

भारतीय मानक ब्यूरो
(केन्द्रीय मुहर विभाग - I)

हमारा सन्दर्भ: सीएमडी-I/2:12:4

14 मई 2021

विषय: भारतीय मानक ब्यूरो (अनुरूपता निर्धारण) विनियम, 2018 की अनुसूची-II की अनुरूपता निर्धारण स्कीम-I के अंतर्गत लाइसेंस के विस्तार क्षेत्र में परिवर्तन एवं विशेष स्थितियों के दिशानिर्देश - हेतु।

उपर्युक्त विषय पर सक्षम प्राधिकारी द्वारा अनुमोदित परिपत्र एवं दिशानिर्देश सभी संबंधित पक्षों के कार्यान्वयन के लिए सलग्न है।

(मोहित जनोहिया)
वैज्ञ-सी/सीएमडी-I

प्रमुख, सीएमडी-I

उपमहानिदेशक (प्रमाणन)

Bureau of Indian Standards
(Central Marks Department - I)

Our Ref: CMD-I/2:12:4

14 May 2021

Subject: Guidelines for Change in Scope of Licence (CSoL) and special situations as per the conformity assessment Scheme – I of Schedule – II of BIS (Conformity Assessment) Regulations, 2018 - reg.

The circular and guidelines on the above subject as approved by the Competent Authority are attached herewith for implementation by all concerned.

(Mohit Janoiya)
Sc.C/CMD-I

Head, CMD-I

DDG (Certification)

परिचालित/circulated to:

सभी क्षेत्रीय कार्यालयों/ शाखा कार्यालयों
All ROs/BOs

सभी उपमहानिदेशक (क्षेत्रीय)
All DDGRs

अन्य सभी संबंधित पक्ष
All other concerned


प्रमुख, आई०टी०एस० विभाग - बी आई एस इंटरनेट पर डालने हेतु।
Head, ITSD - with request to host on BIS Intranet

Bureau of Indian Standards
(Central Marks Department - I)

Our Ref: CMD-I/2:12:4

14 May 2021

Subject: Guidelines for Change in Scope of Licence (CSoL) and special situations as per the conformity assessment Scheme – I of Schedule – II of BIS (Conformity Assessment) Regulations, 2018 - reg.

This has reference to the subject mentioned above and revised guidelines dated 03 May 2021 for Grant of Licence (GoL) to use or apply Standard Mark ()

- 2) One of the main features of said revised guidelines for GoL is operationalisation of the mechanism by which the applicant has to first register sample(s) through online portal before physically submitting them at the third party laboratory. This mechanism of sample submission for GoL purposes will also be equally applicable for CSoL, i.e. applications received from existing licensees for inclusion of new variety(ies).
- 3) Accordingly, revised guidelines (superseding earlier guidelines Ref: CMD-I/2:12:4 dated 05 November 2020) on the subject matter clearly spelling out this requirement of sample(s) submission through online portal have been framed and attached herewith. For sample(s) which were already received at third party laboratory(ies) prior to issuance of these revised guidelines and upto 15 days thereafter, test report(s) may still be accepted without the requirement of online portal mechanism.
- 4) All ROs/BOs may kindly take note of the changes and attached guidelines for implementation and compliance.
- 5) Further, the above information may also be disseminated to the manufacturers under respective jurisdiction including necessary assistance, if any.
- 6) A copy of communication being sent to all licensees has also been forwarded to all ROs/BOs. It is requested to kindly ensure follow-up activities of creating awareness among licensees about these requirements.

7) This issues with the approval of DG, BIS.

(Mohit Janoiya)
Sc.C/CMD-I

Head, CMD-I

DDG (Certification)

circulated to: **All ROs/BOs** and **All DDGRs**

BUREAU OF INDIAN STANDARDS
(CENTRAL MARKS DEPARTMENT - I)

Our Ref: CMD-I/2:12:4

13 May 2021

Subject: Guidelines for Change in Scope of Licence (CSoL) and special situations as per the conformity assessment Scheme – I of Schedule – II of BIS (Conformity Assessment) Regulations, 2018

This document stipulates the guidelines for change in scope of licence (CSoL), its procedures and any special situations encountered during the operation of licence. These are to be read in conjunction with BIS Act 2016 and Rules, Regulations framed thereunder. In particular, the provisions for CSoL are addressed in Regulation 9 and Paragraph 10 of Scheme - I of Schedule - II of BIS (Conformity Assessment) Regulations, 2018, as amended from time to time. Any situation, in general, not covered in these guidelines are to be dealt as per the provisions of Act, Rules and Regulations by the Regional Offices (ROs) and Branch Offices (BOs). All the forms mentioned herein corresponds to those given in Scheme - I of Schedule - II of BIS (Conformity Assessment) Regulations, 2018.

General Principles for CSoL

1. The scope given in the schedule of licence covers types, sizes, grades, varieties, etc. for which licence is granted by the Bureau to licensee to use standard mark for the product manufactured in accordance with relevant Indian Standard(s) mentioned in the schedule of licence. The change in scope of licence shall be endorsed as per Form - XV.

