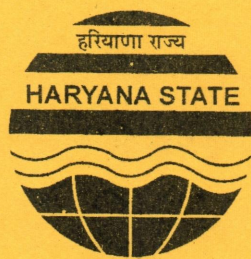


HARYANA STATE POLLUTION CONTROL BOARD



MINUTES

Of the

187th meeting of the Board
held on 17-02-2020 at 12:00 Noon

PANCHKULA



HARYANA STATE POLLUTION CONTROL BOARD

C-11, SECTOR 6, PANCHKULA.

Ph. No. 0172-2577870-873

No. HSPCB/Estt./2020/EG-36/ 1366-1382

Dated: 24-2-2020

To

1. The Chairman,
Haryana State Pollution Control Board,
C-11, Sector-6, Panchkula.
2. The Director,
Environment & Climate Change Department, Haryana,
SCO No. 1-3, Sector 17-D, Chandigarh.
3. The Director General,
Urban Local Bodies Department, Haryana,
Bays No. 11-14, Sector-4, Panchkula.
4. The Principal Chief Conservator of Forests,
Forest Department, Haryana,
Van Bhawan, C-18, Sector-6, Panchkula.
5. The Transport Commissioner, Haryana,
30-Bays Building, Chandigarh.
6. The Engineer-in-Chief,
Public Health Engineering Department, Haryana,
Bays No. 13-18, Sector-4, Panchkula.
7. The Director Technical,
Haryana Powers Generation Corporation Limited (HPGCL),
Urja Bhawan, C-7, Sector-6, Panchkual.
8. The Chief Engineer or any other technical officer
equivalent of the rank of Chief Engineer of
Haryana State Industrial Infrastructure
Development Corporation (HSIIDC),
Plot No. C-13-14, Sector-6, Panchkula.
9. Smt. Renu Bala Gupta, Mayor,
Municipal Corporation, Karnal
39-40, Chaudhary House Colony, Karnal.
10. Shri Sanjay Kumar, Chairman,
Municipal Council,
Charkhi Dadri,
Ward No. 7, Railway Road, Charkhi Dadri.
11. Shri Gurdoyal Sunheri, Chairman,
Zila Parishad, Kurukshetra.
VPO Sunheri Khalsa, District Kurukshetra.

Contd...Page 2.

12. Shri Kalyan Chauhan, Chairman,
Zila Parishad, Gurugram, VPO Wazirpur,
District Gurugram.
13. Shri Pushpinder Kumar, MC,
Ward No. 8, Municipal Corporation,
Ambala.
706, Durga Nagar, Ambala City.
14. Shri Satish Singhal,
Singhal Industrial Screws Pvt. Ltd.
Near Oil Mill, Link Road,
Faridabad Old.
15. Shri Dinesh Arora,
Plot No. 55-56, Industrial Estate, Phase-I,
Panchkula.
16. Professor Narsi R. Bishnoi,
Department of Environmental Sciences & Engineering,
Guru Jambheshwar University of Science and Technology,
Hisar.
17. The Member Secretary,
Haryana State Pollution Control Board,
Panchkula.

Subject: Minutes of the 187th meeting of the Haryana State Pollution Control Board held on 17.02.2020.

Kindly refer to this office letter No. HSPCB/Estt./2020/EG-36/1013-1029 dated 11.02.2020 on the subject cited above.

Please find enclosed the Minutes of the 187th meeting of the Board held on 17.02.2020 for information and necessary action.

DA/As above.

S. Lalayana
24/2
MEMBER SECRETARY

Endst. No. HSPCB/Estt./2020/EG-36/ 1383

Dated: 24-2-2020

A copy of the above is forwarded to the Additional Chief Secretary to Government of Haryana, Environment & Climate Change Department, Chandigarh for information with reference to this office letter Endst. No. HSPCB/Estt./2020/EG-36/1030 dated 11.02.2020.

S. Lalayana
24/2
MEMBER SECRETARY

Endst. No. HSPCB/Estt./2020/EG-36/ 1384

Dated: 24-2-2020

A copy of the above is forwarded to the Sh. Jagdeep Singh, IAS, Special Secretary Finance, Finance Department Haryana, Chandigarh for information with reference to this office letter Endst. No. HSPCB/Estt./2020/EG-36/1031 dated 11.02.2020.

S. Lalayana
24/2
MEMBER SECRETARY

Minutes of 187th meeting of the Haryana State Pollution Control Board, Panchkula, held at 12.00 Noon on 17.02.2020 under the Chairmanship of Sh. Ashok Kheterpal, Chairman, Haryana State Pollution Control Board, Panchkula.

The 187th meeting of the Haryana State Pollution Control Board was convened at 12.00 Noon on 17.02.2020 in its Conference Room under the Chairmanship of Sh. Ashok Kheterpal, Chairman, HSPCB. The list of participants is at Annexure-I. Leave of absence was granted to the Members who could not attend the meeting.

The Member Secretary of the Board welcomed all the participants and presented the agenda items before the Board. A detailed discussion was held on all the agenda items and the minutes of the meeting are presented as below.

Agenda Item No. 187.1

Confirmation of the Minutes of 186th meeting of the Haryana State Pollution Control Board.

Minutes of 186th meeting were confirmed.

Agenda Item No. 187.2

Action taken on the minutes of the 186th meeting of the Haryana State Pollution Control Board held on 19.11.2019.

The item was discussed in detail. Some of the Members raised the observation on the appointment of Sh. S.S. Rathi as Technical Advisor in the Board that on such posts retired persons should not be appointed and fresher be given the chance. The Chairman clarified that the post of Technical Advisor is not a promotional post and services of a experienced technical person were required as mentioned in the agenda. Moreover, the appointment has been made after approval of the Government and the matter was approved by the Board.

Agenda Item No. 187.3

Ex-post facto approval of promotion on the post of Senior Environmental Engineer by promotion from amongst the Environmental Engineers.

The proposal was discussed in detail. Some of the Members raised that such proposal may be put up to the Board for their prior approval. However, it was clarified by the Chairman that these promotions are regular administrative procedures cleared duly by the Departmental Promotion Committee (with Members consisting of Chairman, HSPCB, Director General, Environment & Climate Change Department, Member Secretary, HSPCB and District Attorney, HSPCB) as approved by the Government and there is no provision to discuss and get approved from the Board for such regular issues. After an elaborate discussion, it was decided that such issues where Board's express approval is not required may not be placed for ex-post-facto approval and the Members may be intimated on such issues through communication wherever necessary.

Agenda Item No. 187.16

Ex-post facto sanction for taking office building on rent for Regional Office Karnal, 2nd floor of SCO 78-79 above PNB Bank, Near Namstey Chowk Karnal.

The proposal contained in Agenda Note was approved.

Agenda Item No. 187.17 (S)

Investment of Board Funds

This Agenda Item was discussed at length and the proposal for depositing all the Fixed Deposits with the Nationalized Banks (Excluding the private banks) was agreed in principle but some of the Members opined that Finance Department may be consulted before finalizing the decision. It was finally decided that the proposal to restrict the deposit to only to Nationalized Banks shall be taken up by the Board with the Finance Department and the available funds (maturing in the meanwhile) may be deposited with HARCO Bank for a shorter period of six months till the final decision is taken in this matter.

Agenda Item No. 187.18 (S)

Delegation the power to Regional Officer for issuance of closure direction for violation of EPCA directions and as directed by Hon'ble Apex Court, Hon'ble High Court and Hon'ble NGT to issue closure directions

The proposal contained in Agenda Note was approved.

Agenda Item No. 187.19 (S)

Guidelines for setting up of new petrol pumps in compliance of Hon'ble NGT order dated 18.01.2019 in OA No. 86/2019 Gayanaprakash @ Pappu Singh Vs GOI & Ors.

The proposal contained in Agenda Note was approved.

Agenda Item No. 187.9
Amendment in modality/methodology for computation of environmental compensation from date of last inspection and last 5 years (as the case may be).

The proposal contained in Agenda Note was discussed and it was decided that ~~that~~ the words pre-verification process "may be completed" be substituted with the word "will be completed".

Agenda Item No. 187.10
Repeal of Haryana State Pollution Control Board (Group A, B, C and D) Service Regulations, 2004.

The proposal contained in Agenda Note was deferred for next meeting and the Members desired that the next meeting be fixed at the earliest.

