

**बीआईएस/डीजीओ(450)/2018**

**भारतीय मानक ब्यूरो**

**ब्यूरो सचिवालय**

**कार्यालय आदेश**

**09 जुलाई 2018**

**विषय: बीआईएस की शासी परिषद् द्वारा शक्तियों का प्रत्यायोजन और महानिदेशक, बीआईएस द्वारा शक्तियों का उप-प्रत्यायोजन।**

बीआईएस की शासी परिषद्, जिसका गठन बीआईएस अधिनियम, 2016 और बीआईएस नियम, 2017 के तहत किया गया था, ने दिनांक 22 नवंबर 2017 को आयोजित अपनी प्रथम बैठक के दौरान अपनी कुछ शक्तियों, प्रकार्यों और कर्तव्यों को शासी परिषद् के अध्यक्ष, कार्यकारिणी समिति, मानक सलाहकार समिति और महानिदेशक को प्रत्यायोजित किया था। शासी परिषद् ने यह भी अनुमोदन दिया था कि भविष्य में किसी मामले में, यदि शासी परिषद् की अन्य शक्तियों का प्रत्यायोजन करने की आवश्यकता समझी जाती है, तो इसकी अगली बैठक में शासी परिषद् को रिपोर्ट करने की शर्त पर, शासी परिषद् की ओर से शासी परिषद् का अध्यक्ष ऐसी शक्तियों का प्रत्यायोजन करने हेतु प्राधिकृत होगा। शासी परिषद् की प्रथम बैठक की कार्यवाही दिनांक 26.12.2017 को सीएल तथा एनआईटीएस सहित मुख्यालय/क्षेत्रीय कार्यालयों/शाखा कार्यालयों में सभी गतिविधि/विभागाध्यक्षों को परिचालित की गई थी। शासी परिषद् द्वारा उपरोक्त शक्तियों, प्रकार्यों और कर्तव्यों का प्रत्यायोजन, निम्नानुसार संलग्न शीट के **भाग 1** में दिया गया है:

- क. शासी परिषद् द्वारा प्रत्यायोजित शक्तियाँ, प्रकार्य और कर्तव्य, जो इसे बीआईएस अधिनियम, 2016 द्वारा प्रदत्त किये गये हैं।
- ख. शासी परिषद् द्वारा प्रत्यायोजित अन्य शक्तियाँ, प्रकार्य और कर्तव्य, जो इसे बीआईएस नियम, 2017 द्वारा प्रदत्त किये गये हैं।
- ग. शासी परिषद् द्वारा प्रत्यायोजित अन्य शक्तियाँ, प्रकार्य और कर्तव्य

2. बीआईएस अधिनियम, 2016 की धारा 7(5) में प्रावधान है कि महानिदेशक अपनी ऐसी शक्तियों और प्रकार्यों, जो उन्हें विनियमों के अंतर्गत सौंपे गए हैं या शासी परिषद् द्वारा प्रत्यायोजित किए गए हैं, वे उन्हें ब्यूरो के किसी अधिकारी को लिखित में सामान्य या विशेष आदेश द्वारा ऐसी शर्त, यदि कोई हो, जैसा कि आदेश में विनिर्दिष्ट की गई हो, जैसा वे आवश्यक समझे, उसे प्रत्यायोजित कर सकते हैं। तदनुसार, महानिदेशक ने अनुरूपता निर्धारण और हॉलमार्किंग के संबंध में निम्नानुसार संलग्न शीट के **भाग II** में दिए के अनुसार ब्यूरो के अन्य अधिकारियों को कुछ शक्तियाँ और प्रकार्य उप-प्रत्यायोजित किए हैं:

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|----------|---|
| अनुबंध 1 | अनुरूपता निर्धारण (उत्पाद प्रमाणन) कार्य के लिए शक्तियों का प्रत्यायोजन;  |
| अनुबंध 2 | अनुरूपता निर्धारण (पंजीकरण द्वारा मानक मुहर का प्रयोग करने या लगाने के लिए लाइसेंस प्रदान करने) के लिए शक्तियों का प्रत्यायोजन; |

- अनुबंध 3 परिष्करणशाला/टकसाल लाइसेंस, ज्वैलर के पंजीकरण, प्रमाणन और एसेडिंग एवं हॉलमार्किंग केंद्र को मान्यता देने से संबंधित कार्य के लिए शक्तियों का प्रत्यायोजन;
- अनुबंध 4 अनुरूपता निर्धारण (प्रबंध पद्धति प्रमाणन कार्य) के लिए शक्तियों का प्रत्यायोजन;

3. बीआईएस अधिनियम, 2016 के तहत बनाए गए बीआईएस (अनुरूपता निर्धारण) विनियम, 2018 तथा बीआईएस (हॉलमार्किंग) विनियम, 2018 क्रमशः अधिसूचना सं. बीएस/11/11/2018 दिनांक 04 जून 2018 और बीएस/11/05/2018 दिनांक 14 जून 2018 द्वारा सरकारी राजपत्र में प्रकाशित किए गए हैं।

हस्ता./  
( ले. कर्नल के. शांतनु )  
सचिव

संदर्भ : बीएस/17/01/2017

इंटरनेट द्वारा मुख्यालय के सभी विभागों एवं अधिकारियों/क्षेत्रीय कार्यालयों/शाखा कार्यालयों/एनआईटीएस/प्रयोगशालाओं को परिचालित

**BIS/DGO/( 450 )/2018**

**BUREAU OF INDIAN STANDARDS**  
**(Bureau Secretariat)**

**OFFICE ORDER**

**09 July 2018**

**Subject: Delegation of Powers by the Governing Council of BIS and  
Sub-delegation of Powers by Director General, BIS**

The Governing Council of BIS, which was constituted under the BIS Act, 2016 and the BIS Rules, 2017, had delegated some of its powers, functions and duties to President of the Governing Council, Executive Committee, Standards Advisory Committee and Director General, during its first meeting held on 22 Nov 2017. The Governing Council also approved that in case, a need is felt in future to delegate certain other powers of the Governing Council, the President of the Governing Council be empowered to delegate such powers on behalf of the Governing Council subject to reporting to Governing Council in its next meeting. The proceedings of the first meeting of Governing Council were circulated to all Activity/Departmental Heads at HQs/ROs/BOs including CL and NITS on 26.12.2017. The delegation of the above powers, functions and duties by the Governing Council, is given in **Part I** of the enclosed sheets as under:

- A. Powers, Functions and Duties delegated by the Governing Council as conferred to it by the Bureau of Indian Standards Act, 2016
- B. Powers, Functions and Duties delegated by the Governing Council as conferred to it by the Bureau of Indian Standards Rules, 2017
- C. Other Powers, Functions and Duties delegated by the Governing Council

2. Section 7(5) of the BIS Act, 2016 provides that the Director General may, by general or special order in writing, delegate to any officer of the Bureau subject to such conditions, if any, as may be specified in the order, such of his powers and functions as are assigned to him under the regulations or are delegated to him by the Governing Council, as he may deem necessary. Accordingly, Director General has sub-delegated certain powers and functions relating to Conformity Assessment and Hallmarking, to other officers of the Bureau as given in **Part II** of the enclosed sheets as under:

- Annex 1 Delegation of Powers for Conformity Assessment (Product Certification) Work;
- Annex 2 Delegation of Powers for Conformity Assessment (Grant of Licence to use or apply Standard Mark through Registration);
- Annex 3 Delegation of Powers for Hallmarking work related to Refinery/Mint Licence, Certification of Registration of Jeweller and Recognition of Assaying and Hallmarking Centre.
- Annex 4 Delegation of Powers for Conformity Assessment (Management System Certification Work)

3. The BIS (Conformity Assessment) Regulations, 2018 and the BIS (Hallmarking) Regulations, 2018, framed under the BIS Act, 2016, have since been published in official gazette vide notification Nos. BS/11/11/2018 dated 04 June 2018 and BS/11/05/2018 dated 14 June 2018 respectively.

