licence shall be processed for final decision within a month after the date of its receipt.

(5) Validity of the licence granted under the Act shall commence from the 1st of January of the first year and shall expire on 31st of December, of the 5th year.

Form of application for renewal of licence. Section 37(2)(a)(b).

4. Every application for the renewal of a licence to manufacture or to commence or to carry on business as a manufacturer, or dealer, of a dangerous machine shall be made in Form III and shall be accompanied by a fee specified in sub-rule (1) of rule 3, by 15th of November, of the year in which the licence expires.

Cautions to be specified in the manual of instructions. Section 37(2)(c).

5. Every manual of instructions prepared in pursuance of section 15 of the Act shall, among other things, specify therein the following cautions, namely :—

- (a) do not wear loose dress, bangles and the like, while working on dangerous machines ;
- (b) do not smoke and light fire near the threshing yard or the thresher ;
- (c) do not be under the influence of intoxicants like liquor, opium and the like, while working on the dangerous machines ;
- (d) do not cross over the moving belts ;
- (e) do not stand on the thresher while it is in operation or during its transportation ;
- (f) do not feed earheads by hand ; use pushing device ;
- (g) do not work on the dangerous machines when tired ;
- (h) do not operate the thresher without guards and other safety devices ;
- (i) do not make any adjustment when the thresher is in operation ;
- (j) do not put or take off belt while the pulley is running ;
- (k) do not insert hand beyond the caution mark in the feeding chute.

Declaration under section 16. Section 37(2)(f).

6. Each declaration made under section 16 of the Act shall be made in Form IV,

Form in which registers, records and accounts to be maintained. Section 37(2)(d)

7. (1) Every manufacturer shall maintain a monthly register in Form V indicating therein the number and other particulars of each dangerous machine manufactured by him during the month.

(2) Every manufacturer and every dealer shall maintain a register in Form VI indicating therein the monthly stock of dangerous machines or parts thereof in his custody or control during the month and also the particulars of the addition to, or subtraction from, the stock and the total stock carried over to the next month.

8. (1) Every application by the users of dangerous machines for the registration thereof shall be made in Form VII and shall be accompanied by a fee amounting to five rupees. Form in which application is to be made for the registration by the users of dangerous machines and fee etc. Section 19 (1).
- (2) Every certificate or registration granted by the Controller to the user shall be in Form VIII.
- (3) The register referred to in sub-section (3) of section 19 of the Act shall be maintained in Form IX.
9. (1) The nomination referred to in the first proviso to sub-section (1) of section 22 shall be made in Form X. Form of nomination Section 22(1)
- (2) The Controller shall maintain a register of nominations filed with him under the first proviso to sub-section (1) of section 22 of the Act in Form XI.

FORM 1

[See rule 3(1)]

Form of application for licence to manufacture, commence or carry on
business as a manufacturer of dangerous machines under
Dangerous Machines (Regulations) Act, 1983
(35 of 1983)

1. Name of applicant
2. Whether sole proprietorship/partnership/
public limited/private limited
company/trust (Attested copy
of the deed attached)
3. Full address
4. Dangerous machine for which licence
is required
5. Specifications and other details :—
 - (a) Trade name
 - (b) Brief description
 - (c) Overall dimensions
 - (d) Capacity of prime-mover
(in H.P.) required to operate
machine
 - (e) Output (quintals/hour)
 - (f) Number of persons required to
operate
 - (g) Prescribed standards to which
which machine conforms or
will conform (specify
standard)

6. I/We hereby apply for commencing/carrying on business as a
manufacturer. A licence fee of Rs. _____ has been deposited in
Haryana Government Treasury, —vide Challan No. _____, dated _____
(enclosed).

7. (i) I/We declare that the machine to be manufactured will conform
to the standards as spelt out in the Dangerous Machines (Regulation) Act,
1983 and rules made thereunder by the Central Government (for applicant
proposing to commence business as a manufacturer).

(ii) I/We declare that the dangerous machines being manufactured by
us comply with the standards prescribed under section 13 of the Dangerous
Machines (Regulation) Act, 1983 and the rules made thereunder by the
Central Government (for applicant proposing to carry on business).
(Strike out 7(i) or (ii) whichever is not applicable).

8. I/We will abide by all the clauses of the Dangerous Machines (Regulation) Act, 1983 and instructions issued by the authorities under the Act from time to time. I/We will keep the record and supply the requisite information to the Controller/Inspectors or persons authorised by them, as and when required.