Agenda Item No. 187.11
To approve/adopt the Audited Balance Sheet and Income and Expenditure Account of the Board for the Financial Year 2014-15.

The proposal contained in Agenda Note was approved.

Agenda Item No. 187.12
Ex-post facto sanction of Rs. 7,82,76,500/- (Seven Crore Eighty Two lac Seventy Six thousand five hundred only) as 50% Payment of construction of "Swaran Jayanti Environment Training Institute at Sector M-2, IMT Manesar Gurugram

The proposal contained in Agenda Note was approved.

Agenda Item No. 187.13
Ex-post facto sanction for taking office building on rent for 2nd floor of SCO 161-P, 162, 163, Sector 20, HUDA, Kaithal Kaithal Region.

The proposal contained in Agenda Note was approved.

Agenda Item No. 187.14
Ex-post facto sanction for taking office building on rent for Regional Office Karnal, 2nd floor of SCO 78-79 above PNB Bank, Near Namstey Chowk Karnal.

The proposal contained in Agenda Note was approved.

Agenda Item No. 187.15
Ex-post facto sanction for taking office building on rent for Regional Office, Palwal at Phagna Tower, Ward No. 10 NH-2, Near Red Rocks Cinema, Palwal.

The proposal contained in Agenda Note was approved.

Agenda Item No. 187.4

Ex-post facto approval of promotion on the post of Senior Scientist by promotion from amongst the Scientist-'C'.

The proposal was discussed in detail. Some of the Members raised that such proposal may be put up to the Board for their prior approval. However, it was clarified by the Chairman that these promotions are regular administrative procedures cleared duly by the Departmental Promotion Committee (with Members consisting of Chairman, HSPCB, Director General, Environment & Climate Change Department, Member Secretary, HSPCB and District Attorney, HSPCB) as approved by the Government and there is no provision to discuss and get approved from the Board for such regular issues. After an elaborate discussion, it was decided that such issues where Board's express approval is not required may not be placed for ex-post-facto approval and the Members may be intimated on such issues through communication wherever necessary.

Agenda Item No. 187.5

Promotion to the post of Environmental Engineer in Haryana State Pollution Control Board.

The proposal was discussed in detail. Some of the Members raised that such proposal may be put up to the Board for their prior approval. However, it was clarified by the Chairman that these promotions are regular administrative procedures cleared duly by the Departmental Promotion Committee (with Members consisting of Chairman, HSPCB, Director General, Environment & Climate Change Department, Member Secretary, HSPCB and District Attorney, HSPCB) as approved by the Government and there is no provision to discuss and get approved from the Board for such regular issues. After an elaborate discussion, it was decided that such issues where Board's express approval is not required may not be placed for ex-post-facto approval and the Members may be intimated on such issues through communication wherever necessary.

Agenda Item No. 187.6

Strengthening of Haryana State Pollution Control Board.

The proposal contained in Agenda Note was noted.

Agenda Item No. 187.7

To fill up direct quota posts of Group C and D in the Haryana State Pollution Control Board.

The proposal contained in Agenda Note was noted.

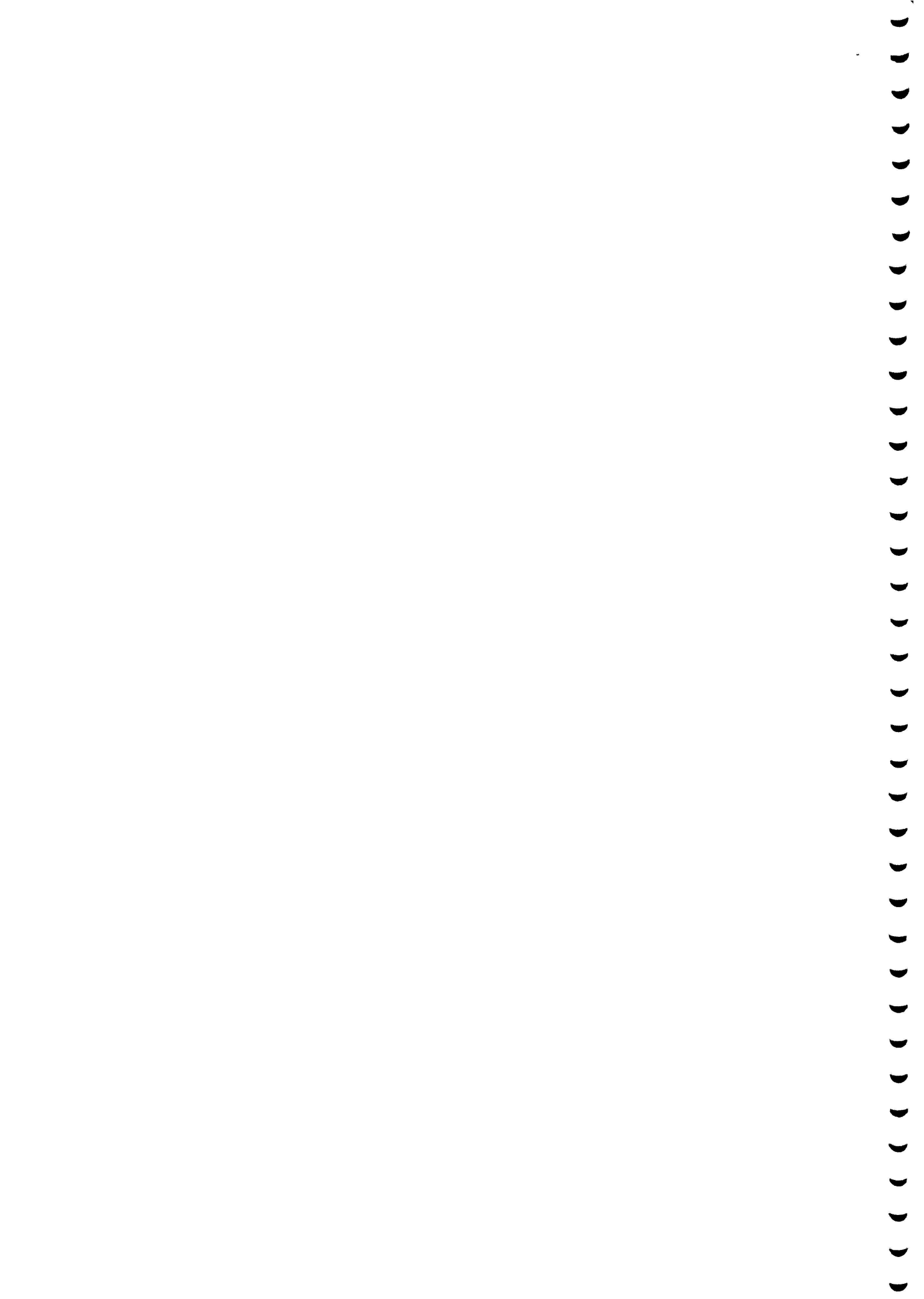
Agenda Item No. 187.8

Amendment in procedure for auto renewal of consent to operate under Water Act, 1974 and Air Act, 1981 applicable and implementation through OCMMS.

The proposal contained in Agenda Note was approved.

LIST OF PARTICIPANTS

1. Sh. Ashok Kheterpal,
Chairman, Haryana State Pollution Control Board,
C-11, Sector-6, Panchkula.
2. Sh. S. Narayanan, IFS,
Member Secretary, Haryana State Pollution Control Board,
C-11, Sector-6, Panchkula.
3. Sh. Jagdeep Singh, IAS,
Special Secretary, Finance,
Finance Department, Haryana.
4. Sh. Manpal Singh,
Engineer-in-Chief, Public Health Engineering Department, Haryana,
Bays No. 13-18, Sector-4, Panchkula.
5. Shri Sanjay Kumar, Chairman,
Municipal Council, Charkhi Dadri,
Ward No. 7, Railway Road, Charkhi Dadri.
6. Shri Gurdayal Sunheri, Chairman,
Zila Parishad, Kurukshetra.
VPO Sunheri Khalsa, District Kurukshetra.
7. Shri Kalyan Chauhan, Chairman,
Zila Parishad, Gurugram, VPO Wazirpur,
District Gurugram.
8. Shri Satish Singhal,
Singhal Industrial Screws Pvt. Ltd.
Near Oil Mill, Link Road,
Faridabad Old.
9. Shri Dinesh Arora,
Plot No. 55-56, Industrial Estate, Phase-I,
Panchkula.
10. Professor Narsi R. Bishnoi,
Department of Environmental Sciences & Engineering,
Guru Jambheshwar University of Science and Technology,
Hisar.