-Sd-  
( Lt. Col K. Shantanu )  
Secretary

**Ref : BS/17/01/2017**

**Circulated to all Departments and officials at HQs / Regional Offices /  
Branch Offices / NITS / Labs through BIS Intranet.**

**PART - I****A. POWERS, FUNCTIONS AND DUTIES DELEGATED BY THE GOVERNING COUNCIL AS CONFERRED TO IT BY THE BUREAU OF INDIAN STANDARDS ACT, 2016**

<b>Title</b>	<b>Section</b>	<b>Sub-Section</b>	<b>Content</b>	<b>Delegated to</b>
Executive Committee of Bureau.	4	(1)	The Governing Council may, with the prior approval of the Central Government, by notification in the Official Gazette, constitute an Executive Committee which shall consist of the following members, namely:— (a) Director General of the Bureau, who shall be its <i>ex officio</i> Chairman; and (b) such number of members, as may be prescribed.	President of the Governing Council
Advisory Committees of Bureau.	5	(1)	Subject to any regulations made in this behalf, the Governing Council may, from time to time and as and when it is considered necessary, constitute the following Advisory Committees for the efficient discharge of the functions of the Bureau, namely: — (a) Finance Advisory Committee; (b) Conformity Assessment Advisory Committee; (c) Standards Advisory Committee; (d) Testing and Calibration Advisory Committee; and (e) such number of other committees as may be specified by regulations.	Executive Committee
Powers and functions of Bureau.	9	(1)	The powers and duties as may be assigned to the Bureau under this Act shall be exercised and performed by the Governing Council and, in particular, such powers may include the power to—	
			(a) establish branches, offices or agencies in India or outside;	Executive Committee
			(b) recognise, on reciprocal basis or otherwise, with the prior approval of the Central Government, the mark of any international body or institution, on such terms and conditions as may be mutually agreed upon by the Bureau in relation to any goods, article, process, system or service at par with the Standard Mark for such goods, article, process, system or service;	Director General
			(c) seek recognition of the Bureau and of the Indian Standards outside India on such terms and conditions as may be mutually agreed upon by the Bureau with any corresponding institution or organisation in any country or with any international organisation;	Director General
			(d) enter into and search places, premises or vehicles, and inspect and seize goods or articles and documents to enforce the provisions of this Act;	Director General
(e) provide services to manufacturers and consumers of goods or articles or processes for compliances of	Director General			

Title	Section	Sub-Section	Content	Delegated to
			standards on such terms and conditions as may be mutually agreed upon;	
			(f) provide training services in relation to quality management, standards, conformity assessment, laboratory testing and calibration, and any other related areas;	Director General
			(g) publish Indian Standards and sell such publications and publications of international bodies;	Director General
			(h) authorise agencies in India or outside India for carrying out any or all activities of the Bureau and such other purposes as may be necessary on such terms and conditions as it deems fit;	Executive Committee
			(i) obtain membership in regional, international and foreign bodies having objects similar to that of the Bureau and participate in international standards setting process;	Executive Committee
			(j) undertake testing of samples for purposes other than for conformity assessment; and	Director General
			(k) undertake activities relating to legal metrology.	Director General
		(2)	The Bureau shall take all necessary steps for promotion, monitoring and management of the quality of goods, articles, processes, systems and services, as may be necessary, to protect the interests of consumers and various other stake holders which may include the following namely:—	
			(a) carrying out market surveillance or survey of any goods, article, process, system or service to monitor their quality and publish findings of such surveillance or surveys;	Director General
			(b) promotion of quality in connection with any goods, article, process, system or service by creating awareness among the consumers and the industry and educate them about quality and standards in connection with any goods, article, process, system and service;	Director General
			(c) promotion of safety in connection with any goods, article, process, system or	Director General
			(d) identification of any goods, articles, process, system or service for which there is a need to establish a new Indian Standard, or to revise an existing Indian Standard;	Director General
			(e) promoting the use of Indian Standards;	Director General

Title	Section	Sub-Section	Content	Delegated to
			<i>(f)</i> recognising or accrediting any institution in India or outside which is engaged in conformity certification and inspection of any goods, article, process, system or service or of testing laboratories;	Director General, as per guidelines approved by Executive Committee
			<i>(g)</i> coordination and promotion of activities of any association of manufacturers or consumers or any other body in relation to improvement in the quality or in the implementation of any quality assurance activities in relation to any goods, article, process, system or service; and	Director General
			<i>(h)</i> such other functions as may be necessary for promotion, monitoring and management of the quality of goods, articles, processes, systems and services and to protect the interests of consumers and other stakeholders.	Director General
Indian Standards.	10	(2)	The Bureau may—	
			<i>(a)</i> establish, publish, review and promote the Indian Standard, in relation to any goods, article, process, system or service in such manner as may be prescribed;	Director General
			<i>(b)</i> adopt as Indian Standard, any standard, established by any other Institution in India or elsewhere, in relation to any goods, article, process, system or service in such manner as may be prescribed;	Director General
			<i>(c)</i> recognise or accredit any institution in India or outside which is engaged in standardisation;	Director General, as per guidelines approved by Executive Committee
			<i>(d)</i> undertake, support and promote such research as may be necessary for formulation of Indian Standards.	Director General
Prohibition to publish, reproduce or record without authorization by Bureau.	11	(1)	No individual shall, without the authorisation of the Bureau, in any manner or form, publish, reproduce or record any Indian Standard or part thereof, or any other publication of the Bureau.	Director General
	12	(1)	The Bureau may notify a specific or different conformity assessment scheme for any goods, article,	Executive Committee

Title	Section	Sub-Section	Content	Delegated to
Conformity Assessment scheme.			process, system or service or for a group of goods, articles, processes, systems or services, as the case may be, with respect to any Indian Standard or any other standard in a manner as may be specified by regulations.	
		(2)	The Bureau may establish a Standard Mark in relation to each of its conformity assessment schemes, which shall be of such design and contain such particulars as may be specified by regulations to represent a particular standard.	Executive Committee
Grant of licence or certificate of conformity.	13	(3)	While granting a certificate of conformity or licence to use a Standard Mark, the Bureau may, by order, specify the marking and labelling requirements that shall necessarily be affixed as may be specified from time to time.	Director General
		(4)	The Bureau may establish, maintain or recognise testing laboratories for the purposes of conformity assessment and quality assurance and for such other purposes as may be required for carrying out its functions.	Director General
Certification of Standard Mark of jewellers and sellers of certain specified goods or articles.	14	(2)	The goods or articles notified in sub-section (1) may be sold through retail outlets certified by the Bureau after such goods or articles have been assessed for conformity to the relevant standard by testing and marking centre, recognised by the Bureau and marked with Hallmark or Standard Mark, as the case may be, as specified by regulations.	Director General
		(4)	The Bureau may, by an order, grant, renew, suspend or cancel certification of Standard Mark or Hallmark of a jeweller or any other seller for sale of goods or articles notified under sub-section (1) in such manner as may be determined by regulations.	Director General
		(5)	The Bureau may establish, maintain and recognise testing and marking centres, including assaying and hallmarking centres, for conformity assessment and application of Standard Mark, including Hallmark, on goods or articles notified under sub-section (1), in a manner as may be specified by regulations.	Director General
Obligations of licence holder, seller, etc.	18	(5)	(a) The Bureau may make such inspection and take such samples of any material or substance as may be necessary to see whether any goods, article, process, system or service, in relation to which a Standard Mark has been used, conforms to the requirements of the relevant standard or whether the Standard Mark has been properly used in relation to any goods, article, process, system or service with or without a licence.	Director General
			(b) The Bureau may publicise the results of its findings and the directions given in pursuance thereof.	Director General



