



HARYANA STATE POLLUTION CONTROL BOARD

C-11, SECTOR-6, PANCHKULA

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Order

Whereas the Haryana State Pollution Control Board (herein after referred to as the 'State Board') is executing various provisions of the Water (Prevention and Control of Pollution) Act, 1974, the Air (Prevention and Control of Pollution) Act, 1981 and the Environment (Protection) Act, 1986 for prevention and control of pollution in the State of Haryana;

Whereas as per the provisions of section 25 of the Water (Prevention and Control of Pollution) Act, 1974 and section 21 of the Air (Prevention and Control of Pollution) Act, 1981 industry / project requires prior consent to operate (CTO) from the Board;

Whereas the Government of India, Department of Industrial Policy and Promotion, Ministry of Commerce & Industries, has laid emphasis on "Ease of Doing Business" for providing efficient, convenient, transparent and integrated electronic services to the applicants;

Whereas Industries & Commerce Department Haryana has notified Enterprises Promotion Policy-2015 vide notification no. 49/43/2015-4IB1 dated 14.08.2015. The policy envisages for simplification of procedure of consent management for the industries/projects and emphasizes on auto renewal of consent to operate;

Whereas the above said issue was discussed in the officers meeting held on 04.02.2016 and it was recommended/ decided to adopt the procedure of auto renewal of consent to operate based on the self certification by the industries / projects.

In view of above and in partial modification of consent policy orders issued vide Endst. No. 10195-10218 dated 07.03.2014 and published in the gazette on 15.04.2014 it is ordered that following procedure will be adopted / followed for auto renewal of consent to operate under Water Act, 1974 and Air Act, 1981:-

1. The industry/project proponent intending for renewal of the CTO, shall apply through OCMMS 90 days before expiry of the period of previous CTO granted by the Board under Water Act, 1974 and Air Act, 1981 on prescribed performa as **Annexure-A**, self certification and undertaking on compliance of conditions of previous consent to operate granted to the unit alongwith the requisite consent fees and the following documents :-
 - (i) C.A. certificate for proof of investment cost on land, building, plant and machinery without depreciation with upto date additions.
 - (ii) Inspection report / Analysis reports of effluent/ air emissions /noise monitoring report or DG sets as applicable showing compliance of standards prescribed under EP Rules, 1986 conducted by Board's officers as per inspection policy.
 - (iii) Fresh analysis reports of effluent/ air emissions /noise monitoring report or DG sets from all sources as applicable, not more than 03 months old, from Board's lab or any of the recognized laboratory from Board, showing the compliance of standards prescribed under EP Rules, 1986.
 - (iv) Copies of previous valid consent to operate.
2. This application shall be submitted by the authorized official of the industry/project, duly authorized by the owner/Board of directors / partners of the unit.
3. The consent to operate will be renewed only in those cases where there is no change in the raw material, process, product, increase in overall capital investment cost on land, building, plant and machinery, production capacity and also in pollution load of the unit and will remain the same as declared in the original application for obtaining previous CTO.
4. No documents will be allowed to submit manually.
5. The CTO will be renewed only for those units which are complying the standards for discharge of pollutants prescribed under EP Rule, 1986.
6. The validity of renewal of CTO will be 05 years in case of Red category and 10 years for Orange category of units/ projects except for the units engaged for reprocessing/ recycling/ dismantling Hazardous Waste/ E-Waste/ Plastic Waste and registered with the Board under the relevant Rules for their said activity. For such units the validity of CTO will be valid upto the expiry date of such registration or prescribed validity period of renewal of CTO depending upon category of the unit whichever is earlier.
7. Renewal of CTO will not prevent the Board from taking appropriate action against the defaulting units including revoking the CTO, which will fail to comply with any of the conditions of the CTO or any relevant provisions of the Water Act, 1974 and Air Act, 1981.

These orders shall come into force with immediate effect.