Agenda item 187.17(S)

Subject: Investment of Board Funds.

The Haryana State Pollution Control Board investing the Surplus Funds of Board as well as the amount received on account of Performance Securities from various firms. Till date the Funds are being invested in the Empanelled Banks of State Government who offered the highest rate of Interest (Annexure 'A').

At present Yes Bank is giving highest rate of Interest but the position of Yes Bank is not upto the mark as the shares of the Yes Bank cracks 5% after excluded from sensex in the last week of December-2019(Annexure 'B') and during 2nd week of January-2020 the shares of Yes Bank are again into fall (Annexure 'C'). Government of Gujrat vide its order No. GR No.:EMD/10/2019/50/DMO dated 01-11-2019 has also not taken Yes bank in the list of Banks whose guarantee will be accepted by the Government of Gujrat (Annexure 'D')

It is pertinent to mention here that the Institutional Finance & Credit Control Department, Government of Haryana vide its letter No. 40/13/Empnl/ARO/IFCC/2017/178-185 dated 13-03-2018(Annexure 'E') has issued guidelines for investment of the funds. Sr.No. 3A of such guidelines is reproduced as below:-

3A. For placing of deposits and borrowing upto Rs. 10.00 crore for short period upto 3 months.

- a. *The organizations may invite quote from the empanelled banks through mail. The quote should be given within 24 hours of the issuance or mail. It should be ensured the quotation should not be called a day before any holiday.*
- b. *The quotations received should be short-listed and the bank providing maximum rate of interest be selected for placing deposit or minimum rate of interest for borrowing/loan.*
- c. *A decision will be taken by the competent authority in the Organisation within 2 days of the receipt of the quotation from the Bank.*
- d. *The details of the deposits and borrowings placed will be sent immediately through mail at e-mail ID i.e. ifcc@hry.nic.in with a hard copy of the same.*

3B For all cases not covered under A above

Any organization who want to place deposits of any amount for a period of more than 3 months or more than Rs. 10.00 crore for 3 months or less will send the proposal to IFCC in Finance Department at least 10 working days in advance, so that a consolidated proposal can be prepared for all the organizations for placing their deposits with the Banks chosen in a manner stated at point no. 3A(a to c) above so as to maximize and otimize returns on the same. The proposal be sent either on 1st or 15th day of every month.

Keeping in view the position explained above Board may discuss the matter and take a decision for investing the funds .

Annexure 'A'

17/2/374

51652—F.D. —H.G.P. Chd

No. IF&CC/RO/Funds/2013/2657

From

The Additional Chief Secretary to Government Haryana,
Finance Department.
(Institutional Finance & Credit Control Department),
Room No.613, 6th Floor,
New Secretariat Building, Haryana, Sector-17,
Chandigarh

PSA (V. Trivedi)
for m/e,
h

To

1. All the Administrative Secretaries to Government of Haryana.
2. All the Head of Departments & all Deputy Commissioners in Haryana.
3. All Managing Director/Chief Administrator/Chief Executive Officer of State Govt. Corporations/ Companies/ Boards/ Cooperative Institutions/ Autonomous Bodies in Haryana
4. The Registrar, all the Universities in Haryana
5. Commissioners of Ambala Division, Hisar Division, Rohtak Division and Gurgaon Division.
6. All Private Sector Banks.

Dated Chandigarh the 05.11.2013

Subject:- Selection of Banks for Conducting Government business.

Sir,

Kindly refer to the subject noted above.

The banking policy for the State of Haryana has been under consideration for the Government for quite some time. After detailed examination, the Government has laid down the following policy for conducting Government business by various departments of the Government of Haryana, Boards, Corporations and other instrumentalities of the State to ensure uniformity and transparency:-

2. At present 26 public sector banks and 6 private banks have been empanelled to transact Government business. It has been decided that all these banks will continue to be empanelled for transacting Government business. A list of all these public sector and private sector empanelled banks is annexed as Annexure-'A'. More private banks can be empanelled by the Government subject to fulfillment of the conditions listed in Annexure-'B' of this policy. Specific order in respect of the banks to be empanelled will be issued by the Department of Institutional Finance & Credit Control from time to time.

3. It has further been decided that empanelled banks will continue to remain empanelled till a decision is taken in the Department of Institutional Finance & Credit Control for their de-empanelment. All the banks empanelled by the State are supposed to fulfill the requirement of participation in various Government Sponsored Schemes on the basis of targets set for them either by State Level Bankers Committee (SLBC) or the Government. Those banks which do not provide the information as sought or which fail to fulfill the prescribed targets continuously for a period of one year will be considered for de-empanelment. The consequence of de-empanelment of a bank would be that no Government business will be transacted with them. The achievements of various Government Sponsored Programmes by the empanelled banks will be monitored by the Department of IFCC on the basis of parameters placed at Annexure 'C' which will be

17/3/375

-2-

based on the data provided by the SLBC in its quarterly reports. The State Government will monitor the information on six monthly basis and in the event of non achievement of the targets in two consecutive six monthly reviews i.e. for a period of one year, decision regarding de-empanelment of the bank will be taken.


4 For transacting Government business, it should be ensured that:-

- (i) Loans are raised from that bank which offers lowest rate of interest. Before raising any loan from the bank, an offer should be sent to all the Public Sector and Private empanelled banks with a clear margin of at-least 7 working days for responding and giving a best offer. This period of 7 working days can be reduced in urgent and emergency situations by citing reason thereof with the prior approval of Administrative Secretary of the department.
- (ii) Similarly, deposits be given only to those banks which quote highest rate of interest. Before offering deposits to the banks, a clear assessment should be made for locking the funds in short or medium term deposits of different durations depending upon the needs of the organization. For offering deposits, an offer letter should be sent to all the public sector and empanelled private banks and deposits should be given only to that bank which offer highest return. No bank should be given deposits only because the Department/Government organization has been dealing with it for a long period of time. A decision in this regard should be taken within 3 working days of the receipt of quotations from the banks. A time period of 7 working days however should be offered to the banks to respond to the offer made by the department for deposits. It is expected that a total transparency is maintained in transacting business with the empanelled banks.

5. These instructions/policy will supersede all the earlier instructions issued by the Finance Department in (IFCC) in this regard.

6. This banking policy may be brought to the notice of all concerned for strict compliance.

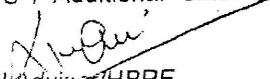
Yours faithfully,


Financial Adviser/HBPE,
for Additional Chief Secretary to Govt. Haryana,
Finance Department (IF&CC).

Endst.No. IF&CC/RO/Funds/2013/2657

Dated : 05-11-2013

A copy of the above is forwarded to PS / Additional Chief Secretary, Finance for information.


Financial Adviser/HBPE,
for Additional Chief Secretary to Govt. Haryana,
Finance Department (IF&CC).

17/4/376

3

ANNEXURE-'A'

List of empanelled banks in Haryana

Sr. No.	Public Sector Banks
1	Allahabad Bank
2	Andhra Bank
3	Bank of Baroda
4	Bank of India
5	Bank of Maharashtra
6	Canara Bank
7	Central Bank of India
8	Corporation Bank
9	Dena Bank
10	Indian Bank
11	Indian Overseas Bank
12	Oriental Bank of Commerce
13	Punjab National Bank
14	Punjab & Sind Bank
15	Syndicate Bank
16	Union Bank of India
17	United Bank of India
18	UCO Bank
19	Vijaya Bank
20	IDBI Bank
	SBI and Associate Banks
21	State Bank of India
22	State Bank of Bikaner & Jaipur
23	State Bank of Patiala
24	State Bank of Hyderabad
25	State Bank of Mysore
26	State Bank of Travancore

Sr. No.	Private Sector Banks
1	HDFC Bank
2	ICICI Bank
3	Axis Bank
4	IndusInd Bank
5	YES Bank
6	Kotak Mahindra Bank

Sr. No.	Regional Rural Banks
1	Haryana Gramin Bank, Rohtak
2	Gurgaon Gramin Bank, Gurgaon

17/5/377

5

Annexure 'B'

Norms for empanelment of New Private Sector Banks

Sr. No.	Parameter	Proposed Criteria	Remarks
1	Net Worth	Minimum Rs.500 crores	Achievement of all these six parameters is compulsory
2	Profitability	Continuous profitability for the last 5 years and if a bank is less than 5 years old, then there should be profitability since its inception	
3	Capital to Risk Asset Ratio (CRAR)	Minimum 15%	
4	Net NPA	Not more than 5% of net advances as per RBI norms	
5	Number of branches in the State	At least 30	
6	Number of Rural branches in the State out of above	At least 10 branches	

No. IF&CC/RO/2015 3396-3541

17/6/378

From

The Principal Secretary to Govt. Haryana,
Institutional Finance & Credit Control Department, Haryana,
Room No.613, 4th Floor, New Sectt. Building,
Sector-17, Chandigarh.

