



HARYANA STATE POLLUTION CONTROL BOARD
C-11, SECTOR-6, PANCHKULA
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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 provisions of the policy, the consent to operate (CTO) under Water Act, 1974 and Air Act, 1981 and authorization under Hazardous Waste (Management Handling & Trans-boundary Movement) Rules, 2008 is granted with effect from the date of the commissioning of the unit in case of new units/projects or date of submitting the fresh application after refusal of consent with compliance of all shortcomings or from the date of expiry of previous consent in case of renewal of consent to operate, instead for the period covering the financial year.

Whereas the information regarding the grant or refusal of consent to operate under Water Act, 1974 and Air Act, 1981 and Authorization under Hazardous Waste (Management Handling & Trans-boundary Movement) Rules, 2008 is required for financial year to prepare Annual Reports of the Board and to supply the information in this regard from time to time to the State Government, CPCB, MOEF or to the applicants under RTI Act, 2005.

Whereas matter was examined by the TAC (Policy) in its meeting held on 16.06.2014 & submitted its recommendation which is reproduced as under:-

1. The first CTO to the new units complying all the requirements as per policy, after grant of the CTE or as the case may be, will be granted for the remaining period of the financial year during which the application is submitted including the CTO for trial production and for the next complete financial year. In such cases the consent fee will be charged for two years.
2. In case the CTO is refused and unit apply for CTO again after making the compliance of the shortcomings alongwith prescribed performance security and other documents as per policy, the CTO will be granted with effect from date of submitting the fresh application, for the remaining period of financial year during which the application is submitted and for the next complete financial year. In such cases the fresh consent fee for the current year alongwith the consent fee for the next year 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 during the period of CTO so granted.
3. The units which have already been granted CTO for specific period other than financial year, CTO in those cases will be renewed for the period eligible as per category of the project covering the remaining period of current year of filing the application plus the period of another financial years as per eligibility.

Whereas the matter was placed before the Board in its 172nd meeting held on 14.08.2014 vide resolution no. 172.6 and the Board approved the above said recommendations of TAC (Policy). The minutes of the 172nd meeting of the Board were circulated vide letter no. HSPCB/Estt./2014/EG-36/2972-88 dated 25.08.2014.

In view of the above, it is hereby ordered that the cases of consent to operate under Water (Prevention & Control of pollution) Act, 1974, Air (Prevention & Control of pollution) Act, 1981 will be renewed and processed as per decisions of the Board as mentioned above.

The above said order shall be applicable with immediate effect.

Dated Panchkula the
2nd September, 2014

Endst. No. HSPCB/PLG/2014/ 2812-40

Prof. Surinder Deswal
Chairman

Dated: 3/9/14

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. Environmental Engineer-I (HQ)
For Chairman