Title	Section	Sub-Section	Content	Delegated to
		(6)	If the Bureau is satisfied under the provisions of sub-sections (4) and (5) that the goods, articles, processes, systems or services in relation to which a Standard Mark has been used do not conform to the requirements of the relevant standard, the Bureau may direct the certified body or licence holder or his representative to stop the supply and sale of nonconforming goods or articles and recall the nonconforming goods or articles that have already been supplied or offered for sale and bear such mark from the market or any such place from where they are likely to be offered for sale or prohibit to provide the service.	Director General
		(7)	Where a certified body or licence holder or his representative has sold goods, articles, processes, system or services, which bear a Standard Mark or any colourable imitation thereof, which do not conform to the relevant standard, the Bureau shall direct the certified body or licence holder or his representative to—  (a) repair or replace or reprocess the standard marked goods, article, process, system or service in a manner as may be specified; or (b) pay compensation to the consumer as may be prescribed by the Bureau; or (c) be liable for the injury caused by non-conforming goods or article, which bears a Standard Mark, as per the provisions of section 31.	Director General
Borrowing powers of Bureau.	21	(1)	The Bureau may, with the consent of the Central Government or in accordance with the terms of any general or special authority given to it by the Central Government, borrow money from any source as it may deem fit for discharging all or any of its functions under this Act.	Executive Committee
Budget.	22	-	The Bureau shall prepare, in such form and at such time in each financial year as may be prescribed, its budget for the next financial year, showing the estimated receipts and expenditure of the Bureau and forward the same to the Central Government.	Director General with the approval of Executive Committee
Annual report.	23	(1)	The Bureau shall prepare, in such form and at such time in each financial year as may be prescribed, its annual report, giving a full account of its activities during the previous financial year, and submit a copy thereof to the Central Government.	Director General with the prior approval of EC and

<b>Title</b>	<b>Section</b>	<b>Sub-Section</b>	<b>Content</b>	<b>Delegated to</b>
				Governing Council
Accounts and audit.	24	(1)	The Bureau shall maintain proper accounts and other relevant records and prepare an annual statement of accounts, in such form as may be prescribed by the Central Government in consultation with the Comptroller and Auditor-General of India.	Director General
Restriction on use of name of Bureau and Indian Standard.	26	(1)	No person shall, with a view to deceive or likely to deceive the public, use without the previous permission of the Bureau,— (a) any name which so nearly resembles the name of the Bureau as to deceive or likely to deceive the public or the name which contains the expression "Indian Standard" or any abbreviation thereof; or (b) any title of any patent or mark or trade mark or design, in relation to any goods, article, process, system or service, containing the expressions "Indian Standard" or "Indian Standard Specification" or any abbreviation of such expressions.	Director General
Appointment and powers of certification officers.	27	(1)	The Bureau may appoint as many certification officers as may be necessary for the purpose of inspection whether any goods, article, process, system or service in relation to which the Standard Mark has been used conforms to the relevant standard or whether the Standard Mark has been properly used in relation to any goods, article, process, system or service with or without licence, and for performing such other functions as may be assigned to them.	Director General
		(3)	Every certification officer shall be furnished by the Bureau with a certificate of appointment as a certification officer, and the certificate shall, on demand, be produced by the certification officer.	Director General
Cognizance of offence by courts.	32	(2)	No court shall take cognizance of any offence punishable under this Act save on a complaint made by— (a) or under the authority of the Bureau; or	Director General
Compounding of offence.	33	(2)	Every officer referred to in sub-section (1) shall exercise the powers to compound an offence, subject to the direction, control and supervision of the Bureau.	Director General

**B. POWERS, FUNCTIONS AND DUTIES DELEGATED BY THE GOVERNING COUNCIL AS CONFERRED TO IT BY THE BUREAU OF INDIAN STANDARDS RULES, 2017**

<b>Title</b>	<b>Rule</b>	<b>Sub-Rule</b>	<b>Content</b>	<b>Delegated to</b>
Establishment of Indian Standards	15	(1)	<p>The Bureau shall establish Indian Standards in relation to any goods, article, process, system or service and shall reaffirm, amend, revise or withdraw Indian Standards so established as may be necessary, by a process of consultation with stakeholders who may include representatives of various interests such as consumers, regulatory and other Government bodies, industry, testing laboratories or calibration laboratories, scientists, technologists, and members of the Committees of the Bureau:</p> <p>Provided that where a standard is being established on the request of the Central Government or the regulator, which is emerging from or has an impact on national policy, the Central Government or the concerned regulator shall be consulted to ensure that the standard is consistent with such policy:</p> <p>Provided further that any Indian Standard established by the erstwhile Indian Standards Institution and the Bureau of Indian Standards established under Bureau of Indian Standards Act, 1986 (63 of 1986) before the date of commencement of the Act or the rules or regulations made thereunder, shall be deemed to have been established under the provisions of the Act or under these rules or regulations made under Section 39 of the Act.</p>	Director General
Divisional Councils	16		The Bureau shall, for the purposes of formulation of Indian Standards in respect of any goods, article, process, system or service, constitute technical committees of experts to be known as the Divisional Councils.	Standards Advisory Committee
Terms and conditions for engaging consultants	21	(1)	The Bureau may from time to time, engage such number of consultants as it may consider necessary, to assist the Committees constituted under this rule.	Director General
Procedure for establishment of Indian Standards	22	(2)	On receipt of the proposal under sub-rule (1), the Bureau shall assign the proposal to the concerned Division Council.	Director General
		(6)	The standard so adopted under sub-rule (5) shall be notified by the Bureau.	Director General

<b>Title</b>	<b>Rule</b>	<b>Sub-Rule</b>	<b>Content</b>	<b>Delegated to</b>
Review of Indian standards	23		<p>The Bureau shall review, periodically, at least once in five years, all established Indian standards to determine the need for revision, amendment, reaffirmation or withdrawal of such standards, in accordance with the provisions of these rules:</p> <p>Provided that the need for withdrawal of the established Indian standard shall be decided upon by the respective Division Council on the recommendations of the sectional committee concerned:</p> <p>Provided further that proposals relating to minor amendments or amendments in the nature of correction of errors or omissions in established Indian Standards may be notified by the Bureau without reference to the concerned Sectional Committee:</p> <p>Provided also that the Bureau shall have the power to provisionally amend, by notification, such of the provisions of an Indian Standard as in its view are necessary for expeditious fulfilment of any of the objectives of the Act and the amendments so made shall be regularised without further notification if the sectional committee concerned has on examination, approved the standards as so amended, within a period of six months from the date of the notification.</p>	<p>Director General</p> <p>-----</p> <p>Director General</p> <p>Director General</p>
Publication	25		The Indian Standards established by the Bureau, their revisions and amendments shall be published and copies thereof, in any form as may be determined by the Bureau, shall be made available for sale at such prices as may be determined by the Bureau.	Director General as per guidelines approved by EC
Standards promotion	26		The Bureau may promote adoption of Indian Standards by consumers, commerce, industry, Government and other interests, in such manner as it may consider necessary.	Director General
Procedure for establishment of provisional Indian Standards	27	(1)	Where a proposal relates to a new technology in respect of which its technical accuracy cannot be established, the Bureau may cause the Division Council to prepare a provisional Indian standards in accordance with the procedure laid down under rule 22.	Director General
		(2)	The provisional Indian Standard so prepared under this rule shall be notified as a provisional Indian Standard without wide circulation, after its adoption by Chairperson of Division Council concerned.	Director General
		(3)	The Foreword of the provisional Indian Standard shall specify the following, namely:-	

<b>Title</b>	<b>Rule</b>	<b>Sub-Rule</b>	<b>Content</b>	<b>Delegated to</b>
			(i) need for preparing the provisional Indian Standard; (ii) scope of its application; and (iii) period of its validity:  Provided that the provisional Indian standards so notified under sub-rule (2) shall be valid for a period upto two years, as may be determined by the Bureau on the recommendations of the sectional committee, and may be extended by not more than two years.	Director General
Adoption of other Standards as Indian Standards	29	(1)	The Bureau may, in relation to any goods, article, process, system or service, adopt any standard established by any other institution in India or outside India as an Indian Standard with necessary modifications, in accordance with the procedure laid down in rule 22:	Director General
		(2)	Standards so adopted as Indian Standards shall be notified by the Bureau in the Official Gazette.	Director General
Standard Mark	31	(1)	The Standard Mark shall be published by the Bureau in the Official Gazette.	Director General
Establishment, maintenance and recognition of laboratories	32	(1)	The laboratories established and maintained by the Bureau shall -  (a) carry out testing of samples in relation to conformity assessment schemes of Bureau ; (b) carry out research and development investigations or testing for collecting data for evolving and revising Indian Standards and for quality assessment studies; (c) provide support services to industries for quality improvement on such terms and conditions as may be laid down by the Bureau from time to time; and (d) carry out such other functions as may be necessary to fulfill the objectives of the Bureau.	Director General
		(2)	The Bureau may recognise any laboratory in India or outside India for carrying out testing of samples in relation to conformity assessment and such other functions as the Bureau may assign to it.	Director General
		(3)	The Bureau may issue guidelines for recognition, suspension or withdrawal, revocation or renewal, of recognition of laboratories.	Director General
		(4)	The Bureau shall maintain a record of laboratories recognised by it for testing samples of articles or processes in relation to the relevant Indian Standards.	Director General
Appointment of agents	33	(1)	The Bureau may appoint any person or laboratory or organisation in India or outside India as its agent to	Director General as per