To

1. All Administrative Secretaries to Govt. Haryana.
2. All the Head of Departments & All Deputy Commissioners in Haryana
3. All Managing Directors/ Chief Administrators/ Chief Executive Officers of State Government Corporations/Companies/Cooperative Institutions/Autonomous Bodies in Haryana.
4. The Registrar, all the Universities in Haryana.
5. Commissioners of Ambala Division, Hisar Division, Rohtak Division and Gurgaon Division.

Dated, Chandigarh the 18th June, 2015

Subject:- Placement of surplus funds of State Govt. Deptt./ Boards/Corporations/Co-operative Institutions with the HARCO Bank and DCC Banks in the State of Haryana.

Sir,

I have been directed to invite your reference to this office letter No. IF&CC/RO/Funds/2013/2657 dated 05.11.2013 on the subject noted above.

2. Vide letter No. IF&CC/RO/Funds/2013/2682 dated 17.12.2013 it is brought out that the name of Haryana State Co-operative Apex Bank Ltd. (HARCO Bank) and its District Central Co-operative Banks was included in the list of eligible bankers for transacting Govt. business.

3. It has further been decided that 10-15% of surplus funds of all the State Govt. Deptt./ Boards/Corporations Co-operative Institutions be placed with Haryana State Co-operative Apex Bank Ltd. (HARCO Bank) and its District Central Co-operative Banks in order to enable them to implement their mandate in effective manner. It should be ensured that HARCO bank & its DCCs meet the benchmark deposit rates offer to such PSUs/Organisations.

It is, therefore, requested that these instructions may be brought to the notice of all concerned for compliance.

Yours faithfully,

Financial Advisor,

for Principal Secretary to Govt. Haryana,
Institutional Finance & Credit Control
Department, Haryana.

Encls. No. IF&CC/RO/2015/ Dated, Chandigarh the 18th June, 2015

A copy of the above is forwarded to the PS/Principal Secretary Cooperation for information pl.

Financial Advisor,

for Principal Secretary to Govt. Haryana,
Institutional Finance & Credit Control
Department, Haryana.



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Annexure 'B'

Browser tabs: investor.vandana.com, www.vandana.com, ... Latest News, India News, News, Yes Bank Sh...

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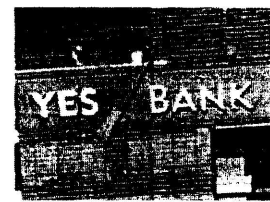
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YES Bank cracks 5% after excluded from Sensex

Shares of YES Bank (NSE:01354) pared dropped 5 per cent in Monday's session after the scrip was excluded from the 30-share benchmark Sensex.

The scrip was trading at Rs 48.85 at around 2 pm, down 4.87 percent from Friday close.



- Related**
- The lender's YES Bank... (NSE:01354)
 - From... (NSE:01354)
 - Large... (NSE:01354)

Company Summary

YES Bank Ltd.	▼ 4.87% (17/07/2020)
UltraTech Ce...	▲ 2.01% (17/07/2020)

YES Bank is among the four stocks that were ousted from Sensex on Monday. Others are Tata Motors, Tata Motors DVR and Vedanta. They have been replaced with Nestle (NSE:01354), UltraTech Cement (NSE:01354).

The lender has been among the worst performers on Sensex as it is dealing with a number of issues including shrinking liquidity and spike in bad loans. During the year it came on to the brink of becoming a smallcap, while still being a part of Sensex as bears hammered the stock mercilessly.

The private sector lender's stock is down 71

- Most Rea**
- Titan, Tata Moto making ideas...
 - Up to 8,000% re cushion you am
 - RBI move to eat government
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 - Talking stock, Yi BSE
- Trending i**
- Bank Holidays in Stock Screener
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 - Gold Rate, Top C
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 - Infosys Share Pri

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Coronavirus 10 C isolated in Delhi

17/8/380

Annexure 'C'

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Yes Bank Long Term Equity Direct Plan-Growth INVEST NOW Market Watch

YES Bank tanks another 18% in 3 days: Is it a sinking ship now?

By Anand Kumar | 17/08/2015

Shares of YES Bank extended its fall into the third straight session on Tuesday despite the board having approved raising of up to Rs 10,000 crore in one or more tranches on January 10.

The private sector lender said it would not proceed with the offer made by Erwin Singh Braich (SPQR Holdings).

The scrip declined 18 percent to an intraday low of Rs 58.75 in early trade on Tuesday against January 9 closing price of Rs 69.32.

The stock has tanked 80 percent in last one year as non-performing assets have risen sharply and a delay in raising capital has spooked investor sentiment.

Most Read

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Trending in Markets

- Bank Stocks: February 2015 - Performance of Stock Exchanges: Budget: Senate: Stock Call: Stock Recommendations: IPO: Company: IPO: IPO: Top Gainers: FOMC: US Fed: Share Market: Silver Price: US 90: US Dollar: Indian Stock Price: Global: Price

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17/9/381

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raising capital, has spooked investor sentiment

The bank was earlier talking about raising up to \$2 billion when the \$1.2 billion offers from Canadian investor Envin Sanyal and Hong Kong-based SPDR Holdings were first announced in November.

Investor sentiment was in a further lull on Friday when an

Company Summary

YES Bank Ltd.
37.55
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Efficiency parameters soon to aid EV battery swapping

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30-day limit to pay fines for traffic violations

Corona outbreak: To cast its shadow over 5G rollout

Intosys to pay as much as \$250 mn for buying Simplis

Cos that pay more will run pct trains Bid document

Efficiency parameters soon to aid EV battery swapping

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Annexure 'D'

17/11/383

Acceptance of Bank Guarantee as
Security Deposit and Earnest
Money Deposit.

Government of Gujarat

Finance Department

GR. No.: EMD/10/2019/50/DMO

Date: 01/11/2019

Read: FD GR. No.: EMD/10/2018/18/DMO Dt. 16/04/2018

FD GR. No.: EMD/10/2019/50/DMO Dt. 18/06/2019

Preamble:

Tendering authorities of State Government and State Government Boards/Corporations/PSUs frequently take Bank Guarantee from the bidders towards Security Deposit and Earnest Money Deposit. State Government had issued the list of eligible banks vide above mentioned resolution of this department Dt. 16-04-2018 and 18-06-2019.

After careful considerations, the Government has decided to approve the list of Banks whose Bank Guarantees would be accepted and it has now been decided to resolve as follows:

Resolution:

Government Departments and State Government Boards/Corporations/PSUs would accept Bank Guarantee (towards Security Deposit and Earnest Money Deposit) issued by any of the bank included in the Annexure I, attached to this Resolution.

The tendering authority will be required to ascertain the authenticity of the Bank Guarantee and set up necessary internal control procedures.

