



Order

Whereas the Board notified the procedure for obtaining consent to establish and consent to operate and authorization under Water (Prevention & Control of pollution) Act, 1974, Air (Prevention & Control of pollution) Act, 1981 and Hazardous Waste (Management & Handling) Rules, 2008 on 15.04.2014.

Whereas as per the procedure, the industrial units/projects are required to apply for renewal of consent to operate under the above said Acts/Rules before 90 days of the expiry of the period of consent/authorization granted.

Whereas final opportunity upto 15.05.2014 was given to the industrial units/projects to apply for consent to operate under the above said Acts/Rules through public notice published in the leading news papers.

Whereas the matter was examined by the TAC (Policy) in its meeting held on 21.08.2014.

Whereas the recommendations of the TAC (Policy) were circulated vide letter no. HSPCB/2014/625-29 dated 21.08.2014 after the approval and is reproduced as under:-

Sr. No.	Type of case	Proposed action	Remarks
	Projects covered under Consent management before 01.04.2012 / 16.11.2012.		
	i. Obtaining CTO upto 31.03.2014 and applied for renewal after 15.05.2014.	Prescribed performance security to be deposited by the unit alongwith undertaking that they will apply for renewal of CTO in future before due date and 300% additional prescribed consent fees will be charged.	Performance security will be forfeited in case the unit fails to apply for renewal of CTO for next year in time and to comply with the prescribed standards for discharge of pollutants.
	ii. Not obtained CTE and CTO previously and applied afresh but having installed required and adequate pollution control devices.	Prosecution action under relevant Acts for past violation and the application to be processed as per existing policy and 300% additional prescribed consent fees will be charged.	
	iii. Not obtained CTE and CTO previously and applied afresh but not having installed pollution control devices.	Application to be rejected after following the due procedure and the Closure & Prosecution action under relevant Acts for past violation and non compliance to be taken.	

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<p>Projects covered under Consent management after 01.04.2012 / 16.11.2012.</p>		
<p>i. Existing before 01.04.2012 /16.11.2012 but covered under consent management after 01.04.2012/ 16.11.2012 having installed the required and adequate pollution control devices.</p>	<p>Prescribed performance security to be deposited by the unit alongwith undertaking that they will apply for <u>renewal</u> of CTO in future before due date and 300% additional prescribed consent fees will be charged.</p>	<p>Performance security will be forfeited in case the unit fails to apply for renewal of CTO for next year in time and to comply with the prescribed standards for discharge of pollutants.</p>
<p>ii. Existing before 01.04.2012 /16.11.2012 but covered under consent management after 01.04.2012/ 16.11.2012 but not having installed the pollution control devices.</p>	<p>Application to be rejected after following the due procedure and the Closure action under relevant Acts for non compliance to be taken.</p>	<p>Prosecution action will not be taken against such units not having the polluting process generating the trade effluent and source air emission expect DG set.</p>
<p>iii. Established after coverage under consent management on 01.04.2012 / 16.11.2012 and operating and applied for first time and having installed required and adequate pollution control devices.</p>	<p>Prosecution action under relevant Acts for past violation and the application to be processed as per existing policy and 300% additional prescribed consent fees will be charged.</p>	
<p>v. Established after coverage under consent management on 01.04.2012 / 16.11.2012 and operating and applied for first time but not installed pollution control devices.</p>	<p>Application to be rejected after following the due procedure and the Closure & Prosecution action under relevant Acts for past violation and non compliance to be taken.</p>	

The above said recommendations of TAC (Policy) shall be complied in true letter and spirit with immediate effect.

Dated Panchkula the 27th August, 2014

Endst. No. HSPCB/PLG/2014/ 10797-14

Prof. Surinder Deswal
Chairman

Dated: 28-8-2014

A copy of the above is forwarded to the following for information and necessary action.

1. All Branch Incharges in Head Office.
2. All ROs in the field.
3. PA to Chairman.
4. PS to Member Secretary.
5. Sh. Sandeep Sharma, Jr. Programmer, Nodal Officer for uploading the order on the website of the Board.

Sr. Scientist (HQ)
For Chairman