

HARYANA STATE POLLUTION CONTROL BOARD



MINUTES

Of the

191st meeting of the Board

held on 08-04-2022 at 11:00 AM

PANCHKULA



HARYANA STATE POLLUTION CONTROL BOARD
C-11, SECTOR 6, PANCHKULA

No. HSPCB/Estt./2022/EG-36/1978-1986

Dated: 13-4-2022

To

1. Sh. P. Raghavendra Rao, IAS (Retd.),
Chairman, Haryana State Pollution Control Board,
C-11, Sector-6, Panchkula.
2. The Additional Chief Secretary to Govt. Haryana,
Environment and Climate Change Department.
3. The Additional Chief Secretary to Govt. Haryana,
Town & Country Planning and Urban Estates Department.
4. The Principal Secretary to Govt. Haryana,
Urban Local Bodies Department.
5. The Principal Secretary to Govt. Haryana,
Industries and Commerce Department.
6. The Principal Secretary to Govt. Haryana,
Transport Department.
7. The Managing Director,
Haryana Power Generation Limited, Panchkula.
8. The Managing Director,
Haryana Forest Development Corporation, Panchkula.
9. Sh. S. Narayanan, IFS,
Member Secretary, Haryana State Pollution Control Board,
Panchkula.

Subject: Minutes of 191st meeting of the Haryana State Pollution Control Board held on 08.04.2022 at 11:00 A.M. through video-conferencing.

Kindly refer to this office letter No. HSPCB/Estt./2022/EG-36/1781-1789 dated 01.04.2022 on the subject cited above.

Please find enclosed the Minutes of the 191st meeting of the Board held on 08.04.2022 at 11:00 A.M. through video-conferencing for information and necessary action.

DA/As above.

S. Narayanan
11/4/22
MEMBER SECRETARY
HC
11/4/22

Minutes of 191st meeting of the Haryana State Pollution Control Board, Panchkula, held at 11.00 AM on 08.04.2022 under the Chairmanship of Sh. P. Raghavendra Rao, Chairman, Haryana State Pollution Control Board, Panchkula.

The 191st meeting of the Haryana State Pollution Control Board was convened at 11.00 AM on 08.04.2022 under the Chairmanship of Sh. P. Raghavendra Rao, Chairman, HSPCB. The list of participants is at Annexure-I. Leave of absence was granted to Sh. Devender Singh, IAS, Additional Chief Secretary to Government Haryana, Town & Country Planning Department and Sh. Mohammed Shayin, IAS, Managing Director, Haryana Power Generation Corporation Ltd..

The Chairman welcomed all the participants and Member Secretary, HSPCB presented the agenda items before the Board. Detailed discussions were held on all the agenda items and the following decisions were taken:

Agenda Item No. 191.1

Confirmation of the Minutes of 190th meeting of the Haryana State Pollution Control Board.

Minutes of 190th meeting were confirmed.

Agenda Item No. 191.2

Action taken on the minutes of the 190th meeting of the Haryana State Pollution Control Board held on 02.02.2022.

Action taken on the decisions taken in the 190th meeting of the Board was noted.

Agenda Item No. 191.3

To conduct paperless meetings of the Board of Directors of Haryana State Pollution Control Board.

It was decided that the main Agenda Items would be circulated in hard-copy but bulky annexes/enclosures would be circulated in e-format, by providing suitable hyperlink.

Agenda Item No. 191.4

Regarding amendment in qualification of Board's Analyst prescribed in Haryana (Prevention and Control of Water Pollution) Rules, 1978 and Haryana Air (Prevention and Control of Pollution) Rules, 1983.

The Agenda item was deferred.

Agenda Item No. 191.5

Amendment in Water (Prevention and Control of Pollution) Rules, 1978 – regarding Terms and Conditions of Service of Chairman, Haryana State Pollution Control Board.

The proposal contained in the Agenda Note was approved, with the condition that there will be no financial benefit in lieu of the un-utilized leave, if any.

Agenda Item No. 191.6

Amendment of financial power delegated at serial No. 25 & 26 of the financial powers delegation by the Board in its 174th meeting.

The proposal contained in the Agenda Note was approved.

Agenda Item No. 191.7

Revised procedure for examining, assessing, and imposing the Environmental Compensation on Industrial Units or Other Authorities, found violating the provisions of the various Acts & Rules, in the state of Haryana – Ex-post facto approval.