By order and in the name of the Governor of Gujarat



(S. Chhakhuak)

Joint Secretary (B)

Finance Department

17/12/384

To,

The Secretary to His Excellency Governor of Gujarat, Raj Bhavan, Gandhinagar

Principal Secretary to Hon. Chief Minister

PS to Hon. Deputy Chief Minister /Finance Minister

PS to all Hon. Ministers, State Ministers and Deputy Ministers

PS to Hon'ble Leader of Opposition Party

The Secretary, Gujarat Legislative Assembly, Secretariat, Gandhinagar

PS to Chief Secretary

PS to Additional Chief Secretary, Finance Department

PS to Secretary (EA), Finance Department

PS to Secretary (Expenditure), Finance Department

PS to Joint Secretary (B), Finance Department

All Administrative Departments, Sachivalaya, Gandhinagar

All Heads of Department

All Public Enterprises of the State

All State's Boards/Corporations/Societies

Accountant General-I (Audit) Gujarat, Ahmedabad

Accountant General (A&E) Gujarat, Ahmedabad

Accountant General-II (Audit) Gujarat, Rajkot

Accountant General (A&E) Gujarat, Rajkot

Pay and Accounts Office (Gandhinagar/Ahmedabad)

Chief Information Officer, Finance Department

All Add. Secy./Joint Secy./Dep. Secy./Under Secy, Finance Department

All Branches, Finance Department

System Manager, Finance Department for put up on GSWAN website

Select File DMO-Finance Department

17/13/385

Annexure I.

Finance Department, GR. No.: EMD/10/2019/50/DMO

Date: 01/11/2019


(A) Guarantees issued by following banks will be accepted as SD/EMD on permanent basis:

❖ All Nationalized Banks

(B) Guarantees issued by following Banks will be accepted as SD/EMD for the period up to March 31, 2020. The validity cut-off date in GR is with respect to date of issue of Bank Guarantee irrespective of date of termination of Bank Guarantee.

- ❖ Axis Bank
- ❖ Baroda Gujarat Gramin Bank
- ❖ DCB Bank
- ❖ HDFC Bank
- ❖ ICICI Bank
- ❖ IndusInd Bank
- ❖ Kotak Mahindra Bank
- ❖ Nutan Nagarik Sahakari Bank Ltd.
- ❖ Rajkot Nagarik Sahakari Bank Ltd.
- ❖ RBL Bank
- ❖ Saurashtra Gramin Bank
- ❖ The Ahmedabad Mercantile Co-Op. Bank Ltd.
- ❖ The Kalupur Commercial Co-operative Bank Ltd.
- ❖ The Mehsana Urban Co-Operative Bank Ltd.
- ❖ The Surat District Co-Operative Bank Ltd.

All the eligible banks are instructed to collect the original documents/papers of guarantee from the concerned tendering authority.


(S. Chhakchhuak)

Joint Secretary (B)

Finance Department

-----XXXXX-----

Annexure 'E'

17/14/386

From No. 4615/Special (Financial) 1728-187
The Additional Chief Secretary to Govt. Haryana,
Institutional Finance & Credit Control Department, Haryana,
Room No. 52, 7th Floor,
Haryana Civil Secretariat, Chandigarh.

To

1. All the Administrative Secretary to Govt. Haryana.
2. All the Head of Departments
3. All the Deputy Commissioners in the State of Haryana.
4. All Managing Director/ Chief Administrator/ Chief Executive Officer of Board/Corporations/ Cooperative Institutions in the State of Haryana.
5. The Registrar of all Universities in the State of Haryana.
6. Commissioners of Ambala Division, Hisar Division, Rohtak Division, Gurugram Division, Karnal Division and Faridabad Division.

Dated, Chandigarh: 02nd March, 2018

Subject:- New State Policy on Interface with Bank.


Sir,

Kindly refer to the the subject cited above.

2. The Government of Haryana has revised the policy for dealing with the banks and is in the process of fresh empanelment of banks on the basis of revised parameters. A copy of the revised policy is enclosed herewith.

3. You are therefore, requested to adhere to the revised policy in letter & spirit and as per the revised policy consolidate all the existing banks accounts into one or two major accounts with the approval of Finance Department (FCC) by 31st March, 2018 definitely. The name of the banks empanelled will be intimated in due course of time. Till then, banking with the existing empanelled banks be continued subject to the revised policy.

Yours faithfully,


Financial Advisor,

for Additional Chief Secretary to Govt. Haryana,
Institutional Finance & Credit Control Department

17/15/387

Subject: Revised Haryana State Policy for Dealing with Banks.

Reference: Haryana Government Order, vide letter No. IP&CC/903/40 dated 07/03/2017 dated 21.03.2017. Revised policy for dealing with banks by various Organizations (i.e. Government Departments, Public Sector Enterprises, Boards, Corporations, Autonomous Bodies or such other institutions or societies receiving funds from the State Government in any form) has been formulated keeping in view the changing scenario of banking sector, so as to obtain optimum benefit of the schemes, minimize cost and bring uniformity and transparency in dealing with financial institutions by the Organizations. Presently, importance is being given to reforms in Banking Sector, the schemes of financial inclusion and credit linked Government schemes for inclusive growth. Moreover, it has been observed over time, that the performance of some of the Public/Private Sector Banks in Government sponsored programmes and schemes have not been encouraging.

2. It is not out of place to mention that the Government of India has given licences to many new and small Banks in order to bring in competitiveness, business efficiency due to technological advancement and to meet the credit and remittance needs of small business, unorganised sector, low income households, farmers and migrant work force etc.

Policy

3. For transacting Government business, the following guidelines are put in place:-

A. For placing of deposits and borrowing up to Rs. 10.00 crore for short term period up to 3 months.

a. The organisations may invite quote from the respective empanelled Banks through mail. The quote should be given within 24 hours of the issuance of mail. It should be ensured that the quotations should not be called a day before any holiday.

b. The quotations received should be short-listed and the bank providing maximum rate of interest be selected for placing deposit or minimum rate of interest for borrowings.

c. A decision will be taken by the competent authority in the Organisation within 2 days of the receipt of the quotation from the Bank.

17/16/388

d. The details of deposits and borrowings placed will be sent immediately through e-mail to all ID no. ifcc@hy.raj.nic.in with a hard copy of the same.

The total deposits placed and the borrowing made by different Organisations during a period of one month will be consolidated by FD in the Department of IFCC for the information of the Government by the 3rd day of the subsequent month indicating the name of the Bank and amount deposited/borrowed.

B. For all cases not covered under A above.

a. Any organization who wants to place deposit of any amount for a period of more than 3 months or more than Rs. 10 crore for 3 months or less will send the proposal to IFCC in Finance Department at least 10 working days in advance, so that a consolidated proposal can be prepared for all the organizations for placing their deposits with the Banks chosen in a manner stated at Point No. 3A (a to c) above so as to maximize and optimize returns on the same. The proposal be sent either on 1st or 15th day of every month.

b. As funds are usually borrowed from banks and financial institutions on State Government guarantee, a similar procedure for taking credit as in case of deposits would be followed, meaning thereby that the organizations in need of credit will send their proposal to Department of IFCC at least 15 days in advance so that cheap credit can be tapped from different sources and provided for in a time bound manner. The bank which offers minimal rate for extending borrowing/loan would be recommended to the Organization.

4. No Organization would open a bank account for any scheme what so ever without the approval from Department of Institutional Finance and Credit Control (IFCC).

5. All existing bank accounts opened need to be consolidated into one or two major accounts, for which approval of FD (In IFCC) is to be invariably taken.

6. a. The Government in Finance Department have issued instructions via letter No.28/14/2011-5B&C dated 14th May,2012, that no Government Departments can draw money to keep it in the bank.

17/17/389

account without it being withdrawn for the purpose for which it has been withdrawn.

b. In case any Organization receives money and the money remains idle or unless specifically provided action will be initiated as stated in Point 7 below.

c. If due to any reason the amount drawn remains unutilized, then the Organization has to deposit it along with the interest for the period for which it remained unutilized at the MCLR rate prevailing for the bank in which the deposit had been kept and for the period it remained idle.

d. Punjab Financial Rules in Chapter 2 at point 2.10(4)&(5) states that:-

2.10(4) "money actually paid is to be kept out of account a day longer than is absolutely necessary"

2.10(5) "no money is withdrawn from the treasury unless it required for immediate disbursement or has already been paid out of the permanent advance and that it is not permissible to draw advances from the treasury for the execution of works the completion of which is likely to take a considerable time".

e. Therefore in view of above, if the Government funds are transferred to Organizations other than the Government Departments from the State Budget, then the funds need to be utilized immediately. Unutilized funds, unless specifically permitted, will have to be deposited back with interest to be charged as provided in point number 6 (c) above.