Application for CSoL

2. An application for change in scope of licence shall be made in the Form - XIV along with requisite fee and relevant documents. An amount of rupees five thousand shall be chargeable per variety or, where grouping guidelines are available, per group of varieties.

Test report (s) not required

3. If there is no change in infrastructure (including manufacturing machinery and test equipments) and change in scope of licence is in same group of sampling guidelines, then test report(s) from third party laboratory is/are not required for processing change in scope of licence.

Explanation - For any minor changes in infrastructure like jigs/fixtures/die/mould etc., third party laboratory test report(s) may not be insisted upon. The declarations regarding such changes shall be obtained in Form - I/Form - II and verified during next surveillance visit. However, in-house test report(s) excluding test(s) of duration more than 30 days shall be taken from the firm.

Also, sample drawn during next surveillance visit shall preferably be of new variety added to the scope of licence.

Test report (s) required

4. (a) For cases other than those falling under sr. no. 3 of these guidelines, licensee may choose any of the options available under grant of licence guidelines and all remaining relevant procedures regarding factory visit/ test report(s)/undertakings/product specific applicability of options etc. to be followed (unless otherwise specified to deviate here in this guideline).

(b) Under option 1 licensee shall submit

- i) Declarations regarding changes in manufacturing machinery and test equipments, if any, in Form - I and Form - II
- ii) Test Report/Test Certificates of additional raw materials/components, as required

(c) Under option 2 licensee shall submit (available for foreign manufacturers also and for products Cement, Packaged Drinking Water (PDW) and Packaged Natural Mineral Water (PNMW) as well)

- i) Declarations regarding changes in manufacturing machinery and test equipments, if any, in Form - I and Form - II
- ii) Test Report/Test Certificates of additional raw materials/components, as required
- iii) Third party laboratory test report(s) as per the provisions in guidelines for grant of licence

(d) Under option 2, licensee shall ensure submission of sample(s) in third party laboratory(ies) through online portal. The laboratories shall send the test report(s) of such sample(s) through portal to the licensee manufacturer.

(e) The test report(s), manufacturing machinery, test equipments declarations submitted along with application, shall be evaluated and if found satisfactory, change in scope shall be permitted. Endorsement to licensee shall be issued as per Form - XV for change in scope of licence.

(f) For option 2, factory visit is not required to be carried out. However, during the next surveillance inspection, all verifications such as additional requirements, raw materials, process requirements & controls, manufacturing machinery, test facilities, shall be verified and reported. Sample drawn during

next surveillance visit shall preferably be from new variety added to the scope of licence.

Deficiencies

5. (a) In case of any deficiencies observed in the application for change in scope of licence, the same shall be communicated to firm for providing information within 21 days. This communication shall include that in case reply is not received within 21 days or reply received is incomplete, the same shall be treated as rejection notice (Template enclosed as ***Annexure - I***).
- (b) The decision on rejection shall be taken based on the merit of the case.
- (c) In case, the application for change in scope of licence is rejected, the same shall be communicated to the licensee (Template enclosed as ***Annexure - II***).

Reduction in scope of licence

6. (a) If at any time, there is reason to reduce the scope of licence, a notice of one month shall be issued to the licensee (Template enclosed as ***Annexure - III***).
- (b) The change in scope of licence shall be informed (Template enclosed as ***Annexure - IV***) and endorsed as per Form - XV.
- (c) The competent authority shall pass speaking orders for decision taken.

Special situations

7. For any special situation arising during the operation of licence with regard to change of name, management, ownership etc., appropriate details with requisite documents as required at the time of grant of licence shall be collected. Such changes shall be duly endorsed in the licence. For guidance, following templates are enclosed
- i) Change in name of licensee; ***Annexure - V***
 - ii) Change in marking fee; ***Annexure - VI***
 - iii) Change in Indian Standard; ***Annexure - VII***

Product specific guidelines

8. In addition to these guidelines, any product specific guidelines issued by CMDs shall be followed, as applicable.

Provision for appeal

9. For cases, in which the manufacturer submits an appeal to the Director General, the brief history of the case shall be communicated by RO/BO to concerned CMD (template as per Annexure - IX of grant of licence guidelines).

Annexure-I

Our Ref: BO/CML-

Dated:

Subject: Providing information towards deficiencies in application - cum - Rejection notice of application for change in scope of licence - reg.

M/s

(Kind Attn. Name of CEO/MD)

Dear Madam(s)/Sir(s),

This has reference to BIS certification mark licence No. granted to you for use of Standard Mark on your product under Scheme-I of Schedule-II of BIS (Conformity Assessment) Regulations, 2018 as per IS valid upto and your application dated received at this office dated for change in scope of licence.