The proposal contained in the Agenda Note was approved.

Agenda Item No. 191.8

Purchase of plots for newly opened Regional Offices.

The Chairman explained that the proposal for purchase of a plot for the sub-head quarter may be excluded from the list as the matter will be taken up separately with the Environment & Climate Change Department for accommodating the sub-head quarter in the building to be constructed jointly by the Environment Department and the Board at IMT Manesar. The proposal was approved accordingly.

Agenda Item No. 191.9

Adoption of standards of effluent under Water Act, 1974 and standards of emission under Air Act, 1981 notified by the MOEF and amendment thereof.

The proposal contained in the Agenda Note was approved.

Agenda Item No. 191.10

Quantification and contribution of paddy stubble burning emissions in Haryana to PM2.5 concentration in its surrounding cities and Delhi.

The Board took note of the study report findings placed in the meeting.

Agenda Item No. 191.11

Regarding hiring of office building for Sub Regional Head Quarter, HSPCB.

ACS, Environment pointed out that the space indicated appeared to be on higher side with reference to the staff proposed. The Chairman explained that the office space will also include the office rooms for the Chairman and Member Secretary, Conference Room and the Board's water and air testing Laboratory. After discussion, the proposal to hire about 5000 Sq. Ft of area for the above purposes from the Housing Board at the indicated rate, was approved.

Agenda Item No. 191.12

To approve/adopt the Audited Balance Sheet and Income and Expenditure Account of the Board for the Financial Year 2017-18.

The proposal contained in the Agenda Note was approved.

Agenda Item No. 191.13

Budget Estimate of Haryana State Pollution Control Board for the Financial year 2022-23.

The proposal contained in the Agenda Note was approved. The Chairman assured that adequate funds will be provided for creating awareness amongst the public on environmental issues and for publicity.

Agenda Item No. 191.14

Regarding amendment in delegation of powers under the provisions of Water (Prevention and Control of Pollution) Act, 1974, Air (Prevention and Control of Pollution) Act, 1981 and Rules framed under the Environment Protection Act, 1986.

The proposal contained in the Agenda Note was approved.

Agenda Item No. 191.15(S)

Appointment of Board Analyst in Haryana State Pollution Control Board.

The proposal contained in Agenda Note was approved.

Agenda Item No. 191.16(S)

Amendment in Service Regulations, 2021 regarding qualification for direct recruitment to the post of Assistant Environmental Engineers in the Board.

The proposal contained in the Agenda Note was approved .

The meeting ended with vote of thanks to the Chair and all the participants.

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LIST OF PARTICIPANTS

1. Sh. P. Raghavendra Rao
Chairman, Haryana State Pollution Control Board,
C-11, Sector-6, Panchkula.
2. Sh. Apoorva Kumar Singh, IAS
Additional Chief Secretary to Govt. Haryana,
Environment and Climate Change Department
Through VC
3. Sh. Arun Kumar Gupta, IAS
Principal Secretary to Govt., Haryana,
Urban Local Bodies Department
Through VC
4. Sh. Vijayendra Kumar, IAS
Principal Secretary to Government Haryana,
Industries and Commerce Department.
5. Sh. Navdeep Singh, IPS
Principal Secretary to Government Haryana,
Transport Department.
Through VC
6. Sh. Pankaj Goel, IFS
Managing Director,
Haryana Forest Development Corporation, Panchkula
7. Sh. S. Narayanan, IFS,
Member Secretary,
Haryana State Pollution Control Board, Panchkula.

Agenda Item No. 191.15(S)

**Appointment of Board
Analyst In Haryana State
Pollution Control Board.**

The Haryana State Pollution Control Board has established 04 laboratories at Panchkula, Hisar, Gurugram and Faridabad. Section 53 of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 provides that the State Board may, by Notification in the official gazette and with the approval of the State Government appoint Board Analyst. Such reports of State Board Analyst are used as evidence in the court cases/complaints filed in various courts against the violators of environmental laws/rules. For appointment of Board Analyst, the following qualification for Board Analyst under the Water (Prevention & Control of Pollution) Rules, 1978 and Air (Prevention & Control of Pollution) Rules, 1983 has been prescribed:-

Water (Prevention and Control of Pollution) Rules, 1978

35A. Qualification of Board Analyst-section 53(3). A Board analyst shall be a person who-

(a) is a M.Sc. in Chemistry or has Bachelor Degree in Chemical Engineering or in Chemical Bio Engineering; and (b) has practical experience of not less than five years in the analysis of water sewage or industrial wastes in the analysis of water sewage or industrial wastes in teaching or research or in Government Laboratory.