Title	Rule	Sub-Rule	Content	Delegated to
			<p>act on its behalf for discharging any one or more of the following functions, namely :-</p> <p>(a) to carry out inspections of manufacturer's premises in India or outside India for allowing use of the Standard Mark or for grant of certificate of conformity;</p> <p>(b) to test samples of products for their conformity to Indian Standards;</p> <p>(c) to inspect consignments intended to be covered under the Standard Mark or under certificate of conformity;</p> <p>(d) to collect market samples; and</p> <p>(e) to carry out market surveillance and surveys for any goods, article, process, system or service.</p>	guidelines approved by EC
		(2)	<p>The terms and conditions of the appointment of agents shall be set out in an agreement between the Bureau and the agent so appointed:</p> <p>Provided that the appointment of agents outside India shall be made with the previous approval of the Central Government.</p>	Director General
Inspection of goods, article, process, system or service when Standard Mark or conformity to Indian Standards is required by the Act or under any other law	34	(1)	The Bureau may carry out inspections, through its certification officers or agents, of goods, articles, processes, systems or services where Standard Mark or conformity to Indian Standards is required or claimed under the Act.	Director General
		(4)	The fees for inspection and expenses incurred in travelling and other expenses relating thereto, shall be paid in the manner and at the rates as may be specified by the Bureau from time to time.	Executive Committee
Other functions of the Bureau	35		<p>The Bureau may, -</p> <p>(a) formulate, implement and coordinate activities relating to quality maintenance and improvement in products and processes;</p> <p>(b) promote harmonious development in standardisation, management systems and conformity assessment, and matters connected therewith both within the country and at international level;</p> <p>(c) provide information, documentation and other services to consumers and consumer organisations on such terms and conditions as may be mutually agreed upon;</p> <p>(d) give recognition to quality assurance systems in manufacturing or processing units or service providers, on such terms and conditions as may be mutually agreed upon;</p> <p>(e) bring out handbooks, guides and other special publications;</p>	Director General

Title	Rule	Sub-Rule	Content	Delegated to
			<p>(f) carry out inspections and testing or testing of goods and articles or audit of process, system or service for conformity to any other standard if so authorised, on such terms and conditions as may be mutually agreed upon; and</p> <p>(g) formulate, implement and coordinate activities of conformity assessment to the relevant Indian Standards on voluntary or compulsory basis, of goods, article, process, system or service as may be considered expedient in public interest and as notified through an order by the Central Government after consulting the Bureau.</p>	
Budget	38	(1)	The Bureau shall prepare budget estimates for the next year and the revised estimates for the current year and shall forward it to the Central Government by 15 <sup>th</sup> October each year or by such date as may be decided by the Central Government.	Director General with the approval of EC
Pension or gratuity liability fund	44	(1)	The Bureau shall maintain a pension or gratuity liability fund.	Director General
Annual report	45	(1)	The Bureau shall prepare its annual report and forward it to the Central Government within nine months of the end of the financial year for being laid before each House of Parliament.	Director General with the approval of EC and Governing Council

**C. OTHER POWERS, FUNCTIONS AND DUTIES DELEGATED BY THE GOVERNING COUNCIL**

<b>Sl No.</b>	<b>Powers, Functions and Duties</b>	<b>Delegated to</b>
1.	To sue and be sued in the name of the Bureau.	Director General
2.	To sign, verify, file and institute suits, memoranda of appeals, objections, applications, petitions, written statements, complaints, counter-affidavits, etc. on behalf of the Bureau in any court of law	Director General
3.	To authorise any Group `A' officer of the Bureau, who is fully conversant with the facts of the relevant court case, to represent the Bureau in the court proceedings and to sign and verify on behalf of the Bureau complaints, counter-affidavits, written statements and other legal documents required to be filed in the courts.	Director General



## PART - II

## Annex-1

## DELEGATION OF POWERS FOR CONFORMITY ASSESSMENT (PRODUCT CERTIFICATION) WORK

Sl. No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Certification at HQs	Heads of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
1	Sub-Section (2) of Section 13 of the Act	To grant a licence to use or apply Standard Mark	Full powers	Full powers	Full powers (except All India First case for a product)	Full powers (except All India First case for a product)	----
2	Sub-Section (2) of Section 13 of the Act	To grant a certificate of conformity	Full powers	Full powers	Full powers (except All India First case for a product)	Full powers (except All India First case for a product)	----
3	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Rejection of an application for licence and certificate of conformity	Full powers	Full powers	Full powers	Full powers	----
4	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	(i) Renewal/Deferment of renewal of licence/certificate of conformity ii) Renewal of deferred licence/ certificate of conformity iii) signing of endorsements to licence/ certificate of conformity iv) Issue of duplicate licence/ certificate of conformity	Full powers	Full powers	Full powers	Full powers	Full powers to officers authorized by Heads of Regions for Branches under their jurisdiction.

Sl. No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Certification at HQs	Heads of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
5	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Change in scope of licence/certificate of conformity -Signing an endorsement for change of scope of licence/ certificate of conformity	Full powers	Full powers	Full powers	Full powers	Full powers to officers authorized by Heads of Regions for Branches under their jurisdiction.
6	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Suspension/Revocation of licence/certificate of conformity	Full powers	Full powers	Full powers	Full powers	-----
7	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Cancellation/Expiry of a licence/certificate of conformity	Full powers	Full powers	Full powers	Full powers in respect of expiry	-----
8	Sub-Section (3) of Section 13 of the Act	While granting a certificate of conformity or licence to use a Standard Mark, the Bureau may, by order, specify the marking and labelling requirements that shall necessarily be affixed as may be specified from time to time.	Full powers	Full powers	-----	-----	-----
9	Sub-Sub-Section (a) of Sub-Section (5) of Section 18 of the Act	The Bureau may make such inspections and take such samples of any material or substance as may be necessary to see whether any goods, article, process, system or service, in relation to which a Standard Mark has been used, conforms to the requirements of the relevant	Full powers	Full powers	Full powers	Full powers	Full Powers to certification officers appointed under Sub-Section (1) of Section 27

Sl. No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Certification at HQs	Heads of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
		standard or whether the Standard Mark has been properly used in relation to any goods, article, process, system or service with or without a licence.					
10	Sub-Sub-Section (b) of Sub-Section (5) of Section 18 of the Act	The Bureau may publicize the results of its findings and directions given in pursuance thereof.	Full powers	Full powers	Full powers	-----	-----
11	Sub-Section (6) of Section 18 of the Act	If the Bureau is satisfied under the provisions of sub-sections (4) & (5) of section 18 that the goods, articles, processes, systems or services in relation to which a Standard Mark has been used do not conform to the requirements of the relevant standard, the Bureau may direct the certified body or licence holder or his representative to stop supply and sale of non-conforming goods and articles and recall the non-conforming goods or articles that have already been supplied or offered for sale and bear such mark from the market or any such place from where they are likely to be offered for sale or prohibit to provide the service.	Full powers	Full powers	Full powers	Full powers	-----
12	Sub-Section (7) of Section 18 of the Act	Where a certified body or licence holder or his representative has sold goods, articles, processes, systems or services,					