2. We regret to inform you that it has not been found possible to further process your change in scope of licence application because of the following:

(BO to give the reasons in this space, including deficiencies observed in the application)

3. In view of the above, you are requested to submit the requisite information with necessary documents within 21 days. Further, if no reply is received within 21 days or the information received is incomplete, please treat this as rejection notice towards your application for change in scope.

4. In case, you have anything to say in the matter or you would like to be heard either in person or through a representative authorized by you in this behalf, kindly do so within 21 days of issue of this letter-cum-notice. In case, no reply is received from your end within the stipulated period, your application for change in scope shall be rejected without any further notice to you.

Thanking you.

Signature of designated authority
(Name of designated authority)

Annexure-II

Our Ref: BO/CML-

Dated:

Subject : Rejection letter of application for change in scope of licence - reg.
M/s

(Kind Attn. Name of CEO/MD)

Dear Madam(s)/Sir(s),

This has reference to BIS certification mark licence No. granted to you for use of Standard Mark on your product under Scheme-I of Schedule-II of BIS (Conformity Assessment) Regulations, 2018 as per IS valid upto

2. Kindly refer to our rejection notice Ref: dated In this notice you had been informed of our intention to reject your application for change in scope of licence.

3. Your reply to our rejection notice was due by, but we have not received any reply from you till date.

(or)

The reply received with your letter Ref: dated has not been found satisfactory due to following reasons:

(Reference to reply from firm, its examination and consideration. Also, if any personal hearing is held, reference to the same needs to be indicated)

4. It has, therefore, been decided that the case relating to your above mentioned application for change in scope of licence be rejected. You may apply afresh with requisite fee as per our procedure.

5. If you are aggrieved by the above order, you may prefer an appeal to the Director General, Bureau of Indian Standards within ninety days from the date of the order with a fee of two thousand rupees as per provisions of section 34 of the BIS Act 2016 read along with Rule 37 of the BIS Rules 2018.

Thanking you.

Signature of designated authority
(Name of designated authority)

Annexure-III

Our Ref: BO/CML-

Dated:

Subject : Notice for reduction in scope of licence - reg.

M/s

(Kind Attn. Name of CEO/MD)

Dear Madam(s)/Sir(s),

This has reference to BIS certification mark licence No. granted to you for use of Standard Mark on your product under Scheme-I of Schedule-II of BIS (Conformity Assessment) Regulations, 2018 as per IS valid upto

2. It is proposed to reduce the scope of your licence from present scope of to revised scope of due to the following :

(BO to mention reasons)

3. In case, you have anything to say in the matter or you would like to be heard either in person or through a representative authorized by you in this behalf, kindly do so within 30 days of issue of this notice.

Signature of designated authority
(Name of designated authority)

Annexure-IV

Our Ref: BO/CML-

Dated:

Subject : Reduction in scope of licence - reg.

M/s

(Kind Attn. Name of CEO/MD)

Dear Madam(s)/Sir(s),

This has reference to BIS certification mark licence No. granted to you for use of Standard Mark on your product under Scheme-I of Schedule-II of BIS (Conformity Assessment) Regulations, 2018 as per IS valid upto

2. Kindly refer to our reduction in scope of licence notice Ref: dated In this notice you had been informed of our intention to reduce the scope of licence for the following reasons.

(Reference to reply from firm, its examination and consideration. Also, if any personal hearing is held, reference to the same needs to be indicated)

3. The revised endorsement for the reduction in scope of licence is enclosed herewith this letter.

4. If you are aggrieved by the above order, you may prefer an appeal to the Director General, Bureau of Indian Standards within ninety days from the date of the order with a fee of two thousand rupees as per provisions of section 34 of the BIS Act 2016 read along with Rule 37 of the BIS Rules 2018.

Signature of designated authority
(Name of designated authority)

Annexure - V

Attachment to Licence No. CM/L-

CM/L-	Name of the Licensee with the Factory Address	Name of the Product	Indian Standard No.

Endorsement No. Dated

Consequent to the change in the name of the firm, the name of licensee in the schedule of the licence has been changed to with effect from

Other terms and conditions of the licence remain the same.

Signature of designated authority
(Name of designated authority)

Annexure - VI

Attachment to Licence No. CM/L-

CM/L-	Name of the Licensee with the Factory Address	Name of the Product	Indian Standard No.

Endorsement No. Dated

Consequent upon the revision of rate of marking fee in the Schedule of the licence have been revised as under with effect from

₹/- per unit for the first units, ₹/- per unit for the rest of the units with a minimum marking fee of ₹/- during an operative period of one year

Unit:

Other terms and conditions of the Licence remain the same.

Signature of designated authority
(Name of designated authority)

Annexure - VII

Attachment to Licence No. CM/L-

CM/L-	Name of the Licensee with the Factory Address	Name of the Product	Indian Standard No.

Endorsement No. Dated

Consequent upon the revision of IS as IS the Indian Standard number specified in the schedule of the licence stands revised as under with effect from

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Other terms and conditions of the Licence remain the same.

Signature of designated authority
(Name of designated authority)