Dated Panchkula, the
21st March, 2016

Anurag Rastogi, IAS
Chairman

Endst. No. HSPCB/PLG-142/2016/ 6228-51

Dated: 22/3/16

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

1. All Branch Incharges in Head Office.
2. All Regional Officers in the field.
3. PS to Chairman/ PA to Member Secretary for information of the officers.
4. Nodal Officer (IT) for uploading the orders on the website of the Board.

22/03/2016
Sr. Environmental Engineer-I HQ
For Chairman

Format of the application for auto renewal of the consent to operate under Water Act, 1974 / Air Act, 1981.

To

The Member Secretary,
Haryana State Pollution Control Board,
C-11, Sector 6, Panchkula.

Sub: Application for auto-renewal of the consent to operate for the period _____ under Water Act, 1974 / Air Act, 1981.

Sir,

It is submitted that we had been granted the consent to operate under Water Act, 1974 / Air Act, 1981 upto _____ by the Board vide letter No. _____ dt. _____ and No. _____ dt. _____ respectively. Now we are submitting our application for auto renewal of the consent to operate under Water Act, 1974 / Air Act, 1981 for the period _____ to _____, along with the prescribed consent fees for the same and with the following declaration and undertaking as per policy of your Board :-

1. That we have valid consent to operate under Water Act, 1974 / Air Act, 1981 upto _____ issued by HSPCB vide above referred letters, copies of which are enclosed herewith.
2. That the present details of the manufacturing process and other informations /data of our unit are same as submitted / provided by the Board earlier with original application for obtaining previous Consent to operate referred above and therefore the same may be considered for present application for renewal of consent to operate for further period w.e.f. _____ to _____.
3. That the capital investment cost on land, building, plant and machinery of our industry/ project without charging depreciation and with upto date additions as on _____ is Rs. _____ lacs and the consent fees has been deposited according to the said capital investment cost of our unit. We undertake to deposit the balance consent fees if any found due at any stage due to increase in the investment cost on Land, Building, Plant and Machinery of our unit at any later stage.
4. That we are complying with the conditions of previous consent to operate granted to our unit by the Board valid upto _____ and also complying with all the standards / norms prescribed under EP Rules, 1986 for discharge of environmental pollutants, by operating our pollution control devices regularly and effectively.
5. That there will be no change in the raw material, process, products, quantity of effluent, source of air emissions, technology of pollution control measures and increase in production or pollution load and will remain same as submitted in the previous application for consent to operate.
6. That we shall keep on operating and maintaining our pollution control measures / devices regularly and effectively and will maintain and keep all the parameters within standards / norms prescribed under EP Rules, 1986.
7. That we are submitting herewith the copy of the latest inspection report and analysis report of effluent/ air emissions/ noise conducted by the Board's officers on _____ alongwith copy of fresh analysis reports of effluent/ air emissions/ noise analyzed from Board's laboratory/ recognized laboratory, showing the compliance of prescribed standards.
8. We undertake to comply with all the conditions of renewal of consent to operate to be imposed by the Board if any.
9. That we shall comply with all the relevant provisions of water Act, 1974 and Air Act, 1981.
10. We undertake that auto renewal of consent to operate will not prevent the Board for taking coercive action against us if our unit fails to comply with the prescribed standards or conditions of consent granted during auto renewal of the same.

11. The undertaking has the approval of the Board of Directors/ Partner/Owner of the industry/project and copy of the resolution of the Board/ Power of Attorney is attached herewith.

It is therefore requested that the consent to operate under Water Act, 1974/ Air Act, 1981 may kindly be renewed further for another period w.e.f. _____ to _____.

Dated : _____

Authorized Signatory

Name and Designation
with phone no., email address
and seal of the company

- DA/1. Copy of previous CTO.
- 2. Power of Attorney/resolution.
- 3. C.A certificate.
- 4. Latest inspection report and analysis reports of effluent/ air emissions/ noise conducted by Board officers.
- 5. Copy of fresh analysis reports of effluent/ air emissions/ noise analyzed from Board's lab/ recognized lab