

RESTRICTING CERTAIN ACTIVITIES IN SPECIFIED AREA OF ARAVALLI RANGE

MINISTRY OF ENVIRONMENT & FORESTS

NOTIFICATION

New Delhi, the 7th May 1992

(Under Section 3(1) and 3(2) (v) of the Environment (Protection) Act, 1986 and rule 5 (3) (d) of the Environment (Protection) Rules, 1986 restricting certain activities in specified area of Aravalli Range, which are causing Environmental Degradation in the Region.

S.O. 319 (E) - Whereas a Notification under section 3 (1) and section 3 (2) (v) of the Environment (Protection) Act, 1986 (29 of 1986) inviting objections against restricting certain activities in specified area of Aravalli Range which are causing Environmental Degradation in the Region was published in the Gazette of India, Part II-Section 3 Sub-section (ii) vide S. O. 25 (E) dated 9th January, 1992;

And whereas all objections received have been duly considered by the Central Government;

Now, therefore, in exercise of the powers conferred by sub-section (1) and clause (v) of sub-section (2), of section 3 of the Environment (Protection) Act, 1986 (29 of 1986), read with rule 5 of the Environment (Protection) Rules, 1986, the Central Government hereby prohibits the carrying on of the following process and operations, except with its prior permission, in the areas specified in the Table appended to this Notification:

- (i) Location of any new industry including expansion modernisation;
- (ii) ¹[Mining processes and operations, except mining project (major minerals) with lease areas of more than five hectares covering: -
 - (a) All new mining operations including renewals of mining leases, or
 - (b) Existing mining leases in sanctuaries or national Park and areas covered under Project Tiger, or
 - (c) Mining is being done without permission of the competent authority].
- (iii) Cutting of trees;
- (iv) Construction of any clusters of dwelling units, farms houses, sheds, community centres, information centres and any other activity connected with such construction (including roads a part of any infrastructure relating thereto);
- (v) Electrification (laying of new transmission lines).

¹ Substituted vide Notification S.O.248(E), dated 28.2.2003.

2. Any person who desires to undertake any of the above mentioned processes or operations in the said areas, shall submit an application to the Secretary, Ministry of Environment and Forests, New Delhi, in the attached application form (Annexure) specifying, inter alia, details of the area and the proposed process or operation. He shall also furnish an Environment Impact Statement and an Environmental Management Plan along with the application and such other information as may be required by the Central Government for considering the application.
3. The Central Government in the Ministry of Environment and Forests shall, having regard to the guidelines issued by it from time to time for giving effect to the provisions of the said Act, grant permission within a period of three months from the date of receipt of the application or where further information has been asked for from the applicant, within a period of three months from the date of the receipt of such information, or refuse permission within the said time on the basis of the impact of the proposed process or operation on the environment in the said area.
4. For seeking permission under this Notification, an application in the prescribed form (see Annexure), duly filled in, may be submitted to the Secretary, Ministry of Environment and Forests, Paryavaran Bhavan, CGO Complex, Lodi Road, New Delhi.

[No. 17/1/91-PL/IA]

R. RAJAMANI, Secy.

TABLE

Areas where carrying on of processes and operations without permission is prohibited

- (i) all reserved forests, protected forests or any other area shown as "forest in the land records maintained by the State Government as on the date of this notification in relation to Gurgaon District of the State of Haryana and the Alwar District of the State of Rajasthan.
- (ii) All areas shown as: -
 - (a) Gair Mumkin Pahar, or
 - (b) Gair Mumkin Rada, or
 - (c) Gair Mumkin Behed, or
 - (d) Banjad Beed, or
 - (e) Rundh.

in the land records maintained by the State Government as on the date of this notification in relation to Gurgaon district of the State of Haryana and the Alwar district of the State of Rajasthan.

- (iii) all areas covered by notifications issued under section 4 and 5 of the Punjab Land Preservation Act, 1900, as applicable to the State of Haryana in the district of Gurgaon up to the date of this Notification.
- (iv) all areas of Sariska National Park and Sariska Sanctuary notified under the Wildlife (Protection) Act, 1972 (53 of 1972).