Air (Prevention and Control of Pollution) Rules, 1983

22. Qualifications of Government/ State Board Analyst, Section 29(1) and (2)

At least II Class M.Sc. in Basic Sciences or Life Sciences or Earth Sciences with three years experience in environmental quality management.

Presently, there is only one Board Analyst i.e. Smt. Neeraj Bala, Sc. B to analyze and test the samples under the Water Act and the Air Act and Sh. Rām Niwas, Scientist B can test samples under Air Act only, while the Board has established four laboratories. Therefore, it is urgently required to appoint more Board Analysts in the Board laboratories to test and analyze the legal samples.

Sh. Narender Hooda presently working as Scientist 'B' may be appointed as Board Analyst under Water and Air Acts. His details regarding qualifications and experience are as under:-

Sr. No.	Name & Designation	Qualification & Experience	Remarks
1.	Sh. Narender Hooda, Scientist 'B'	1. B.Sc. (Non-medical) 1 st Division with PCM from MDU, Rohtak 2. Master in Chemistry through Distance Education from Madurai Kamraj University, Tamil Nadu.	He has approximately 15 years 8 months experience in the Board Laboratories as JSA/SSA and Scientist 'B' as such he fulfilled the required experience.

Sh. Narender Hooda, Scientist 'B' fulfils the eligibility criteria for appointment as a Board Analyst under the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981.

Rule 35 (A) of the Water (Prevention & Control of Pollution) Rules, 1978 read with section 53 (3) of Water (Prevention & Control of Pollution) Act, 1974 and Rule 22 of Air (Prevention & Control of Pollution) Rules, 1983 read with Section 29 (1) & (2) of Air (Prevention & Control of Pollution) Act, 1981 provides that State Board may, by notification in Official Gazette, and with the approval of Government, appoint such person as Board Analyst as it thinks fit and having prescribed qualifications.

The matter to appoint Sh. Narender Hooda, Scientist 'B' as Board Analyst under the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 is placed before the Board for consideration and approval, after which approval of the State Government will be sought.

Agenda Item No.191.16(S)

Amendment in Service Regulations, 2021 regarding qualification for direct recruitment to the post of Assistant Environmental Engineers in the Board.

The State Government vide Notification No. 2/1/2008-1Env. dated 15th January, 2021 notified the Haryana State Pollution Control Board (Group A, B, C and D) Service Regulations, 2021, wherein the following qualification for the post of Assistant Environmental Engineer has been prescribed:-

“Full time regular Degree in Engineering in first division in Civil / Chemical / Environmental Engineering.”

92 posts of Assistant Environmental Engineers in FPL-9 Rs. 53100-167800 are sanctioned in the Board, out of which 69 posts are meant for direct recruitment and 23 posts are meant for promotion. Out of 69 posts of Assistant Environmental Engineers meant for direct recruitment, 57 posts are currently lying vacant.

The Board vide letter No. HSPCB/Estt./2021/2458 dated 12.07.2021 had sent requisition to the Haryana Public Service Commission (HPSC) for filling up 15 posts of Assistant Environmental Engineers through the Government. The Haryana Public Service Commission vide their letter No. RG10/2021/2411 dated 31.08.2021 (Annexure-A) has returned the requisition, with the following observation:-

As per Service Rules / Requisition, the qualification is ---“Full time regular degree in 1st Division in Civil / Chemical / Environmental Engineering”. It is not clear whether the full time degree should be a Bachelor’s degree or a Master’s degree?

The requisition was sent to the Haryana Public Service Commission (HPSC) as per the Notified Service Regulations, but the HPSC has sought clarification whether the full time degree should be a Bachelor’s degree or a Master’s degree.

In view of the above observations of the Haryana Public Service Commission, amendment in Appendix-‘B’ of Haryana State Pollution Control Board (Group A, B, C and D) Service Regulations, 2021 is required and after the approval of the Board, the case may be sent to the State Government for amendment in the Service Regulations, 2021 in section 12(3)(3A) of the Water (Prevention and Control of Pollution) Act, 1974 as under:

“The word “Bachelor” be inserted after the word “Regular” and before the word “Degree” in Appendix-‘B’ at Serial Number 12, Column 3”.