Sl. No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Certification at HQs	Heads of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
	and Rule 49 of BIS Rules 2017	<p>which bear the Standard Mark or any colourable imitation thereof, which do not conform to the relevant standard, the Bureau shall direct the certified body or licence holder or his representative to –</p> <p>(a) Repair or replace or reprocess the standard marked goods, article, process, system or service in a manner as specified in sub-regulation (13) of regulation 6 of BIS (Conformity Assessment) Regulations, 2018; or</p> <p>(b) Pay compensation to the consumer as prescribed by Rule 49 of BIS Rules, 2017; or</p> <p>(c) Be liable for the injury caused by non-conforming goods or article, which bears the Standard Mark, as per the provisions of Section 31.</p>	Full powers	Full powers	Full powers	Full powers in respect of (a) only	-----

Sl. No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Certification at HQs	Heads of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
13	Sub-Section (1) of Section 27 of the Act	The Bureau may appoint as many certification officers as may be necessary for the purpose of inspection whether any goods, article, process, system or service in relation to which the Standard Mark has been used conforms to the relevant standard or whether the Standard Mark has been properly used in relation to any goods, article, process, system or service with or without licence, and for performing such other functions as may be assigned to them.	Full powers	-----	-----	-----	-----
14	Sub-Section (2) of Section 27 of the Act and Sub-Rule (1) of Rule 34 of BIS Rules, 2017	The Bureau may carry out inspections, through its certification officers or agents, of goods, articles, processes, systems or services where Standard Mark or conformity to Indian Standards is required or claimed under the Act.	Full powers	Full powers	Full powers	Full powers	-----
15	Sub-Section (3) of Section 27 of the Act	Every certification officer shall be furnished by the Bureau with a certificate of appointment as a certification officer, and the certificate shall, on demand, be produced by the certification officer.	Full powers	Full powers	-----	-----	-----

Sl. No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Certification at HQs	Heads of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
16	Sub-Sub-Section (d) of Sub-Section (1) of Section 9 of the Act	Enter into and search places, premises or vehicles, and inspect and seize goods or articles and documents to enforce the provisions of this Act.	Full powers	Full powers	Full powers	Full powers	Full Powers to certification officers appointed under Sub-Section (1) of Section 27 with authorization form Activity Head of certification/Head of Regions/Head Branch office/Activity Head of enforcement at Hqrs.
17	Sub-Sub-Section (a) of Sub-Section (2) of Section 32 of the Act	No court shall take cognizance of any offence punishable under this Act save on a complaint by -  (a) Or under the authority of the Bureau; or	Full powers	Full powers	Full powers	Full powers	Full powers to officers authorized by Activity Head of certification/Head of Regions/Head Branch office/Activity Head of enforcement at Hqrs.
18	Sub-Sub-Section (a) of Sub-Section (2) of Section 32 of the Act	To sign, verify, file and institute, suits, memoranda of appeals, objections, applications, petitions, written statements, complaints, counter-affidavits, etc. on behalf of the Bureau in any court of law	Full powers	Full powers	Full powers	Full powers	Full powers to officers authorized by Activity Head of certification/Head of Regions/Head Branch office/Activity Head of enforcement at Hqrs.
19	Sub-Sub-Section (a) of Sub-Section (2) of Section 32 of the Act	To authorize any Group 'A' officer of the Bureau, who is fully conversant with the facts of the relevant court case, to represent the Bureau in the court proceedings and to sign and verify on behalf of the Bureau complaints, counter-affidavits, written statements and other legal documents required to be filed in the courts.	Full powers	Full powers	Full powers	Full Powers	-----

Sl. No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Certification at HQs	Heads of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
20	Sub-Section (2) of Section 33 of the Act	Every officer referred to in sub-section (1) shall exercise the powers to compound an offence, subject to the direction, control and supervision of the Bureau.	Full powers	Full powers	Full powers	-----	----
21	Sub-Sub-Section (h) of Sub-Section (1) of Section 9 of the Act and Rule 33 of BIS Rules 2017	Bureau may appoint any person or organization in India as its agent to act on its behalf for discharging any one or more of the following functions, namely:- (a) To carry out inspections at manufacturers premises in India for allowing use of Standard Mark or for grant of certificate of conformity; (b) To inspect consignments intended to be covered under the Standard Mark or under certificate of conformity; (c) To collect market samples; and (d) To carry out market surveillance and surveys for any goods, article, process, system or service.	Full powers	-----	-----	-----	-----

**NOTE:**

- (1) All the powers delegated to Heads of BOs shall be exercised under the general control, supervision and direction of the Regional Office.  
(2) All the powers of Heads of departments dealing with Certification Work at HQs and the Regional Office shall be exercised under the general control, supervision and direction of Activity Head of Certification at HQs.  
(3) All the above powers shall be exercised under the general control, supervision and directions of the Director General.  
(4) All the above powers shall be exercised subject to compliance to the BIS Act 2016 and Rules, Regulations and Procedures framed thereunder.

**DELEGATION OF POWERS FOR CONFORMITY ASSESSMENT  
(GRANT OF LICENCE TO USE OR APPLY STANDARD MARK THROUGH REGISTRATION)**

Sl No	Power derived from	Power	Power Delegated to					
			DG	Activity Head of Registration at HQs	Head of Regions	Head of Registration Department	Officers posted in registration and officers authorized by Activity Head of registration	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
1	Sub-Section (2) of Section 13 of the Act	To grant a licence to use or apply Standard Mark	Full powers	Full powers	Full powers	Full powers	Full powers	-----
2	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Rejection of an application for licence	Full powers	Full powers	Full powers	Full powers	-----	-----
3	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Change in scope of licence -Signing an endorsement for change of scope of licence	Full powers	Full powers	Full powers	Full powers	Full powers	-----
4	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Suspension/Revocation of licence	Full powers	Full powers	Full powers	Full powers	Full powers	-----



Sl No	Power derived from	Power	Power Delegated to					
			DG	Activity Head of Registration at HQs	Head of Regions	Head of Registration Department	Officers posted in registration and officers authorized by Activity Head of registration	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
5	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Cancellation/Expiry of a licence/	Full powers	Full powers	Full powers	Full powers	-----	-----
6	Sub-Section (3) of Section 13 of the Act	While granting a licence to use a Standard Mark, the Bureau may, by order, specify the marking and labelling requirements that shall necessarily be affixed as may be specified from time to time.	Full powers	Full powers	-----	-----	-----	-----
7	Sub-Sub-Section (a) of Sub-Section (5) of Section 18 of the Act	The Bureau may make such inspections and take such samples of any material or substance as may be necessary to see whether any goods, article, in relation to which a Standard Mark has been used, conforms to the requirements of the relevant standard or whether the Standard Mark has been properly used in relation to any goods or article with or without a licence.	Full powers	Full powers	Full powers	Full powers	Full powers	Full powers to Certification Officers appointed under Sub-Section (1) of Section 27 of the Act on authorization by Activity Head of Registration/ Head of Region
8	Sub-Sub-Section (b) of Sub-Section (5) of Section 18 of the Act	The Bureau may publicise the results of its findings and directions given in pursuance thereof.	Full powers	Full powers	Full powers	-----	-----	-----

Sl No	Power derived from	Power	Power Delegated to					
			DG	Activity Head of Registration at HQs	Head of Regions	Head of Registration Department	Officers posted in registration and officers authorized by Activity Head of registration	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
9	Sub-Section (6) of Section 18 of the Act	If the Bureau is satisfied under the provisions of sub-sections (4) & (5) of section 18 that the goods, articles, processes, systems or services in relation to which a Standard Mark has been used do not conform to the requirements of the relevant standard, the Bureau may direct the certified body or licence holder or his representative to stop supply and sale of non-conforming goods and articles and recall the non-conforming goods or articles that have already been supplied or offered for sale and bear such mark from the market or any such place from where they are likely to be offered for sale or prohibit to provide the service.	Full powers	Full powers	Full powers	Full powers	-----	-----
10	Sub-Section (7) of Section 18 of the Act and Rule 49 of BIS Rules 2017	Where a certified body or licence holder or his representative has sold goods or articles which bear the Standard Mark or any colourable imitation thereof, which do not conform to the relevant standard, the Bureau shall direct the certified body or licence holder or his representative to –	Full powers	Full powers	Full powers	Full powers in respect of (a) only	-----	-----