ANNEXURE

APPLICATION FORM

1. (a) Name & address of the project proposed:
 (b) Location of the project:
 Name of the Place:
 District, Tehsil:
 Location Map:
 (c) Alternate sites examined and the reasons for the site proposed:
2. Objectives of the project:
3. (a) Land Requirement:
 Agriculture land:
 Other (specify):
 (b) (i) Topography of the area indicating gradient, aspect & altitude.
 (ii) Erodability classification of the proposed land.
 (c) Pollution sources existing within 10 km. Radius.
 (d) Distance of the nearest National Park/Sanctuary/Biosphere Reserve/
 Monuments/heritage site/ Reserve Forest:
 (e) Rehabilitation plan for Quarries/borrow areas :
 (f) Green belt plan.
 (g) Compensatory afforestation plan.
4. Climate & Air Quality*:
 (a) Wind rose at site:
 (b) Max. /Min./Mean annual temperature.
 (c) Ambient air quality data:
 (d) Nature & concentration of emission of SPM, Gases (CO, CO₂, SO₂, NO_x etc.) from the project:

- 5.** (a) Water balance at site surface and ground water availability and demand:
 - (b) Lean season water availability:
 - (c) Water source to be tapped with details of competing users (Rivers, lake, Ground, Public supply):
 - (d) Water Quality:
 - (e) Changes observed in quantity and quality of water in the last 15 years and present charging and extraction details:
 - (f)
 - (i) Quantum of waste water to be released with treatment details:
 - (ii) Quantum & Quality of water in the receiving water body:
 - (iii) Quantum of waste water to be released on land and the type of land:
6. Solid Wastes:
 - (a) Nature & quantity of solid wastes generated:
 - (b) Solid waste disposal method:
7. Noise & vibrations:
 - (a) Sources of noise & vibrations:
 - (b) Ambient noise level:
 - (c) Noise & vibration control measures proposed:
 - (d) Subsidence problem, if any, with control measures:
8. Power requirement indicating source of supply; complete environmental details to be furnished separately, if captive power unit proposed:
9. Total labour force to be deployed with details of:
 - Endemic health problems in the area.
 - Health care system proposed:
10.
 - (a) Number of families and population to be displaced :
 - (b) Rehabilitation Master Plan:
11. Risk assessment report:
12.
 - (a) Environmental Impact Assessment Report :
 - (b) Environmental Management Plan: Prepared as per Guidelines of MEF issued from time to time.
 - (c) Detailed Feasibility Report:
 - (d) Proposal for diversion of Forestland under Forest (Conservation) Act, 1980 including Benefit Cost analysis.

13. Recommendations of the State Pollution Control Board and/or the State Department of Environment & Forests.

Signature of the Applicant
Along with name, date and
full Postal address.

* Data may be obtained from India Meteorological Department and State Pollution Control Board.

** Ground water Board and the Irrigation Deptt. may be contacted for data.

N.B.:

- A. Item Nos. 3(c), 4, 5, 6, 7, 8, 9, 10, 12 (b) and 12 (c) are not applicable to cutting of trees.
- B. Item Nos. 3(c), 4, 7, 11 are not applicable to construction of cluster of dwelling units, farm sheds, community centre and any other activity connected with such construction including roads.
- C. Item Nos. 3(b), 3(c) (3e), 3(f), 4, 5, 6, 7, 9, 12(a) & 12(b) are not applicable to electrification.
- D. All items to be furnished in case of mining, industry, thermal power, transport projects.
- E. Notwithstanding the above, any item(s) considered not applicable may be so indicated along with reasons.

Source: Gazette of India, Extraordinary Part-II Sub-section 3(iii)

Note: The Principal notification restricting certain activities in specified area of Aravalli range which are causing environmental degradation in the region was published in the Gazette of India vide number S.O. 319 (E) dated the 7th May, 1992 and subsequently amended vide number S.O. 1189(E) dated the 29th November, 1999.

MINISTRY OF ENVIRONMENT AND FORESTS

NOTIFICATION

New Delhi, the 29th November, 1999

S.O. 1189 (E):-In exercise of the powers conferred by section 23 of the Environment (Protection) Act, 1986 (29 of 1986), (hereinafter referred to as the said Act), read with sub-rule (4) of rule 5 of the Environment (Protection) Rules, 1986, the Central Government hereby delegates the powers conferred on it to take measures for protecting and improving the quality of the environment and preventing, controlling and abating environmental pollution, to be exercised also by the State Governments as notified in the Notification of the Government of India in the Ministry of Environment and Forests S.O. NO. 319 (E) dated 7th May 1992 subject to certain conditions which are as follows:-