7. In case any Government Departments/Organizations fails to deposit the amount within the stipulated time and it is subsequently known to have been kept idle in any bank account, penal interest at the rate of 2% for which the amount remained idle will be deducted in future releases to those Departments and Organizations by the Government (FD).
8. No Organization should withdraw funds to keep them idle in any Bank Account without specific approval of FD.
9. Prior approval of FD (in IFCC) for signing any MOU with any Financial Institutions/E-wallet Companies etc. will invariably be required to be taken, in the absence of which all cases of financial assistance to that Organization would be put to halt.

17/18/390

10. All the organizations should ensure that the payments and receipts are made through Digital Mode.
11. The performance of the Banks would be reviewed afresh and thereafter, every six months, on the basis of new parameters.
12. Banks, whose performance is not found to be satisfactory, would stand de-empanelled after review.
13. It would also be mandatory for the Banks to provide information within a specified period to the Department of Institutional Finance & Credit Control for review and in case of non-submission of data for two consequent periods, they would be de-empanelled, without any show-cause notice.
14. It needs to be ensured by the Banks that the data provided to the Department of IFCC is not at variance with that reported to SLBC for various Government schemes.
15. Every empanelled Bank would also be required to nominate one senior level functionary as Nodal officer and provide the details thereof i.e. e-mail ID, telephone number etc. so that all communications can be sent to the Nodal Officer. In case of any change, it will be the sole responsibility of the Bank to inform the change. The Department of Institutional Finance & Credit Control will not be responsible, in any way, for non-receipt of any communication by the Bank for the above lapse.
16. NIC in consultation with FD(IFCC) will design a portal to enable the Organizations to furnish online information to the FD(IFCC) to facilitate monitoring of financial transactions/dealing on real time basis. The portal is likely to be operational by 1st April, 2018.
17. Every Organization will appoint a nodal officer for uploading the duly authenticated data on the portal. Any change in the nodal officer by Organization would be intimated immediately to the Department of IFCC.
18. This State Policy for dealing with the financial institutions/banks may be brought to the notice of all concerned for strict compliance.
19. This Policy will supersede all earlier policies issued by the Finance Department, from time to time in this regard.

18/01/391

Agenda Item 187.18(S)

Delegation the power to Regional Officer for issuance of closure direction for violation of EPCA directions and as directed by Hon'ble Apex Court, Hon'ble High Court and Hon'ble NGT to issue closure directions

The function of the Board is to prevent, control or abatement of pollution as per provisions of various environmental laws. The Board has been empowered for issuing orders immediately restraining or prohibiting the person concerned from discharging any poisonous, noxious or polluting matter in case of emergency.

The Board already issued office order dated 23.08.2005 (copy annexed as **Annexure-I**) regarding delegation of power to Regional Officers for issuance of closure order in grave emergency when there is an immediate threat to environment and endangering lives of public in large in the following circumstances:-

- a. Units doing reverse pumping of untreated effluent by injecting it directly into aquifer and polluting subsoil water; or
- b. Unit is illegally operating lead recovery units by using waste batteries in violation of Battery Rules and has not adopted environmentally sound technologies because lead oxide emission can adversely affect the central nervous system beings and living creatures; or
- c. When there is leakage/spillage of hazardous/obnoxious gas in the atmosphere or releasing toxic of hazardous material in water bodies used for drinking water source and endangering lives of people at large or other living creatures.
- d. It has been the concern of the Govt. and the Board for some time now that decisive action is not being taken with regard to illegal or unscientific disposal of polluted effluents including disposal by ways of transporting potentially or decidedly polluting effluent from manufacturing/process industries and disposing these off at various places through tankers.

The Board in its 136th meeting vide agenda item no. 136.5 (copy annexed as **Annexure-II**) has approved the delegation of powers regarding issuances of closure notices/closure orders under grave emergency and immediate threat to Environment to the Regional Officers of the Board.

The Environment Pollution (Prevention & Control) Authority for the National Capital Region (EPCA) issues the time bound directions from time to time keeping in view the various emergency situations in the National Capital Region. In recent

18/02/392

past EPCA has issued directions under Graded Response Action Plan (GRAP) to CS Haryana with a copy to Chairman, HSPCB in view of severe level air quality.

The cases issuance of closure directions against such units found operating in violation of directions of EPCA are being sent to the Head Office even after the expiry of the period of such directions issued by EPCA, which thereby no meaning left to close such units for not obeying such time bound directions. Further, Hon'ble Apex Court, Hon'ble High Court and Hon'ble NGT issued the directions to close specific industries and those cases of industrial sectors/units are being sent to the Head Office for issuance of closure directions against such industrial sectors/units.

In view of above, matter is placed before the Board for deliberation, consideration and approval to delegate the power to Regional Officer in addition to power already delegated vide agenda item no. 136.5, for issuance of closure directions against the industrial sectors/units, found operating in violation of directions of the EPCA and as directed by Hon'ble Apex Court, Hon'ble High Court and Hon'ble NGT and Hon'ble NGT to issue closure directions against specific industrial sectors/units and ROs to record full justification/reasons in the order of closure directions and send the copy of the same to Head Office within 24 hours with photographs, videography and collect legal sample and other evidence as possible. In case of issuing any closure directions on flimsy ground, disciplinary action will be initiated against defaulting officers as per HSPCB service regulations without giving any opportunity of reply.

18/03/2005
Annexure-I

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

OFFICE ORDER

During the meeting of the officers held on 28.7.2005 and on 08.08.2005 the matter regarding delegation of powers regarding issuance of closure orders and powers to seal the unit in grave emergency was discussed and it is decided that the powers to Regional Officers be given decided for issuance of closure orders under section 35-A of the water Act/section 31-A of the Air Act under special circumstances and also giving powers of sealing the unit in grave emergency when there is immediate threat to the environment and endangering lives of the public at large in following circumstances:-

Regional Officers are authorized to issue closure order/seal the unit in the polluting process of the unit after giving 3 days notice or directly seal the polluting process in grave emergency when there is immediate threat to environment and endangering the lives of people at large and other living creatures in following circumstances:-

- a) Unit is doing reverse pumping of untreated effluent by injecting it directly in to aquifer and polluting the sub-soil water; or
- b) Unit is illegally operating lead recovery unit by using waste batteries in violation of Battery Rules and has not adopted environmentally sound technologies, because lead oxide emissions can adversely affect the central nervous system of human beings and living creatures; or
- c) When there is leakage/spillage of hazardous/obnoxious gas into atmosphere or releasing toxic hazardous material in water bodies used for drinking water source and endangering lives of people at large or other living creatures.
- d) It has been the concern of the Govt. and the Board for some time now that decisive action is not being taken with regard to

18/04/394

Case of unscientific disposal of polluted effluents including disposal by means of transporting potentially or decidedly polluting effluent from manufacturing/process industries and disposing these off at various places through tankers while the above decision has sought to delegate powers to the R.Os. to take immediate prohibitory action under various Environmental Laws and enforcing provisions, it would be appropriate and in order to delegate the power to order closure of those units which adopt above means for disposal of polluting effluents through tankers or other vehicles. This is being done to ensure that immediate and effective action is taken in public interest under Environmental Laws. R.O. should record full justification/reasons on the file and send a copy of such notice to the Head Office and should also take photographs and provide other evidence, such as sample, if possible.

R.O. Should record full justification/reasons on the file and send a copy of such notification to the Head Office within 24 hours and should also take photograph and provide other evidence such as sample, if possible.

In case of non-compliance of above orders or issuing any notices on the above grounds they will be liable for action.

Date: 23.08.2005

Sd/-
SAMIR MATHUR
CHAIRMAN

18/05/395


5/7/19

Encls No. H.S.P.C.B./2005/2745-53

Dated: 23.08.2005

A copy of the above is forwarded to all the Regional Officers in the field for information and necessary compliance immediately. They are requested to ensure daily computerized (E-mail/Fax) Monitoring & sending report to Head Office.


The Officers should, whenever necessary, provide information regarding Law/Rules/Guidance to potential violators/violators, after taking action as required.


Scientist 'C'-I (HQ)

For Chairman.

cc: 2754-60 dt. 23.8.2005

All the officers in the Head Office for information and necessary action.