SI No	Power derived from	Power	Power Delegated to					
			DG	Activity Head of Registration at HQs	Head of Regions	Head of Registration Department	Officers posted in registration and officers authorized by Activity Head of registration	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
		<p>(a) Repair or replace or reprocess the standard marked goods, article, process, system or service in a manner as specified in sub-regulation (13) of regulation 6 of BIS (Conformity Assessment) Regulations, 2018; or</p> <p>(b) Pay compensation to the consumer as prescribed by Rule 49 of BIS Rules, 2017; or</p> <p>(c) Be liable for the injury caused by non-conforming goods or article, which bears the Standard Mark, as per the provisions of Section 31.</p>						

Sl No	Power derived from	Power	Power Delegated to					
			DG	Activity Head of Registration at HQs	Head of Regions	Head of Registration Department	Officers posted in registration and officers authorized by Activity Head of registration	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
11	Sub-Section (1) of Section 27 of the Act	The Bureau may appoint as many certification officers as may be necessary for the purpose of inspection whether any goods or in relation to which the Standard Mark has been used conforms to the relevant standard or whether the Standard Mark has been properly used in relation to any goods or article with or without licence, and for performing such other functions as may be assigned to them.	Full powers	-----	-----	-----	-----	-----
12	Sub-Section (3) of Section 27 of the Act	Every certification officer shall be furnished by the Bureau with a certificate of appointment as a certification officer, and the certificate shall, on demand, be produced by the certification officer.	Full powers	Full powers to Activity Head of Certification	-----	-----	-----	-----

Sl No	Power derived from	Power	Power Delegated to					
			DG	Activity Head of Registration at HQs	Head of Regions	Head of Registration Department	Officers posted in registration and officers authorized by Activity Head of registration	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
13	Sub-Sub-Section (d) of Sub-Section (1) of Section 9 of the Act	Enter into and search places, premises or vehicles, and inspect and seize goods or articles and documents to enforce the provisions of this Act.	Full powers	Full powers	Full powers	Full powers	Full powers on authorization by Activity Head of Registration /Head of Regions/ Head of Registration/ Activity Head of Enforcement at Hqrs	Full powers to Certification Officers appointed under Sub-Section (1) of Section 27 of the Act on authorization by Activity Head of Registration /Head of Regions/ Head of Registration/ Activity Head of Enforcement at Hqrs
14	Sub-Sub-Section (a) of Sub-Section (2) of Section 32 of the Act	No court shall take cognizance of any offence punishable under this Act save on a complaint by -  (a) Or under the authority of the Bureau; or	Full powers	Full powers	Full powers	Full powers	Full powers on authorization by Activity Head of Registration /Head of Regions/ Head of Registration/ Activity Head of Enforcement at Hqrs	Full powers on authorization by Activity Head of Registration /Head of Regions/ Head of Registration/ Activity Head of Enforcement at Hqrs
15	Sub-Sub-Section (a) of Sub-Section (2) of Section 32 of the Act	To sign, verify, file and institute, suits, memoranda of appeals, objections, applications, petitions, written statements, complaints, counter-affidavits, etc. on behalf of the Bureau in any court of law	Full powers	Full powers	Full powers	Full powers	Full powers on authorization by Activity Head of Registration /Head of Regions/ Head of Registration/ Activity Head of Enforcement at Hqrs	Full powers on authorization by Activity Head of Registration /Head of Regions/ Head of Registration/ Activity Head of Enforcement at Hqrs

Sl No	Power derived from	Power	Power Delegated to					
			DG	Activity Head of Registration at HQs	Head of Regions	Head of Registration Department	Officers posted in registration and officers authorized by Activity Head of registration	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
16	Sub-Sub-Section (a) of Sub-Section (2) of Section 32 of the Act	To authorize any Group 'A' officer of the Bureau, who is fully conversant with the facts of the relevant court case, to represent the Bureau in the court proceedings and to sign and verify on behalf of the Bureau complaints, counter-affidavits, written statements and other legal documents required to be filed in the courts.	Full powers	Full powers	Full powers	Full powers	-----	-----
17	Sub-Section (2) of Section 33 of the Act	Every officer referred to in sub-section (1) shall exercise the powers to compound an offence, subject to the direction, control and supervision of the Bureau.	Full powers	Full powers	Full powers	-----	-----	-----
18	Sub-Sub-Section (h) of Sub-Section (1) of Section 9 of the Act and Rule 33 of BIS Rules 2017	Bureau may appoint any person or organization in India as its agent to act on its behalf for discharging any one or more of the following functions, namely:- (a) To carry out inspections at manufacturers premises in India for allowing use of Standard Mark; (b) To inspect consignments intended to be covered under the Standard Mark;	Full powers	-----	-----	-----	-----	-----

Sl No	Power derived from	Power	Power Delegated to					
			DG	Activity Head of Registration at HQs	Head of Regions	Head of Registration Department	Officers posted in registration and officers authorized by Activity Head of registration	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
		(c) To collect market samples; and (d) To carry out market surveillance and surveys for any goods or article, process, system or service.						

**NOTE:**

- (1) All the powers delegated to officers shall be exercised under the general control, supervision and direction of the controlling officer. .
- (2) All the powers of Heads of departments dealing with Registration at HQs and the Regional Office shall be exercised under the general control, supervision and direction of Activity Head.
- (3) All the above powers shall be exercised under the general control, supervision and directions of the Director General.
- (4) All the above powers shall be exercised subject to compliance to the BIS Act, Rules, Regulations and Procedures specified from time to time.

## Annex-3

**DELEGATION OF POWERS FOR HALLMARKING WORK RELATED TO REFINERY/MINT LICENCE, CERTIFICATION OF  
REGISTRATION OF JEWELER AND RECOGNITION OF ASSAYING AND HALLMARKING CENTRE**

SI No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Hallmarking	Head of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
1	Sub-Section (2) of Section 13 of the Act	To grant a licence to any refinery/mint use hallmark	Full powers	Full powers	Full powers	Full powers	----
2	Sub-Section (2) of Section 13 of the Act and Hallmarking Regulations, 2018	Rejection of an application for licence to any refinery/mint use hallmark	Full powers	Full powers	Full powers	Full powers	----
3	Sub-Section (2) of Section 13 of the Act and Hallmarking Regulations, 2018	(i) Renewal/Deferment of renewal of licence to any refinery/mint use hallmark ii) Renewal of deferred licence to any refinery/mint use hallmark iii) signing of endorsements to licence to any refinery/mint use hallmark iv) Issue of duplicate licence to any refinery/mint use hallmark	Full powers	Full powers	Full powers	Full powers	Full powers to officers authorized by Heads of Regions for Branches under their jurisdiction.
4	Sub-Section (2) of Section 13 of the Act and Hallmarking	-Change in scope of licence to any refinery/mint use hallmark	Full powers	Full powers	Full powers	Full powers	Full powers to officers authorized by Heads of



Sl No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Hallmarking	Head of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
	Regulations, 2018	-Signing an endorsement for change of scope of licence to any refinery/mint use hallmark					Regions for Branches under their jurisdiction and activity Head.
5	Sub-Section (2) of Section 13 of the Act and Hallmarking Regulations, 2018	Suspension/Revocation of licence to any refinery/mint use hallmark	Full powers	Full powers	Full powers	Full powers	-----
6	Sub-Section (2) of Section 13 of the Act and Hallmarking Regulations, 2018	Cancellation/Expiry/ Non-renewal of a licence to any refinery/mint use hallmark	Full powers	Full powers	Full powers	Full powers in respect of expiry	-----
7	Sub-Section (4) of Section 14 of the Act	To grant a certificate of registration to use or apply Hallmark	Full powers	Full powers	Full powers	Full powers	Full powers to officers (including Section Officer) authorised by Head BO
8	Sub-Section (4) of Section 14 of the Act and Hallmarking Regulations, 2018	Rejection of an application for certificate of registration to use or apply Hallmark	Full powers	Full powers	Full powers	Full powers	-----

