

HARYANA STATE POLLUTION CONTROL BOARD

Notification

The 24th July, 1998

No. HSPCB/98/2413.—In supersession to the Board's previous orders regarding simplification of Consent Procedures, the Administrator, Haryana State Pollution Control Board in the meeting of officers of the Board including Regional Officers held on 18th July, 1998 decided to lay down the following procedure for Consent Management for obtaining consent to Establish (NOC) and consent to Operate under the provisions of the Water (Prevention and Control of Pollution) Act, 1974; the Air (Prevention and Control of Pollution) Act, 1981 and Hazardous Waste Management Rules, 1989 for effective enforcement of Environmental Laws ;

I. Procedure for Grant of Consent to Establish (NOC) :

The Industrial Units falling under 17 categories of Highly Polluting, 19 Category of Polluting, Additional Polluting Categories given in Annexure 'A' 'B' and 'C' respectively and other large and medium industries, shall apply for Consent to Establish (NOC) directly in the Head Office on the prescribed form along with necessary documents and requisite fee in duplicate and each paper has to be signed by the authorised signatory avoid delay.

The necessary documents which are required to be submitted along with NOC application are as under :

- (i) Scheme for pollution control including E.T.P., APCM and Hazardous Waste Management, if applicable.
- (ii) Site Plan/Layout Plan (Not applicable in case of industry located in approved industrial area).
- (iii) Project Report.
- (iv) Memorandum of Article/Partnership deed.
- (v) NOC fee.
- (vi) Flow Chart & Manufacturing Process.
- (vii) Affidavit in respect of column 12.5, 12.6 & 12.7 of NOC form as applicable.

The permission from the Irrigation Department for discharge of effluent into water bodies such as Rivers/Canals/Drains is required in those cases which can adversely affect the quality of such water bodies. The NOC so granted shall be valid for a period of two years to be extended for another one year at the discretion of the Board or till the time the unit starts its trial production whichever is earlier except for the Stone Crushers where it will be valid for 9 months as per Notification No.S.O.126/C.A.29/80/S.S & 7/97 dated 18th December, 1997 issued by the Government of Haryana, Environment Department. However, in case of specific projects like Power Plants, Fertilizer, Refineries etc., NOC shall be valid upto 4 years to be extended for another one year at the discretion of the Board or till the time the unit starts its trial production whichever is earlier. No Extra NOC fee will be charged for extension of NOC.

II. Procedure Regarding Grant of Consent to Operate :

The first consent to operate shall be issued in two parts :

- (i) Consent to Operate for trial production.
- (ii) Consent to Operate for regular production.

The Industrial Units shall apply for consent to operate for trial production to the concerned Regional Office of the Board on the prescribed Form - 'B' and 'T' under the Water (Prevention and Control of Pollution) Act, 1974 and the Air (Prevention and Control of Pollution) Act, 1981 respectively along with documents as per check list given at Annexure "D" In case the unit is covered under Hazardous Waste (Management and Handling) Rules, 1989, it shall simultaneously apply for the same.

Consent to Operate for Trial Production :

The Regional Officer after verification shall issue Consent to Operate for a period upto 1 to 3 months for trial production depending on the stabilisation time required for ETP/APCM installed for each category of industries. There is no requirement of analysis report for consent to operate for trial production as Pollution Control Measures need some time for stabilisation.

III. Consent to Operate for Regular Production :

After first consent, the new units are required to obtain consent to operate within the expiry of first consent which shall be granted by the Head Office after thorough technical scrutiny. All the units are required to submit the consent applications complete in all respect along with test report, balance sheet duly certified by the C.A. (without depreciation value), affidavit of no change of process & consent fee etc. along with the checklist of documents and cess return to the Regional Officer.

IV. Period of Grant of Consent:

The period of grant of consent has been defined for each category of industry under the Water and Air Act and the same is given as under :

Sr. No.	Category	Period of consent
(i)	Stone Crushers & Hot Mix Plants	.. 1 year
(ii)	17 categories of Large & Medium and SSI units	.. 2 years
(iii)	19 categories of Large & Medium, SSI units and other Large & Medium Industries & additional Polluting Industries (except categories given at Sr. No. (i) above.	.. 5 years
(iv)	Industries having no trade effluent or units having no air emissions or units where ETP or APCM is not required.	.. 10 years

The unit is required to deposit fee for 1, 2, 5 and 10 years as applicable. In case the industry is not willing to pay consent fee for 2, 5 or 10 years it is at liberty to apply for consent for lesser period. In case consent is granted for more than one year the unit will get the samples of effluent and emission tested at least once in year and submit the report to the Head Office.

The unit shall apply for consent in the Regional Office by the date as mentioned in the following schedule:

Sr. No.	Category	Date
1	17 categories of industries	.. 1st February
2	19 Categories of industries and other Large and Medium industries	.. 30th March

However, for the current year the non-applicant units must apply by 31st August, 1998.

There will be no need to submit an analysis report for small boilers having capacity up to 2 tonnes per hour of steam generated where LDO/HSD is used as fuel provided the unit has minimum stack height of 10 meters. The Ambient Air Quality report is required only in the case of large and medium units of 17 categories of industries or where there are specific complaints. In case water is used for cooling purpose and being recirculated completely there would be no requirement of test report. In case there is 25% or more increase in trade effluent discharge quantity then the corresponding figures of previous year, the unit is required to deposit fresh consent fee.

