

Annexure-II

Affix self-
attested photo

Affidavit

(for the grant of temporary fireworks license)

(to be submitted on non-Judicial stamp paper of Rs. 10/- duly self-attested)

I, _____ Son/Daughter/Wife of _____

presently residing at _____ since _____ do

hereby solemnly affirm and declare as follows: -

1. That my date of birth is _____ day _____ month _____ year _____
(attach proof of birth).
2. That I am permanent resident of _____
(attach proof of residence).
3. That I am medically fit. (attach a medical certificate issued by a registered MBBS Doctor).
4. That my nominee shall be Shri/Smt. _____ who is my _____
(relationship) and residing at _____
_____.
5. That I have applied for temporary fireworks license at the proposed premises located at _____ (attach proof).
6. That I am/was not involved in any criminal case.
7. That I have never been externed from my place of stay by any judicial authority and neither am I a proclaimed offender of any State Govt. or of Delhi Police, and to the best of my knowledge there is no Red Corner Notice or any other Look Out Notice pending against me.
8. That I have no proceedings/cases instituted against me in the CBI, NCB, Enforcement Directorate, Directorate of Revenue Intelligence, Income Tax and Forest Department.
9. That I have not been arrested, deported or involved in any illegal act in any other country where I have visited or resided.

10. That I have no other permanent or temporary fireworks license already issued/applied for. (if yes, give details and attach documents in this regard).
11. That I have applied for temporary fireworks license previously on _____ occasions. (if yes, enclose copy of earlier fireworks license issued in favor of the applicant or the proposed premises.)
12. That I shall abide by the provisions of *The Explosives Act, 1884*, *The Explosives Substances Act, 1908*, *The Explosives Rules, 2008*, directions & guidelines of the Hon'ble Supreme Court of India, the Explosives Department, Government of India, the Fire Services Department and the Environment Department, Government of NCT of Delhi.
13. That the proposed shop is located on a commercial street or in a commercial shopping centre as per Master Plan Delhi-2021 (attach proof thereof). The sketch of the premises prepared by a drafts man is attached. Proof of ownership (tenancy in case of rented/leased premises) is attached.
14. That the floor area of the proposed shop is not less than 9 sq. meter and not more than floor area of 25 sq. meter.
15. That the proposed shop is located on a minimum of six (06) meters wide clear motorable road (excluding obstructions like electric poles, kerbs, covered drains, pillars, raised pavements etc) with entry and exit facing the road, thus making it accessible for fire-fighting.
16. That I shall take adequate fire safety measures and I shall be liable for any mishap.
17. That I shall not employ children/juvenile in the shop.
18. That I will make adequate arrangements for keeping the stock of fire crackers in a safe place and avoid access to children and other unauthorized persons to the fire crackers in larger public interest.
19. That no items(s) other than the Reduced Emission firecrackers (Improved crackers) and Reduced Emission firecrackers (Green crackers: Safe Water and Air Sprinklers (SWAS) as prescribed and approved by the Petroleum & Explosives Safety Organization (PESO) and conditions laid down by the Hon'ble Supreme Court vide its judgement dated 23.10.2018 in the matter of Arjun Gopal and Ors Vs. Union of India and Others in writ petition (Civil) No. 728 of 2015 shall be sold/kept in the premises.
20. That I shall sell only those crackers whose decibel (sound) level are within the permissible limits as mentioned in the Hon'ble Supreme Court orders dated

September 12, 2017, and the directions issued and restrictions imposed in the order passed on July 18, 2005 in **Noise Pollution (V)**.

21. That I shall not sell the following firecrackers banned/not permitted by the Hon'ble Supreme Court in the above judgment: -
 - a) Joined firecrackers (series crackers or laris)
 - b) Fireworks containing barium salts/lithium/arsenic/antimony/lead/mercury
 - c) Firecrackers which have been manufactured earlier but are non-permissible as per above judgment.

22. That I shall suitably advise and educate the buyers about the guidelines of the Hon'ble Supreme Court and also prominently display the same that:
 - a) fireworks are not to be burst in silence zones that is, an area at least 100 meters away from hospitals, nursing homes, primary and district health-care centres, educational institutions, courts, religious places or any other area that may be declared as a silence zone by the concerned authorities.
 - b) on *Diwali* days or on any other festivals like *Gurpurab* etc., when such fireworks generally take place, it would strictly be from **8:00 p.m. till 10:00 p.m. only**. On Christmas eve and New Year eve, when such fireworks start around midnight, i.e. 12:00 a.m., it would be from 11:55 p.m. till 12:30 a.m. only.
 - c) community fire cracking should be undertaken at pre-identified areas/fields, wherever, it is possible.

23. I am seeking a licence for pucca shop and that: (strike out if not applicable)
 - a) the shop is located on the ground floor of a building completely separated from other parts of the building by substantial walls.
 - b) the shop is not situated in the sub level or basement or mezzanine floor.
 - c) the shop is not situated under the upper floor used for the purpose of dwelling.
 - d) the shop is not situated under or nearby any staircase or lift.
 - e) the shop has an independent entrance and exit.

- f) the shop has doors opening outwards. The doors are provided with rolling shutters, and the same are provided with stoppers which are functional.
- g) the shop is located at a distance of minimum 15 metres from any shop or premises used for storage of similar explosive, flammable or hazardous materials.
- h) there is no other fireworks shop, inflammable or hazardous materials or overhead high-tension power line within a distance of 15 meters from my pucca shop.
- i) the shop has no electrical apparatus or battery or oil lamp or similar equipment capable of producing spark or ignition and all electrical wiring in the shop are fixed and effectively sealed or conduited or mechanically protected. The main switch or circuit breaker is provided at the immediate accessible position outside the premises.

24. I am seeking a licence for a temporary shed and that: (strike out if not applicable)

- a) the fireworks shall be kept in a shed made of non-flammable material, which is closed and secured so as to prevent unauthorized person having access thereto. The shed shall be installed at an open site.
- b) the shed for possession and sale of fireworks shall be at a distance of at least 3 metres from other such sheds and 50 metres from any protected works.
- c) the shed will not be facing any other such shed.
- d) no oil burning lamps, gas lamps or naked lights shall be used in the shed or within the safety distance of the sheds for the purpose of lighting. Any electrical light if used shall be fixed to the wall or ceiling and shall not be suspended by flexible wire. Switches shall be fixed rigidly near the ceiling and a master switch shall be provided for each row of sheds.
- e) display of fireworks shall not be done within 50 metres of any other shed.
- f) there are not more than 50 shops in the cluster and 10 in a row.
- g) the temporary shed is not located in the space which serves as the only fall-back area for nearby residential or commercial area.
- h) the area of the temporary shed is not close to any busy market.

- i) the temporary shed will not affect circulation of traffic, contingency evacuation including movement of emergency vehicles and smooth movement of pedestrians.

25. That I require a temporary fireworks license because (give full justification)

26. I have attached two self-attested photographs and Bank draft for Rs. 300/- as scrutiny fee of my application for temporary fireworks license.

DEPONENT

I _____ son/daughter of _____ hereby declare that the information provided above is true and correct to the best of my knowledge, information and belief. I fully understand the consequence of giving false information. If the information as given above is found to be false, I shall be liable to prosecution and punishment under section 199 and 200 of IPC 1960 and/or any other law applicable thereto.

DEPONENT