Sl No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Hallmarking	Head of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
9	Sub-Section (4) of Section 14 of the Act and Hallmarking Regulations, 2018	(i) Renewal of certificate of registration ii) signing of endorsements to certificate of registration iii) Issue of duplicate certificate of registration	Full powers	Full powers	Full powers	Full powers	Full powers to officers(including Section Officer) authorised by Head BO
10	Sub-Section (4) of Section 14 of the Act and Hallmarking Regulations, 2018	(i) Deferment of renewal of certificate of registration ii) Renewal of deferred certificate of registration	Full powers	Full powers	Full powers	Full powers	-----
11	Sub-Section (4) of Section 14 of the Act and Hallmarking Regulations, 2018	Cancellation/Non renewal of certificate of registration	Full powers	Full powers	Full powers	-----	-----
12	Sub-Section (4) of Section 14 of the Act and Hallmarking Regulations, 2018	Expiry of a certificate of registration	Full powers	Full powers	Full powers	Full powers	Full powers to officers(including Section Officer) authorised by Head BO
13	Sub-Sub-Section (5) of Section 14 of the Act and Hallmarking Regulations, 2018	Establish, maintain and recognize testing and marking centres, including rejection of application, suspension/revocation of suspension/renewal/deferment/cancellation/Nonrenewal of assaying and hallmarking centres, for conformity assessment and	Full powers	Full powers	Full powers	-----	-----

Sl No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Hallmarking	Head of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
		application of Standard Mark, including Hallmark, on goods or articles notified under sub-section (1), in a manner as may be specified by regulations.					
14	Sub-Sub-Section (a) of Sub-Section (5) of Section 18 of the Act	The Bureau may make such inspections and take such samples of any material or substance as may be necessary to see whether any goods, article, process, system or service, in relation to which a Standard Mark has been used, conforms to the requirements of the relevant standard or whether the Standard Mark has been properly used in relation to any goods, article, process, system or service with or without a licence.	Full powers	Full powers	Full powers	Full powers	Full powers to certification officers appointed under Sub Section (1) of Section 27
15	Sub-Sub-Section (b) of Sub-Section (5) of Section 18 of the Act	The Bureau may publicise the results of its findings and directions given in pursuance thereof.	Full powers	Full powers	Full powers	-----	-----
16	Sub-Section (6) of Section 18 of the Act	If the Bureau is satisfied under the provisions of sub-sections (4) & (5) of section 18 that the goods, articles, processes, systems or services in relation to which a Standard Mark has been used do not conform to the requirements of the relevant standard, the Bureau may direct the certified	Full powers	Full powers	Full powers	Full powers	-----

Sl No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Hallmarking	Head of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
		body or licence holder or his representative to stop supply and sale of non-conforming goods and articles and recall the non-conforming goods or articles that have already been supplied or offered for sale and bear such mark from the market or any such place from where they are likely to be offered for sale or prohibit to provide the service.					
17	Sub-Section (7) of Section 18 of the Act and Rule 49 of BIS Rules 2017	Where a certified body or licence holder or his representative has sold goods, articles, processes, systems or services, which bear the Standard Mark or any colourable imitation thereof, which do not conform to the relevant standard, the Bureau shall direct the certified body or licence holder or his representative to – (a) Repair or replace or reprocess the standard marked goods, article, process, system or service in a manner as specified in sub-regulation (13) of regulation 6 of BIS (Conformity Assessment) Regulations, 2018; or	Full powers	Full powers	Full powers	Full powers in respect of (a) only	-----

Sl No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Hallmarking	Head of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
		(b) Pay compensation to the consumer as prescribed by Rule 49 of BIS Rules, 2017; or (c) Be liable for the injury caused by non-conforming goods or article, which bears the Standard Mark, as per the provisions of Section 31.					
18	Sub-Section (1) of Section 27 of the Act	The Bureau may appoint as many certification officers as may be necessary for the purpose of inspection whether any goods, article, process, system or service in relation to which the Standard Mark has been used conforms to the relevant standard or whether the Standard Mark has been properly used in relation to any goods, article, process, system or service with or without licence, and for performing such other functions as may be assigned to them.	Full powers	-----	-----	-----	-----
19	Sub-Section (2) of Section 27 of the Act and Sub-Rule (1) of Rule 34 of BIS Rules, 2017	The Bureau may carry out inspections, through its certification officers or agents, of goods, articles, processes, systems or services where Standard Mark or conformity to Indian Standards is required or claimed under the Act.	Full powers	Full powers	Full powers	Full powers	-----

Sl No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Hallmarking	Head of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
20	Sub-Section (3) of Section 27 of the Act	Every certification officer shall be furnished by the Bureau with a certificate of appointment as a certification officer, and the certificate shall, on demand, be produced by the certification officer.	Full powers	-----	-----	-----	Activity Head of Certification
21	Sub-Sub-Section (d) of Sub-Section (1) of Section 9 of the Act	Enter into and search places, premises or vehicles, and inspect and seize goods or articles and documents to enforce the provisions of this Act.	Full powers	Full powers	Full powers	Full powers	Full Powers to certification officers appointed under Sub-Section (1) of Section 27 with authorization form Activity Head of hallmarking/ Head of Regions/Head Branch office/ Head enforcement
22	Sub-Sub-Section (a) of Sub-Section (2) of Section 32 of the Act	No court shall take cognizance of any offence punishable under this Act save on a complaint by -  (a) Or under the authority of the Bureau; or	Full powers	Full powers	Full powers	Full powers	Full Powers to certification officers appointed under Sub-Section (1) of Section 27 with authorization form Activity Head of

Sl No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Hallmarking	Head of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
							hallmarking/ Head of Regions/Head Branch office/ Head enforcement
23	Sub-Sub-Section (a) of Sub-Section (2) of Section 32 of the Act	To sign, verify, file and institute, suits, memoranda of appeals, objections, applications, petitions, written statements, complaints, counter-affidavits, etc. on behalf of the Bureau in any court of law	Full powers	Full powers	Full powers	Full powers	Full Powers to certification officers appointed under Sub-Section (1) of Section 27 with authorization form Activity Head of hallmarking/Head of Regions/Head Branch office/ Head enforcement
24	Sub-Sub-Section (a) of Sub-Section (2) of Section 32 of the Act	To authorize any Group 'A' officer of the Bureau, who is fully conversant with the facts of the relevant court case, to represent the Bureau in the court proceedings and to sign and verify on behalf of the Bureau complaints, counter-affidavits, written statements and other legal documents required to be filed in the courts.	Full powers	Full powers	Full powers	Full powers	-----

Sl No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Hallmarking	Head of Regions	Heads of BOs	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
25	Sub-Section (2) of Section 33 of the Act	Every officer referred to in sub-section (1) shall exercise the powers to compound an offence, subject to the direction, control and supervision of the Bureau.	Full powers	Full powers	Full powers	-----	----
26	Sub-Sub-Section (h) of Sub-Section (1) of Section 9 of the Act and Rule 33 of BIS Rules 2017	Bureau may appoint any person or organization in India as its agent to act on its behalf for discharging any one or more of the following functions, namely:- (a) To carry out inspections at manufacturers premises in India for allowing use of Standard Mark or for grant of certificate of conformity; (b) To inspect consignments intended to be covered under the Standard Mark or under certificate of conformity; (c) To collect market samples; and (d) To carry out market surveillance and surveys for any goods, article, process, system or service.	Full powers	-----	-----	-----	-----

**NOTE:**

- (1) All the powers delegated to Heads of BOs shall be exercised under the general control, supervision and direction of the Regional Office.
- (2) All the powers of Heads of departments dealing with Hallmarking Work and the Regional Office shall be exercised under the general control, supervision and direction of Activity Head of Hallmarking.
- (3) All the above powers shall be exercised under the general control, supervision and directions of the Director General.
- (4) All the above powers shall be exercised subject to compliance to the BIS Act, Rules, Regulations and Procedures specified from time to time.



