

I/97172/2022

HARYANA STATE POLLUTION CONTROL BOARD**C-11 Sector-6, Panchkula****Ph - 0172- 577870-73, Fax No. 2581201****E-mail- hspcbho@gmail.com**

Office Order

Whereas, as per section 25 of Water Act, 1974 read with section 22 of Water (Prevention and Control of Pollution) Rules, 1978 and section 21 of Air Act, 1981 read with 15 of Air (Prevention and Control of Pollution) Rules, 1983, the application for consent of the State Board shall be made along with prescribed fees and the State Board may grant such consent with the conditions as mentioned therein or may refuse such consent with recorded reasons mentioned therein;

Whereas, the Board vide Head office order endst. dated 04.12.2020 has laid down the procedure for grant, renewal and refusal of consent to operate (CTO) respectively under Water (Prevention & Control of Pollution) Act, 1974 and, Air (Prevention & Control of Pollution) Act, 1981 for red, orange and green category of industries and as per consent procedure, the validity of CTO for Red category of industrial sector/projects may be upto 05 years, for orange category of industrial sector/projects may be upto 10 years and for Green category of industrial sector/projects may be upto 15 years subjected to the outcome of inspections conducted on regular intervals during the period of consent;

Whereas, Haryana State Pollution Control Board has received representations regarding consent to operate fees deposited for longer period after refusal of consent to operate; and,

Whereas, the Technical Advisory Committee (TAC) of the Board, in its meeting held on 22.11.2021, examined the representations and recommended the procedure for adjustment of consent to operate fee deposited for longer period after refusal of consent to operate and after considering the relevant facts and the minutes of meeting dated 22.11.2021 of TAC, it has been decided to issue procedure for adjustment of consent to operate fee deposited for longer period after refusal of consent to operate;

Therefore, in view of above, it is hereby ordered that under the sub heading "3.2 Period for consent to operate" of heading "3.0 Procedure for Grant of Consent to Operate", the entry shall be added at Sr. No. 3.2.6 namely that, "In case any industrial/non industrial sectors/projects has applied for CTO for longer period with full applicable consent fee and that consent was refused on merits of case after examination, then the consent fee equal to the amount of consent to operate fee for one year applicable to the industrial/non industrial sectors/projects will be deducted from already deposited amount of fee. The balance fee after deduction of amount equals to one year fee, shall be adjustable if the industrial/non industrial sectors/projects applies for consent to operate afresh immediately after refusal of CTO with applicable performance security. In case, if any industrial/non industrial sectors/projects dismantle/remove its plant and machinery after refusal of CTO the balance fee

I/97172/2022

shall be refundable if the industrial/non industrial sectors/projects request for the same". The rest of the provisions of consent procedure issued vide order endst. dated 04.12.2020 shall remain applicable.

These orders shall come into force with immediate effect.

Dated Panchkula, the

04th February, 2022

P. Raghavendra Rao

Chairman, HSPCB

Endst. No. HSPCB/PLG/2022/

Dated:

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

1. All Branch In charges dealing with consent management in Head Office of the Board.
2. All Regional Officers of the Board in the field.
3. Nodal Officer of the HSPCB, Haryana Enterprises Promotion Centre (HEPC), Bay No. 63-64-65-66, Sector 2, Panchkula.
4. Branch In charge -IT Cell (with the direction to upload in the website of the Board).

**Sr. EE (PLG)
For Chairman**

Endst. No. HSPCB/PLG/2022/

Dated:

A copy of the above is forwarded to the following for information of the officers:-

1. PS to Chairman
2. PA to Member Secretary

**Sr. EE (PLG)
For Chairman**