Scientist 'C'-I (HQ)

For Chairman

PCI

18/06/396

Ecological note for Lead reprocessing unit

Lead is highly toxic and accumulative in nature. Lead reprocessing units are handling lead emission in the form of fugitive as well as of particulate matter in the air which more dangerous being absorption of the same in the living system is more than 95%. Whereas, when it is taken orally its absorption is only 2% to 5%. Because of more absorption of lead when inhaled cause more dangerous/toxic effects to the living system.

Keeping in view of the lead when absorbed in the body it enters in the bone marrow there it keeps on destructive the Red Blood Corpuscles and remain there for about 20 year and also affecting central nervous system.

Because of the accumulative nature of the lead as described above, CPCB has banned the reprocessing of lead unit in Delhi. Also MOEF has also banned import of battery waste being Hazardous in nature.

The reprocessing units are also violating the provisions of the battery rules. As per these rules, reprocessing of batteries are restricted only to manufacturer's batteries only.

18/07/397

Ammeoan-II

- 3 -

Agenda Item No. 136.4

Delegation of powers regarding Grant of Consent/Extension of Consent and authorization to the industries under the Pollution Control Acts/H.W. Management Rules.

The Board approved the item with the clarification that in the interest of decentralization and rationalization of Consent Management all Class Officers at the Head Quarter would also be eligible to exercise powers of Consent with respect to and limited to already identified industries. The Board further authorized the Chairman to allocate consent work among eligible officers as per requirements of management efficiency, this being a purely administrative matter.

Agenda Item No. 136.5

Delegation of powers regarding issuance of closure notices/closure orders under grave emergency and immediate threat to Environment to the Regional Officers of the Board.

The Board approved the same and emphasized the need for daily reporting and monitoring of action taken by Regional Officers and for carrying out verification checks by senior officers from Head Quarter.

Agenda Item No. 136.6

Delegation of powers regarding issuance of Assessment orders under provisions of the Water (Prevention & Control of Pollution) Cess Act, 1977.

The Govt. has not appointed a Member Secretary so far and the work of the Cess Assessment under the Water (Prevention & Control of Pollution) Cess Act, 1977 is suffering. The Board delegated the powers to A.K. Rana, Environmental Engineer (HQ) under section 12(3)(b) of the Water (Prevention & Control of Pollution) Cess Act, 1974 to issue the assessment orders and carry out other functions under the Cess Act.

..4..

18/08/398

Agenda Item No.136.5

Delegation of Powers regarding issuance of closure notices/closure orders under grave emergency and immediate threat to Environment to the Regional Officers of the Board.

The main objectives of the Board is to control pollution and also to protect and conserve the Environment as per statutory provisions enshrined in the various Environmental laws. The Board has been empowered by the state through these legislations to take immediate action for the protection of environment and for controlling pollution of Water/Air/Noise etc. Whenever there is a leakage/spillage of toxic/obnoxious gases/Liquid effluents, there is necessity and rather it is the duty of the Board to take immediate action then and there. Similarly, whenever there are cases of reverse pumping i.e. discharging untreated effluent by injecting it directly into aquifer and polluting the sub-soil water, there is immediate need to check the same. Further, illegal operations of lead recovery units using waste batteries in violation of Battery Rules which emit lead oxide emissions and can adversely affect the central nervous system of human beings and living creatures, there is a need to take immediate remedial measures on the spot. The Board has recently issued powers to issue closure notice to its Regional Officers under section 33-A and 31-A of the Water and Air Acts vide office order No 2551-07 dated 8.8.05 (copy enclosed at Annexure 'D') in the following circumstances :-

1. Not obtained NOC and commenced operation/production without operation or installation of ETP/APCM or
2. Obtained NOC but no operation or installed ETP/APCM or
3. Not obtained environmental clearance under 32 categories of projects from the MOEF, GOI and operating or
4. Caught on the spot and in the act of passing the untreated hazardous effluent and discharging into water bodies or
5. Throwing untreated effluent through tankers
6. Caught in the act, on the spot, dispose of hazardous sludge generated from the process/ETP into the drain/water bodies or
7. Using unauthorised fuel such as waste plastic/rubber in the boiler/furnace etc.

Similarly, the Board has recently issued office order regarding delegations of power for issuance of closure orders and powers to seal the unit in grave emergency when there is an immediate threat to the Environment and endangering lives of the public in large in the following circumstances vide office order No.2754-60 dated 23.8.05 (copy enclosed at Annexure 'E').

Regional Officers are authorized to issue closure order/sealing of the polluting process of the unit after giving 3 days notice or directly seal the polluting process in grave emergency when there is immediate threat to environment and endangering the lives of people at large and other living creatures in following circumstances :-

- a) Unit is doing reverse pumping of untreated effluent by injecting it directly in to aquifer and polluting the sub-soil water; or
- b) Unit is illegally operating lead recovery unit by using waste batteries in violation of Battery Rules and has not adopted environmentally sound technologies, because lead oxide emissions can adversely affect the central nervous system of human beings and living creatures; or
- c) When there is leakage/spillage of hazardous/obnoxious gas in the atmosphere or releasing toxic/hazardous material in water bodies used for drinking water source and endangering lives of people at large or other living creatures.
- d) It has been the concern of the Govt. and the Board for some time now that decisive action is not being taken with regard to illegal or unscientific disposal of polluted effluents including disposal by ways of transporting potentially or decidedly polluting effluent from manufacturing/process industries and disposing these off at various places through tankers while the above decision has sought to delegate powers to the ROs to take immediate prohibitory action under various Environmental Laws and enabling provisions, it would be appropriate and in order to delegate the power to order closure of those units which adopt above means for disposal of polluting effluent through tankers or other vehicles. This is being done to ensure that immediate and effective action is taken in public interest under Environmental Laws. RO should record full justification/reasons on the file and send a copy of such notice to the Head Office and should also take photograph and provide other evidence such as sample, if possible.

RO should record full justification/reasons on the file and send a copy of such notification to the Head Office within 24 hours and should also take photograph and provide other evidence such as sample, if possible. In case of non-compliance of above orders or issuing any notice/order on flimsy grounds they will be liable for action.

The Board may consider and ractify the above mentioned delegations of power to its Regional Officers.

Submitted for approval of the Board.

18/10/400

OFFICE ORDER

Annexure 'D'

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

1. The matter regarding delegation of powers for issuance of show cause notice for closure under section 33 A of the Water Act and under section 31 A of the Air Act to the defaulting units which have not obtained NOC or not installed ETP/APCM or not obtained environmental clearance (32 categories of projects) from the Ministry of Environment & Forest, Govt. of India or by passing the untreated effluent and discharging into water bodies or throwing untreated effluent through tankers or dispose of hazardous sludge generated from the process/ ETP into the drain/ water bodies or using unauthorized fuel such as waste plastic/ rubber in the boiler/ furnace etc. has been under consideration of the Board.

After detailed deliberations it was decided that ROs be authorized to issue show cause notices for closure under section 33 A of the Water Act and 31 A of the Air Act against the defaulting units in following circumstances:-

1. not obtained NOC and commenced operation/production without operation or installation of ETP/APCM or
2. obtained NOC but not operating/installed ETP/APCM or
3. not obtained environmental clearance (32 categories of projects) from the Ministry of Environment & Forest, Govt. of India and operating or
4. caught on the spot and in the act passing the untreated hazardous effluent and discharging into water bodies or
5. throwing untreated effluent through tankers
6. caught in the act, on the spot, dispose of hazardous sludge generated from the process/ ETP into the drain/ water bodies or
7. using unauthorized fuel such as waste plastic/ rubber in the boiler/ furnace etc.

The above mentioned use of powers of issuance of show cause notice for closure shall in all cases be supported with corroborative and relevant photographs and other relevant evidence such as samples results, if possible. The R.O's should give full justification and reasons in the shape of a speaking order on the file of the regional office before issuance of such notice and a copy of such closure notice should immediately be sent to the Head office without any delay by way of FAX/E-Mail along with supporting documents mentioned above. In case it is found that such notices have been issued on flimsy ground then the R.O would be liable for strict disciplinary action.

Further R.Os are also authorized to issue closure show cause notice under Water Act and under Air Act depending upon the gravity of the situation in case there is a leakage/spillage imminent and on immediate danger of leakage/spillage of toxic/obnoxious gases and affecting public at large or release of toxic/ highly hazardous material/ gases/ sludge into the water bodies which

18/11/401

are serving as source of water supply and affecting public at large or in case of illegal lead units operating without installation of environmentally sound technologies and emitting highly hazardous lead oxide vapours/ emissions or where there is a reverse pumping done by any industry by injecting the effluent directly into aquifer affecting the sub-soil water adversely.