**DELEGATION OF POWERS FOR CONFORMITY ASSESSMENT  
(MANAGEMENT SYSTEM CERTIFICATION WORK)**

SI No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Management Systems Certification at HQs	Head of Regions	Coordinating officer(s) of Management Systems at Regions	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
1	Sub-Section (2) of Section 13 of the Act	To grant a licence to use Standard Mark	Full powers	Full powers except for an application for which Activity Head of MSC activities participated in the certification audit	Full powers in respect of applications in the region except for an application for which Head of Region participated in the certification audit		In case where Activity Head of MSC activity and Head of Region (where the application is registered) both have participated in the certification audit then the power for grant of licence shall lie with any of the Heads of Region other than the region in which the application is registered.
2	Sub-Section (2) of Section 13 of the Act	To grant a certificate of conformity (CoC)	Full powers	Full powers for an application for which Activity Head of MSC activities participated in the certification audit	Full powers for an application for which Head of Region participated in the certification audit		In case where Activity Head and Head of Region (where the application is registered) both have participated in the certification audit then the power for grant of CoC shall lie with any of the Heads of Region other than the region in which the application is registered.
3	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Rejection of an application for licence and certificate of conformity	Full powers	Full powers	Full powers in respect of applications in the region		----

SI No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Management Systems Certification at HQs	Head of Regions	Coordinating officer(s) of Management Systems at Regions	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
4	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	(i) Re-certification of licence/certificate of conformity ii) Signing of recertification licence document/certificate of conformity iii) Issue of duplicate licence/ certificate of conformity	Full powers	Full powers except, in case of recertification for a licence for which Activity Head of MSC activities participated in the re-certification audit	Full powers in respect of licences/ certificate of conformity in the region except for an licences/ certificate of conformity for which Head of Region participated in the certification audit	---	In case where Activity Head of MSC activity and Head of Region (under whose jurisdiction the licence both have participated in the re-certification audit then the power for rec-certification shall lie with any of the Heads of Region other than the region under whose jurisdiction the licence/ certificate of conformity falls.
5	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Change in scope of licence/ certificate of conformity	Full powers	Full powers	Full powers in the region	---	----
6	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Suspension/ Revocation of suspension of licence or certificate of conformity	Full powers	Full powers	Full powers in the region	---	----
7	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Cancellation/ Expiry of a licence or certificate of conformity	Full powers	Full powers	Full powers in the region	---	----

SI No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Management Systems Certification at HQs	Head of Regions	Coordinating officer(s) of Management Systems at Regions	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
8	Sub-Section (2) of Section 13 of the Act and BIS (CA) Regulations, 2018	Flexibility in Fee  Upto 50 % discount in fee for licence or certificate of conformity	Full powers	Full powers	Full powers for discount upto 25 % in respect of licences/ certificate of conformity in the region	---	---
9	Sub-Section (3) of Section 13 of the Act	While granting a certificate of conformity or licence to use a Standard Mark, the Bureau may, by order, specify the marking and labelling requirements that shall necessarily be affixed as may be specified from time to time.	Full powers	Full powers	----	---	---

SI No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Management Systems Certification at HQs	Head of Regions	Coordinating officer(s) of Management Systems at Regions	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
10	Sub-Sub-Section (a) of Sub-Section (5) of Section 18 of the Act	The Bureau may make such inspections as may be necessary to see whether any system in relation to which a Standard Mark has been used, conforms to the specified requirements of the Bureau or whether the Standard Mark has been properly used in relation to any system with or without a licence.	Full powers	Full powers	Full powers	Full powers	----
11	Sub-Section (6) of Section 18 of the Act	If the Bureau is satisfied under the provisions of sub-sections (4) & (5) of section 18 that the systems in relation to which a Standard Mark has been used do not conform to the specified requirements of the relevant standard, the Bureau may direct the certified body or licence holder or his representative to stop use of Standard Mark	Full powers	Full powers	Full powers	—	—

SI No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Management Systems Certification at HQs	Head of Regions	Coordinating officer(s) of Management Systems at Regions	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
12	Sub-Section (1) of Section 27 of the Act	The Bureau may appoint as many certification officers as may be necessary for the purpose of inspection of system in relation to which the Standard Mark has been used conforms to the relevant standard or whether the Standard Mark has been properly used in relation to any system with or without licence, and for performing such other functions as may be assigned to them.	Full powers	---	---	----	----

SI No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Management Systems Certification at HQs	Head of Regions	Coordinating officer(s) of Management Systems at Regions	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
13	Sub-Section (2) of Section 27 of the Act and Sub-Rule (1) of Rule 34 of BIS Rules, 2017	The Bureau may carry out inspection through its certification officers or agents of systems where Standard Mark or conformity to Indian Standards is required or claimed under the Act.	Full powers	Full powers	Full powers	---	----
14	Sub-Section (3) of Section 27 of the Act	Every certification officer shall be furnished by the Bureau with a certificate of appointment as a certification officer, and the certificate shall, on demand, be produced by the certification officer.	Full powers	--	----	----	----

SI No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Management Systems Certification at HQs	Head of Regions	Coordinating officer(s) of Management Systems at Regions	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
15	Sub-Sub-Section (d) of Sub-Section (1) of Section 9 of the Act	Enter into and search places, premises or vehicles, and inspect and seize goods or articles and documents to enforce the provisions of this Act.	Full powers	Full powers	Full powers	---	Full Powers to certification officers appointed under Sub-Section (1) of Section 27 with authorization form Activity Head of Management System certification/Head of Regions
16	Sub-Sub-Section (a) of Sub-Section (2) of Section 32 of the Act	No court shall take cognizance of any offence punishable under this Act save on a complaint by  (a) Or under the authority of the Bureau	Full powers	Full powers	Full powers	---	Full powers to officers authorized by Activity Head of Management Systems certification/ Head of Regions
17	Sub-Sub-Section (a) of Sub-Section (2) of Section 32 of the Act	To sign, verify, file and institute, suits, memoranda of appeals, objections, applications, petitions, written statements, complaints, counter-affidavits, etc. on behalf of the Bureau in any court of law	Full powers	Full powers	Full powers	---	Full powers to officers authorized by Activity Head of Management Systems certification/Head of Regions

SI No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Management Systems Certification at HQs	Head of Regions	Coordinating officer(s) of Management Systems at Regions	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
18	Sub-Sub-Section (a) of Sub-Section (2) of Section 32 of the Act	To authorize any Group 'A' officer of the Bureau, who is fully conversant with the facts of the relevant court case, to represent the Bureau in the court proceedings and to sign and verify on behalf of the Bureau complaints, counter-affidavits, written statements and other legal documents required to be filed in the courts.	Full powers	Full powers	Full powers	----	-----
19	Sub-Section (2) of Section 33 of the Act	Every officer referred to in sub-section (1) shall exercise the powers to compound an offence, subject to the direction, control and supervision of the Bureau.	Full powers	Full powers	Full powers	----	----



SI No	Power derived from	Power	Power Delegated to				
			DG	Activity Head of Management Systems Certification at HQs	Head of Regions	Coordinating officer(s) of Management Systems at Regions	Other Officers
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
20	Sub-Sub-Section (h) of Sub-Section (1) of Section 9 of the Act and Rule 33 of BIS Rules 2017	Bureau may appoint any person or organization in India as its agent to act on its behalf for discharging any one or more of the following functions, namely:- (a) To carry out inspections at manufacturers premises in India for allowing use of Standard Mark or grant of certificate of conformity; (b) To inspect consignments intended to be covered under certificate of conformity (c) To carry out market surveillance and surveys for system.	Full powers	Full Powers (for individual person as agent)	----	----	-----

- NOTE:**
- (1) All the above powers shall be exercised under the general control, supervision and directions of the Director General.
  - (2) All the above powers shall be exercised subject to compliance to the BIS Act, Rules, Regulations and Procedures specified from time to time.
  - (3) Certification officer and Agent may also called auditor. Inspection may also be called as audit.