- (i) the State Governments concerned, namely, Haryana and Rajasthan shall constitute an Expert Committee for each state as per the composition given in the Schedule-I annexed to this Notification;
 - (ii) each State Government shall also constitute a Monitoring Committee, under the chairmanship of the District Collector concerned (Gurgaon in Haryana and Alwar in Rajasthan) as given in the Schedule-II annexed to this Notification which shall inter alia monitor the compliance of the conditions stipulated while according environmental clearance by such State Governments and report to such State Government about the violations, if any, and the action taken thereon;
 - (iii) the District Collectors of Gurgaon in Haryana and Alwar in Rajasthan shall be authorised by the respective State Governments to take necessary action under section 5 of the said Act in respect of cases where the project proponents fail to implement the conditions.
2. The State Government concerned shall initiate steps to prepare a Master Plan for the development of the area covered by the Notification S.O. 319 (E) dated 7th May, 1992 integrating environmental concerns and keeping in view the future land use of the area. This Master Plan shall be prepared by the concerned state agency, approved by the competent authority and finally published, within two years from the date of issue of this Notification, in accordance with the procedure laid down in the Town and Country Planning Act or any other similar Act of the respective State Government. The State Government concerned shall implement the Master Plan forthwith after its final publication.
 3. Any person desirous of undertaking any of the activities mentioned in the Notification No. 319 (E) dated 7th May 1992 shall submit an application to the Secretary, Department of Environment of the Government of Haryana/Rajasthan, as the case may be. The applicant shall also furnish environment impact

statement and an environment management plan and such other information as may be prescribed by such State Governments. The application after due scrutiny shall be placed before the Expert Committee for its recommendations. Based on the recommendations of the Expert Committee, the Department of Environment in the State Government concerned shall take a final decision and convey the same to the applicant within three months from the date of receipt of application or when further information has been asked for from the applicant within three months from the date of receipt of such information.

4. The Ministry of Environment and Forests retains appellate power against rejection of any proposal and the National Environmental Appellate Authority constituted under the National Environment Appellate Authority Act, 1997 (22 of 1997) shall continue as an Appellate Authority against approval.

17/1/91-PL/IA

V. RAJAGOPALAN

JOINT SECRETARY TO THE GOVERNMENT OF INDIA

SCHEDULE-I

COMPOSITION OF THE EXPERT COMMITTEE

- | | | |
|----|---|------------------|
| 1. | Secretary, Department of Environment of the concerned State Government | Chairman |
| 2. | Head of the Regional Office, Indian Bureau of Mines | Member |
| 3. | Representative of Town and Country Planning Department of the concerned State Government | Member |
| 4. | Representative of Sariska Tiger Reserve (for Rajasthan)/District Forest Officer concerned (for Haryana) | Member |
| 5. | One expert on mining who is a qualified Mining Engineer | Member |
| 6. | One expert on industry | Member |
| 7. | One Representative each from two non-governmental organisations nominated by the Ministry of Environment and Forests, Government of India | Members |
| 8. | Member Secretary of the State Pollution Control Board of the State | Member |
| 9. | Representative of the Department of Environment of the concerned State Government | Member Secretary |

SCHEDULE-II

COMPOSITION OF THE MONITORING COMMITTEE

1. District Collector of Gurgaon/Alwar Chairman
2. Representative of the Pollution Control Board of the concerned State Member
3. Representative of the Sariska Tiger Reserve (for Rajasthan) / District Forest Officer (for Haryana) Member
4. Representative of the Regional Office of Indian Bureau of Mines Member
5. Representative of a non-governmental organisation to be nominated by the respective State Governments. Member
6. Representative of Town and Country Planning Department of the concerned State Government Member

Note 1: The Principal notification relating to Environmental Impact Assessment of Development Projects was published in the Gazette of India vide number : S.O. 60(E) dated the 27th January, 1994 and subsequently amended vide numbers S.O. 356(E) dated the 4th May, 1994, S.O. 318 (E) dated 10th April, 1997, S.O. 73 (E) dated 27th January, 2000, S.O. 119(E) dated the 13th December, 2000, S.O. 737 (E) dated the 1st August, 2001, S.O. 1148 (E) dated 21st November, 2001 and S.O. 632 (E) dated the 13th June, 2002.

Note 2: The Principal notification restricting certain activities in specified area of Aravalli range which are causing environmental degradation in the region was published in the Gazette of India vide number S.O. 319 (E) dated the 7th May, 1992 and subsequently amended vide number S.O. 1189(E) dated the 29th November, 1999.