9. I/We declare that Shri _____ son of _____ Partner/Managing Director/Shareholder of the firm will correspond with the authorities under the Act on behalf of all the partners concerned with the above firm.

Signature of the applicant.

Date :

(Full name in capital letters).

Place :

(Seal of the firm)

(For Official Use)

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HARYANA GOVT. GAZ. JAN. 20, 1987
(PAUSA 30, 1987 SAKA)

FORM II

[See rule 3 (3)]

Form of application for licence to commence or carry on business as dealer in dangerous machines under the Dangerous Machines (Regulation) Act, 1983 (35 of 1983);

1. Name of applicant
2. Whether sole proprietorship/partnership/public limited/private limited company/trust. (Attested copy of the deed attached).
3. Full address
4. Dangerous Machine (s) for which licence is required. (Give trade name with brief description of each)
5. Do machines conform to prescribed standards ? (Indicate which standard)

6. Name of manufacturer	Whether licenced under the Dangerous Machines (Regulation) Act, 1983	If yes, no. and date of licence, name of licensing authority
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Note - Information under (5) or (6) above subject to verification will be considered adequate for grant of a licence.

I/we hereby apply, for commencing carrying on business as a dealer in dangerous machines. A licence fee of Rs. _____ has been deposited in Haryana Govt. Treasury, ---vide challan No. _____, dated _____

(enclosed).

8. I/We declare that I/we will not deal in machines which do not conform to the standards prescribed under the Dangerous Machines (Regulation) Act, 1983 and the rules made thereunder by the Central Govt.
9. I/We will abide by all clauses of the Dangerous Machines (Regulation) Act, 1983 and instructions issued by the authorities under the Act from time to time. I/We will keep the record and supply the requisite information to the Controller/Inspector or persons authorised by them as and when required.
10. I/We declare that Shri _____, son of Shri _____, Partner/Managing Director/Shareholder of the firm will correspond with the authorities on behalf of all the partners concerned with the above firm.

Signature of applicant.
(Full name in capital letters).

Date :

Place :

Seal of the Firm

(For official use).

FORM III

(See rule 4)

Form of application for renewal of licence to manufacture, commence, or carry on business as a manufacturer or dealer of a dangerous machine, under the Dangerous Machines (Regulation) Act, 1983 (35 of 1983) :-

1. Name of applicant ..
2. Full address ..
3. Details of licence sought to be renewed—
 - (i) Licence No. and date ..
 - (ii) Validity period ..
4. A licence renewal fee of Rs. _____ has been deposited in Haryana Govt. Treasury,—vide Challan No. _____, Dated _____(enclosed).
5. Is there any change in the partnership deed of firm ? If an give details.
6. I/We declare that I/we have not been convicted/punished under the above Act during the validity period.

Signature of applicant.

(Name in capital letters)

Seal of the firm.*

Date :

Place :

(For official use.)

FORM IV

(See rule 6)

Form of declaration to be made by manufacturer/dealer to enable the registration of dangerous machines under the Dangerous Machines (Regulation) Act, 1983 (35 of 1983).

Sr. No. _____

I have transferred by sale/lease/hire/supply (delete which ever is not applicable) to Shri/Messrs _____

of _____ (Name)
(address) Nos. _____ of _____
(give figures) (Name of machine)
of the undermentioned particulars on _____ Certified

Date
that this machine conforms/these machines conform (delete whichever is not applicable) to the standards laid down by or under the Act and the rules and orders made thereunder :-

1. Make and model
2. Sr. No. of the machine
3. Year of manufacture
4. H. P./K. W.
5. Capacity

Signature of the purchaser

Signature of manufacturer/dealer

Date :

(Name in capital letters)

(Seal of the firm)

FORM V

[See rule 7(1)]

Form of register to be maintained by the manufacturer under the Dangerous
Machines (Regulation) Act, 1983 (35 of 1983) :—

Sr. No.	Month and year of manufacture	Breif details of the machine models & size of primemover (if provided with machine)	Total number of such machines manufactured	Signature of the manu- facturer/ dealer
1	2	3	4	5

FORM VI

[See rule 7 (2)]

Register of monthly stocks to be maintained by the manufacturers/dealers under the Dangerous Machines (Regulation) Act, 1983 (35 of 1983)

