



Government of West Bengal
Department of Fire & Emergency Services
Newtown Fire Station Building (2nd & 3rd Floor)
CF-7, Street No. 175, Action Area 1C
New Town, Kolkata- 700156

No. 521 /FES/O/1C-1/MISC-08/2023

Date: 03.12.2024

NOTIFICATION

It has come to our notice that fire license applications are often rejected since the applicant has not submitted FSC/Fire NoC along with the application. In many cases, the applicants, being either tenants or owners of a small portion of the building, are unable to produce the FSC during inspection.

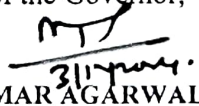
2. In this regard, it is reiterated that Section 11C of The West Bengal Fire Services Act, 1950 (henceforth referred to as “the Act”) specifies that the “Owner or occupier of high-risk building to provide fire prevention and fire safety measures”; and the occupancies classified as high-risk buildings are defined in Notification No. 279/DS/FS/O/C-1/FIA-3/96 dated 8th July 2003 issued by this Department.
3. Thus, the responsibility of obtaining the FSC lies primarily with the building owner or the governing body/association/management of the building (henceforth referred to as “owner of the building”). If the occupier, who is not the sole owner of the entire building, cannot produce the FSC, the responsibility rests with the owner of the building; and in the absence of FSC legal action under Section 11(g) of the Act can be initiated against the owner of the building.
4. In view of the above, the Governor his hereby pleased to accord approval for the following –
 - a) In cases where the owner of the building and the fire license applicant are not the same, the onus of obtaining the FSC shall rest on the owner of building if the same falls within the purview of the National Building Code, West Bengal Fire Services Act, 1950 and local bye-laws.
 - b) If the owner of the building hasn't obtained the FSC and the occupier has applied for Fire Licence for the business premises under his possession, his

application should not be summarily rejected. The occupier may obtain a fire license by submitting the relevant documents. Compliance of fire safety arrangements within the premises of the applicant will be verified during the inspection before grant/ renewal of fire license. Owner of the building without valid FSC would only be liable to be prosecuted under Section 11(g) of the Act.

- c) For low-risk and small business units, Fire Licence requirement shall be substituted with a self-declaration and self-certification for obtaining fire license for all the occupancies covered under Notification No. 1930/FES/O/C-1/MISC-08/2023 dated 01/03/2024 issued by this Department.

All concerned are being informed for an immediate action in public interest.

By Order of the Governor,


(MANOJ KUMAR AGARWAL, IAS)
Additional Chief Secretary
to the Government of West Bengal.

No. 1521 /1(10)/FES/O/1C-1/MISC-08/2023

Date: 03.12.2024

Copy forwarded for information to:

1. The Pr. A.G. (A&E), West Bengal
2. The Pr. A.G. (Audit), West Bengal
3. The Director General, Dte. of F&ES, WB, 13D, Mirza Ghalib Street, Kolkata – 700016
4. The Special Secretary of this Department.
5. The ADG, Dte. of F&ES, WB, 13D, Mirza Ghalib Street, Kolkata – 700016
6. The Director, Dte. of F&ES, WB, 13D, Mirza Ghalib Street, Kolkata – 700016
7. The C.E.O., Webel Technology Limited, BP - 5, Sector V, Bidhannagar, Kolkata – 700091
8. Pvt. Secretary to the Hon'ble MoS(IC) of this Department
9. Sr. P.S. to the ACS of this Department
10. Guard File


Additional Secretary to the Government of West Bengal