The relevant part of the Service Regulations, 2021 is at Annexure-‘B’

The matter is submitted to the Board for consideration and approval please.

Annexure - 'A'

C. (11.11.14)

1753

31-08-2021

Official communication should be addressed to the Secretary, Haryana Public Service Commission and not to any person by name.

From:

The Secretary,
Haryana Public Service Commission,
Bays No 1-10, Block B, Sector-4, Panchkula.

To:

The Additional Chief Secretary to Govt. Haryana,
Environment and Climate Change Department,
Chandigarh.

No. RG10/2021/2411

Dated: 31/8/21

Subject: Recruitment of 15 (Fifteen) candidates for appointment to the posts of Assistant Environment Engineer in the Haryana State Pollution Control Board.

Sir,

I am directed to refer to your letter No. 2/4/2018-1Env. dated 23.07.2021 on the subject cited above vide which you have sent a requisition for filling up the 15 posts of Assistant Environment Engineer in the Haryana State Pollution Control Board.

The requisition has been examined and the following shortcomings have been noticed:-

1. The posts meant for ESM, ESP and PwBD are of horizontal in nature and these posts are to be filled from the posts meant for the vertical reservation categories. The bifurcation of the posts need to be worked out accordingly.
2. As per Service Rules / Requisition, the qualification is - "Full time regular degree in 1st Division in Civil / Chemical / Environment Engineering". It is not clear whether the full time degree should be a Bachelor's degree or a Master's degree?

In view of the above, it is requested to clarify the above points at the earliest.

Yours faithfully,

[Signature]
Secretary

1.8.2021
S Enr
(Bury)
02/09/2021
USE
Signature
30/8
Enr

16/3

Annexure - 'B'

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HARYANA GOVT. GAZ., JAN. 19, 2021 (PAUS. 29, 1942 SAKA)

[PART-1]

Sr. No.	Designation of posts	Academic qualifications and experience, if any, for direct recruitment	Academic qualifications and experience, if any, for appointment other than by direct recruitment
1	2	3	4
9.	Administrative Officer	--	<p>By Promotion Superintendent/ Private Secretary with Three years experience seniority of Superintendent and Private Secretary will be determined on the basis of length of service on the post.</p> <p>By Deputation On deputation from the cadre of Haryana Secretariat Services equivalent to Superintendent with Three years experience.</p>
10.	Deputy District Attorney		<p>By Deputation As applicable in the parent Department</p>
11	Scientist B	M. Sc. in first division in the Chemistry / Biotechnology/ Micro-Biology / Bio- Chemistry / Environmental Sciences (with Bachelor Degree in Science).	<p>By Promotion With at least five years' service as Senior Scientific Assistant in the Board.</p> <p>By Deputation M. Sc. in first division in Chemistry/ Environmental Sciences (with degree in Science) / Botany / Micro-Biology / Bio-Chemistry or degree in Chemical Engineering.</p>
12	Assistant Environmental Engineer	Full time regular Degree in Engineering in first division in Civil/Chemical/Environmental Engineering.	<p>By Promotion Eight years' service in the Board as Junior Environmental Engineer</p> <p>By Deputation Bachelor in Engineering in first division in Civil / Chemical / Environmental Engineering from recognized university/institute working on equivalent post in any Department of State Government.</p>
13	Software Developer	<p>(i) B.E/B.-Tech (IT / Computer Science/ Electronics & Communications) or MCA or M.Sc. (IT/Computer Science / Applications / Electronics & Communications) from a recognized University or Institution with minimum 60% marks AND</p> <p>(ii) BCA, BSC (IT/Computer Science/ Application/Electronics & Communications) from a recognized University or Institution with minimum 60% marks</p>	<p>By Promotion</p> <p>(i) At least Three years experience in the software development stream in the capacity of a Junior software developer.</p> <p>(ii) At least Seven years past experience (external experience). (Relaxation shall be given to incumbents being engaged on consulting basis).</p> <p>Note: As an exception, candidate(s) having qualifications in any other discipline with experience as mentioned above may also be considered for the post. Preference shall be</p>