In case the industry is found to create conditions that generate any type of pollution in excess of the standards or if there is any objection from the surrounding community & if on verification, it is found that such objection has some substance even after grant of NOC/Consent by the Board; the Board shall be at liberty to revoke/withdraw the NOC/Consent to operate already issued & to take legal action under the provisions of the Water (Prevention and Control of Pollution) Act, 1974 and Air (Prevention and Control of Pollution) Act, 1981 or Environment (Protection) Act, 1986 as considered appropriate.

This notification shall not be used as a legal document against the Board in any litigation for any purpose.

This notification will come into force with immediate effect.

M. L. TAYAL,
I.A.S.,

ANNEXURE 'A'

LIST OF 17 CATEGORIES OF HIGHLY POLLUTING INDUSTRIES

Sr. No.	Category
1	Fertilizer (Nitrogen/Phosphate)
2	Sugar
3	Cement
4	Fermentation and Distillery
5	Aluminium
6	Petro Chemicals
7	Thermal Power
8	Oil Refinery
9	Sulphuric Acid
10	Tanneries
11	Copper Smelter
12	Zinc Smelter
13	Iron and Steel
14	Pulp and Paper
15	Dye and Dye Intermediates
16	Pesticides Manufacturing and Formulation
17	Basic Drugs and Pharmaceuticals

ANNEXURE 'B'

LIST OF 19 CATEGORIES AND POLLUTING INDUSTRIES REGARDING
NOC/CONSENT TO ESTABLISH AND CONSENT TO OPERATE

1. Manufacturing of Inorganic Chemicals (Acids, Alkali, Metallic Compound, HF, Zinc Sulphate, CPW, Indigo blue, Zinc Chloride, Zinc Silicate, Lime Pigments & Caustic Soda etc.)
2. Lead units and storage batteries.
3. Manufacturing of Organic Chemicals (Metallic Organic, Heterocyclic, Benzene related compound, Acrylic, Plastic etc.)
4. Dyeing & Printing process of Cotton and Synthetic Textile Industry.
5. Manufacturing of lubricating oil and grease and refining of waste oil.
6. Electroplating and Heat treatment involving cyanide bath. Pickling/phosphating units are required to instal ETP within six months failing which non-complying units will be included for consent management.
7. Man made fibre Industries.

Manufacturing of asbestos sheets.

Stone Crushers & Pulverizers.

Food processing, Vanaspati & Oil refining process, malt processing, solvent extraction, plant Vanaspati & Oil refining are required to provide multicyclones/wet scrubber and 100 feet stack within six months failing which non-complying units will be included for consent management. Shella rice manufacturing units are required to provide multicyclone and conventional biological ETP within six months failing which non-complying unit will be included for consent management.

14. Glue and Gelatine industries (using raw bones or animal material and basic manufacturing of detergents).

2. Explosives.

3. Foundries having more than 150 tones of casting per month only to be included for consent management. For refractories & ceramic units report of Central Pollution Control Board with regard to quality of fuel used to be accepted & these units are included for consent management.

4. Manufacturing of tyres, tubes used for vehicles only, natural & synthetic rubber. Rubber reclaim etc.

15. Industries manufacturing Acetylene, Chlorine, Carbondioxide, Carbon monoxide etc.

16. Manufacturing of paint and varnish (above 5.00 lacs).

17. Cardboard mills (except cottage industries).

18. Food processing, Milk Processing, Oil Processing Units, Roller Flour Mills are required to provide cyclones within six months failing which non-complying units will be included.

19. LPG Bottling Plant, Oxygen Oxides of Nitrogen etc.

Note :

A other type of large & medium industrial units requiring mandatory consent to establish/operate as per provisions of the Water and Air Acts.

ANNEXURE 'C'

ADDITIONAL INDUSTRIES BEYOND 17 AND 19 CATEGORIES

1. Hot Mix Plants.

2. Surgical Cotton Industries.

3. Slaughter Houses.

4. Brick Kilns.

5. Industries not covered under 17, 19 and other Large and Medium categories and having Coal Fired Boiler having capacity of two tones per hour of steam generation or more. Such Units are to be asked to install multi-cyclone and seek consent only once.

6. Any other industry if Board feels that such industries having pollution potential discharge of trade effluent/air emissions in excess of standards are left uncovered, the same will be covered subsequently for Consent Management.

ANNEXURE 'D'

CHECK LIST FOR CONSENT APPLICATION

1. Name of Unit.

2. Form 'B'/Form 'T'.
3. Index Site Plan.
4. Detailed layout plan of different processes showing position of stacks/points of waste water discharge.
5. Certified copy of balance sheet.
6. Process Flow Chart.
7. Latest Analysis report/testing fee (Required at the time of regular consent to operate).
8. Detail of ETP/APCM existing and proposed.
9. Proof of authorised signatory.
10. Consent Fee.
11. Affidavit for no change in process for no trade effluent/no air emission (Wherever applicable).
12. Sanction letter of sewer connection to be submitted in specific cases where there are complaints or objections raised by concerned department or the public
13. Sanction letter from the Irrigation Department for discharging effluent in drain/river/water body (Applicable only in 17 and 19 category of Industries discharging there effluent directly or indirectly into water bodies/river/canal systems).
14. Memorandum of Article / Partnership Deed of firm.

Note :

1. All documents required in duplicate duly tagged in separate file cover.
2. Incomplete application will not be accepted.
3. Bank drafts drawn in favour of 'Haryana State Pollution Control Board' payable at Chandigarh.
4. All the papers must be duly signed by Authorised Signatory.

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