Sr. No.	Brief description of the machine, make model capacity	Month	Particulars of the opening stocks	Particulars of stocks received during the month
1	2	3	4	5
Particulars of the machines sold, transferred or otherwise disposed of during the month			Particulars of the closing stocks	Signature of the manufacturer/dealer
6			7	8

FORM VII

[See rule 8 (1)]

Form of application by users for registration of a dangerous machine under the Dangerous Machines (Regulation) Act, 1983 (35 of 1983)

I/We _____ of _____
(Name) (Address)

own/have acquired control (as hiree/lessee or otherwise) of the machine, the particulars of which are given below and beg to apply for the registration of the same :—

- (a) Name and number of the machine
- (b) Make/Model
- (c) Date/Year of purchase/hire/lease or other transferer
- (d) Name and address of the supplier/transferer

The Certificate to the effect that the machine conforms to prescribed standard is attached.

Certified that I/we have been using the machine since prior to the coming into force of the Act and the machine conforms/has been so modified as to conform to the prescribed standards. A registration fee of Rupees _____ per machine has been deposited,—vide cash/challan No. _____ date _____ and the receipt is enclosed.

(Signature of the applicant)
Name in capital letters

Date :
Place :

FORM VIII

[See rule 8 (2)]

Form of Certificate to be granted by the Controller, to the user under
the Dangerous Machines (Regulation) Act, 1983 (35 of 1983)

Registration / No. _____

1. Name of the user
2. Father's/Husband's name of the user
3. Address

Particulars of the machine :

- (1) Name of the dangerous machine
- (2) Make and model
- (3) Year of manufacturer with
supplier's transferer's name and
address
- (4) Sr. No. of the machine, if any

The person above named is hereby allowed to use the dangerous machine
detailed above.

Signature

(Seal of the Registering
Authority)

Date :

Place :

FORM IX

[See rule 8 (3)]

Form of register to be maintained by the Controller under section 19 (3) of the Dangerous Machines (Regulation) Act, 1983 (35 of 1983)

Sr. No.	Name of the dangerous machine	Manufactured by (give full address)	Supplied by (give full address)	Make/Model capacity & Sr. No. of the machine, if any						
1	2	3	4	5						
<table border="1"> <thead> <tr> <th data-bbox="487 1186 787 1249">Whether a new machine or old modified machine</th> <th data-bbox="803 1165 1015 1260">Owned/Used by (name and full address)</th> <th data-bbox="1096 1165 1372 1228">Date of grant of registration with its No.</th> </tr> <tr> <th data-bbox="633 1344 657 1375">6</th> <th data-bbox="950 1333 966 1365">7</th> <th data-bbox="1234 1323 1250 1354">8</th> </tr> </thead> </table>					Whether a new machine or old modified machine	Owned/Used by (name and full address)	Date of grant of registration with its No.	6	7	8
Whether a new machine or old modified machine	Owned/Used by (name and full address)	Date of grant of registration with its No.								
6	7	8								

FORM X

[See rule 9 (1)]

Form of nomination to be made under the first proviso to sub-section (1) of section 22 of the Dangerous Machines (Regulation) Act, 1983 (35 of 1983)

I _____, S/o _____
(Name) (Name)

of _____ do not have any family, and
(address)

consequently I hereby nominate Shri/Smt. _____
S/o/D/o/W/o _____ of _____
(Name) (address)

to receive full payment of the compensation which would be payable under Act in the event of my death during the operation of a dangerous machine.

Signature _____

Full name _____

Place :

Date :

Witness _____
(Name)

(Address)

(Date)

Attested by Sarpanch of the concerned village Panchayat or Municipal Commissioner.

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HARYANA GOVT GAZ., JAN. 20, 1987
(PAUSA 30, 1908 SAKA)

FORM XI

[See rule 9 (2)]

Form of register of nominations to be maintained by the Controller under the Dangerous Machines (Regulation) Act, 1983 (35 of 1983)

Sr. No.	Received from (Give name and full address of the operator making the nomination and also the date of making nomination)	Name of the operator's employer	Name and full address of the nominee	Remarks
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1

2

3

4

5

K. K. SHARMA,
Secretary to Government, Haryana,
Agriculture Department.

1279/11-87/250 Agri Press Rai.

(Now Act No.35 of 1983)

Bill No. 71-F of 1983

THE DANGEROUS MACHINES (REGULATION) BILL, 1983

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