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The City of New York  
DEPARTMENT OF BUILDINGS

Departmental Memorandum

Boiler  
Inspection  
Labor Law - Industrial Rul  
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To: Borough Superintendent & J. Andrea Chief, Boiler Division Date: May 14, 1969

From: Thomas V. Burke, Director of Operations

Subject: Boiler-Inspection - Flame Safeguards - Subparts 4-9, 4-11, & 4-12  
of Industrial Rule No. 4 (12 NYCRR 4) New York State Labor Law

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Section B26-1.0 of Title B, Chapter 26 of the Administrative Code (old building code) or under Section C26-1401.1 of the Administrative Code (new building code) together with Section 204 of the New York State Labor Law, requires the Department of Buildings to enforce the provisions of Section 204 of the New York State Labor Law and the rules of the Board of Standards and Appeals of the State of New York. These sections of law all refer to Boilers.

The rules of the Board of Standards and Appeals of the State of New York relating to Boilers is contained in Industrial Code Rule No. 4 (12 NYCRR 4). Sufficient copies of these rules are enclosed herewith and should be distributed to plumbing inspectors.

Your attention is directed to Subpart 4-1.3, 4-9, 4-11 and 4-12 of the above mentioned Rules.

Subpart 4-1 Section 4-1.3 describes when these rules are applicable.

Subpart 4-9 refers to flame safeguard controls for gas-fired boilers without regard to the date of installation. (existing and new)

Subpart 4-11 refers to flame safeguard control requirements for all oil burners installed before March 31, 1965.

Subpart 4-12 refers to flame safeguard control requirements for oil burners installed after March 31, 1965.

Violations where applicable to oil burners, shall be issued by boiler inspectors citing the appropriate section of law. A "Replacement of Oil Burning Equipment" (Form No. 15 B) application shall be used for the filing of the installation of the flame safeguard control. The installation shall be made by a Licensed Oil Burner Installer, inspected and tested for performance, signed off and the violation removed by the boiler inspector.

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