Due to the nature of this delegation and the imperative need to keep a close check on the action taken to prevent pollution in public interest, it is directed that every RO shall send an action taken through E-Mail and FAX to Chairman Office everyday at 6.00PM. If no action is taken then NIL report will be sent. Non-Compliance of sending report on Performa will be viewed seriously and would invite strong administrative action.

Dated, Panchkula the
2nd of August, 2005

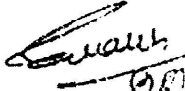
SAMIR MATHUR
CHAIRMAN

Dated:- 8/8/05

Endst.No.HSPCB/2005/2551-67

Copy of the above is forwarded to the following for information and further necessary action:-

1. All Regional Officers in field.
2. All Branch Incharges in the Head office.
3. P.S. to Chairman for the information of Worthy Chairman.


SCIENTIST C-I(HQ)
For CHAIRMAN

Agenda Item 187.19(S)

19/01/402

Guidelines for setting up of new petrol pumps in compliance of Hon'ble NGT order dated 18.01.2019 in OA No. 86/2019 Gayanaprakash @Pappu Singh Vs GOI & Ors.

The Central Pollution Control Board vide letter no. B-13011/1/2019/-20/AQM/10809 dated 07.01.2020 (**Annexure-I**) issued Guidelines for setting up of new petrol pumps in compliance of Hon'ble NGT order dated 18.01.2019 (**Annexure-II**) in OA No. 86/2019 Gayanaprakash @Pappu Singh Vs GOI & Ors.

As per contents, said guidelines are to be implemented by District Administration, Petroleum and Explosives Safety Organization (PESO) and State Pollution Control Board. There are guidelines A to H and SPCBs/PCCs has to take action on relevant part of guidelines A to E and guidelines at F, G and H does not relates to SPCBs/PCCs. The relevant part of the guidelines pertaining to SPSBs/PCCs are re-produced as under:-

A. Containment and treatment of spillages from fuel filling operations at petrol pumps

..3. Any major leakage/ spillage of Petrol, Diesel, Lube Oil (more than 1 barrel-165 litres) occurs at fueling station, concerned OMC shall report to State Pollution Control Board. PESO and District Administration under intimation to CPCB within 24 hours of occurrence.

Operation of concerned underground storage tank (UST) and its ancillary components shall be stopped immediately and not be resumed till corrective measures to contain and stop leakage/ spillages are implemented to the satisfaction of PESO and concerned SPCB.

OMCs will be held liable for Environmental Compensation (imposed by SPCBs/PCCs) and assessment of environmental damage (depending on extent of contamination in soil and groundwater) and site remediation. Consultant/ Expert agency appointed by OMCs for damage assessment and site remediation shall have minimum national/ international experience of 5 years in this field. Various approved methods shall be considered for cleaning underground contaminants.

B. Checkon leakages (Leakage Detection System) from underground storage tanks so as to prevent groundwater and soil contamination

..3. Daily MS and HSD loss shall not exceed MoPNG prescribe limits. In case of leakage beyond such limits, matter shall be got analyzed by OMCs and further action shall be taken for ascertaining the reasons of losses. In case of leakage resulting in soil / groundwater contamination:

- a. Concerned OMC shall report to State Pollution Control Board, PESO and District Administration under intimation to CPCB within 24 hours of occurrence. Operation of such underground storage tank (UST) and its ancillary components shall be stopped immediately.
- b. OMC will be held liable for Environmental Compensation (imposed by SPCBs/PCCs) and assessment of environmental damages (depending on extent of contamination in soil and groundwater) and site remediation. Consultant/ Expert agency appointed by OMCs for damage assessment and site remediation shall have minimum national/ international experience of 5 years in this field. Various approved methods shall be considered for cleaning underground contaminants.

C. Policy towards Treatment and disposal of sludge removed from underground tanks during cleaning:

Sludge shall be collected, stored and disposed as per Rule 8 of Hazardous Waste (Management and Transboundary) Rules, 2016 and amendments thereof and records shall be maintained.

19/02/403

D. Installation, Operation and maintenance of Vapour Recovery System:

All new retail outlets set up with sale potential of 300KL MS per month and setting up in cities with population more than 1 lakh will be provided with VRS. VRS should be functional by the time of sale of MS touch 300 KL. In case of failure of installation of VRS, Environment Compensation will be levied by SPCBs/ PCCs equivalent to the cost of VRS and this will further increase proportionate to the period of non-compliance.

1. Any new retail outlet set up in cities having population more than 10 lakh and having sale potential of 100 KL MS per month will be provided with VRS. VRS should be installed within a period 03 months from the day of sale of MS touch 100 KL. In case of failure of installation of VRS, Environment Compensation will be levied by SPCBs/ PCCs equivalent to the cost of VRS and this will further increase proportionate to the period of non-compliance.

E. Ground Water and soil quality monitoring within petrol pump selling more than 300 KL/month and more than 10 lakh population shall be conducted by OMCs once in two years through E(P) Act, 1986 approved labs for the following parameters from the nearest source and report submitted to SPCB:

Permissible Limit

Sr. No.	Parameter	Permissible Limit
1	Total petroleum hydrocarbons	600pg/I
2	BTEX	i. Benzene- 950pg/I ii. Toluene- 300pg/I iii. Xylenes- a. o-xylene- 350pg/I b. m & p- xylene- 200pg/I
3	Ethanol	1400 pgl
4	Methyl Tertiary Butyl Ether	13pg/I
5	PAH	0.0001pg/I

Enforcement agencies including SPCB can collect samples in and around petrol pump to check contamination."

Further, Ministry of petroleum and Natural Gas vide notification dated 13.02.2002 has issued Petroleum Rules, 2002 and there is a provision for grant of No Object Certificate in section 144 (2) that "Every certificate issued by the District Authority" and relevant section 2 (1)(x) & (xi) is reproduced as under:-

"(x) District Authority means--

(a) in towns having a Commissioner of Police, the Commissioner or a Deputy Commissioner of Police;

(b) in any other place, the District Magistrate";

"(xi) "District Magistrate" includes an Additional District Magistrate and in States of Punjab and Haryana and in the Karaikal, Mahe and Yenam areas of the Union Territory of Pondicherry, also includes a Sub-divisional Magistrate";

The Board vide orders endst. dated 26.02.2018 has issued categorization of industrial sectors/projects covered under consent management wherein Automobile fuel outlets (only dispensing) falls under white category of industrial sectors/projects at Sr. No 37.

The matter is placed before the Board for deliberations and adopting guidelines issued by CPCB related to SPCBs/PCCs, so that same may be circulated to all Regional Officer of the Board for compliance.

It

19/03/2020

Annexure-I 2 2 2

CENTRAL POLLUTION CONTROL BOARD

DELHI 110 032

January 07, 2020

B-13011/1/2019-20/AQM 10809

OFFICE MEMORANDUM

Sub: Guidelines for Setting Up of New Petrol Pumps in Compliance of Hon'ble NGT order dated January 18, 2019 in OA No. 86/2019: Gyanprakash@ Pappu Singh vs Gol & Ors regarding.

Hon'ble National Green Tribunal, vide order dated January 18, 2019 in OA No. 86/2019: Gyanprakash@ Pappu Singh vs Gol & Ors directed Central Pollution Control Board and MoPNG to look into the issue of setting up of large number of petrol pumps in the country and directed that appropriate guidelines be issued by the Central Pollution Control Board in exercise of statutory power.

An Expert Committee comprising of members from IIT Kanpur, NEERI, IIP, TERI, MoPNG and CPCB was constituted to frame Guidelines for setting up of new Petrol Pumps including siting criteria and pollution prevention and control measures.

The guidelines were placed in public domain and comments/suggestions/objections were invited from public and concern stakeholder and these were reviewed and guideline have been finalised

The final Guidelines prepared by Expert Committee are hereby circulated for implementation by concerned stakeholders. These guidelines are hereby issued with the approval of the Competent Authority.



(V.K. Shukla)
Additional Director, AQM Div.

Encl.: As Above

1. As per List Enclosed

