

HARYANA STATE POLLUTION CONTROL BOARD
C-11 Sector-6, Panchkula
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Office Order

Subject: Third party/self certifications for dealing the cases of first consent to operate for green categories of industries covered under consent management of HSPCB.

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

Whereas, section 23 of the Water Act, 1974 and section 24 of the Air Act, 1981 provides power of entry and inspection, to any person empowered by a State Board. Further, section 21 of the Water Act, 1974 and section 26 of the Air Act, 1981 provides power to State Board or any officer empowered by it, to take samples of effluents and air or emission, respectively.

Whereas, in the Para No. 4.2.4 of consent procedure issued vide Head Office order Endst. dated 04.12.2020 it has been directed that Inspection of the industry will be carried out by the authorized officer/ officers of the Board before commissioning of the production in the unit and before giving the first CTO, to ascertain the status regarding installation of pollution control measures/ devices undertaken at the time of obtaining the CTE, as well to assess their structural adequacy and to check the compliance of the other conditions of CTE and Environmental Clearance (if applicable), before deciding the cases of first CTO.

Whereas, the Government of India has taken up steps to improve ease of doing business by constituting a task force and establishing a deregulation cell in cabinet secretariat to undertake deregulation and reduce compliance burden. The task force held meeting in Haryana on 11.05.2025 wherein task force recommended several reforms to be undertaken by Haryana. One of the key reform recommended is that State may consider introducing Third party certification for CTO being issued by SPCB for medium and low risk industries. Further, Self-declaration based online certificate may be generated for MSMEs engaged in the manufacturing of Green & White category products;

Whereas, Central Pollution Control Board issued directions on 12.02.2025 regarding classification of different industrial sectors under Red, Orange, Green, White and Blue Categories and categorization is issued based on ranges of cumulative Pollution Index for different categories;

In view of above and in order to implement the recommendation of task force, it is hereby ordered that the procedure attached herewith at Annexure-I shall be made applicable and implemented for dealing cases of first consent to operate under Water Act, 1974 and Air Act, 1981 for Green category industrial/non industrial sector/projects.

These orders shall be applicable on the applications received on or after 15.11.2025.

Dated Panchkula, the
12th November, 2025

Vineet Garg, IAS
Chairman

Comp.

Endst. No. HSPCB/PLG/2025/e-file No.: 55629 Dated:12-11-2025

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

1. CEE-I & II /SEEs/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. Branch Incharge (IT) to make necessary changes in the OCMMS and for uploading the orders on the website of the Board.

Environmental Engineer (HQ)
For Chairman

Procedure for dealing cases of first consent to operate under Water Act, 1974 and Air Act, 1981 for Green category (large scale) industrial/non industrial sector/projects on the basis of inspection cum audit report prepared by third party and first consent to operate under Water Act, 1974 and Air Act, 1981 for Green category (MSMEs) industrial/non industrial sector/project on the basis of Self-declaration

1. The industrial units/projects falling under Green Categories as per categorization of industrial sectors/projects issued by the Board for consent purpose vide order endst. No. HSPCB/PLG-135/2025/184-222 dated 01.08.2025 and amended from time to time, intending for obtaining first consent to operate (CTO) under Water Act, 1974 and Air Act, 1981 from the Board, shall apply through the online portal of the HEPC, at least 90 days before expiry of the validity period of CTE granted by the Board, on the format alongwith the requisite consent fees prescribed as per schedule to be deposited through online payment gateway and requisite documents and undertaking.
2. No documents are allowed to be submitted manually.
3. Application shall be submitted by the authorized official of the unit, duly authorized by the owner/Board of directors / partners of the unit.
4. Only units falling under Green category (large scale) industrial/non industrial sector/projects will be eligible for obtaining first consent to operate (CTO), on the basis of inspection cum audit report prepared by third party empanelled by the Haryana State Pollution Control Board provided that no court case before any court of law/any judicial authority/appellate authority and no closure order including other proceeding under the provisions of Water Act, 1974 and under the provisions of Air Act, 1981 including non-payment of environment compensations is pending .
5. Only units falling under Green category (MSMEs) industrial/non industrial sector/project will be eligible for obtaining first consent to operate (CTO), on the basis of Self-declaration provided that no court case before any court of law/any judicial authority/appellate authority and no closure order including other proceeding under the provisions of Water Act, 1974 and under the provisions of Air

- Act, 1981 including non-payment of environment compensations is pending.
6. At time of applying for first Consent to Operate, application shall be accompanied by fees for grant of consent to operate, Compliance report of conditions stipulated in the consent to establish and Compliance report of the conditions stipulated in the environment clearance, if applicable. The project proponent shall attach inspection report photographs and videography prepared by third party having Compliance report of conditions stipulated in the consent to establish including plant layout with details of source of discharge / emission and status regarding installation of pollution control measures/ devices undertaken at the time of obtaining the CTE. The project proponent shall also attach undertaking that there is no change in the raw material, process, products, quantity of effluent, source of air emissions, technology of pollution control measures, plant layout and increase in production or pollution loads submitted in the application for consent to establish.
 7. On applying for first Consent to Operate, the CTO will be processed and decided within 07 days, after verification of the CTO fee, contents of the application and documents submitted by project proponent duly submitted with inspection cum audit report, photographs and videography prepared by third party and undertaking of the unit mentioned above by the concerned Regional Officer as per the delegation of power.
 8. The project proponent shall submit the analysis report (as applicable) from NABL Accredited laboratory within 90 days of generation of CTO, in case sampling from the unit is required depending upon the process of the unit.
 9. The inspection of the unit(s) may be carried out by the authorized officer (s) of the Board, within 180 days based on the randomized risk assessment inspection system (where first CTO is granted based on third party certification/self declarations basis), after grant of such consent for verifying the correctness or otherwise of the particulars furnished in the application including verification of installation and adequacy of pollution control devices, CTO fee, pending cases before legal forum/tribunal/AA, pending environmental compensation and any other proceeding under environmental acts. During the inspection, samples of effluent/ air emissions/ noise, as applicable may be collected in case sampling from the unit is required depending upon the process of the unit and get the samples analyzed from the Board's Laboratories as per policy of the Board. In case of any discrepancies /observations in the application or any other non compliance, the concerned RO shall convey the same to the unit and on receipt of reply from the unit, deal such type of cases as per policy of the Board and failing to complete the application may result in revocation /cancellation/withdrawal of CTO.
 10. Grant of consent to operate will not prevent the Board from taking coercive action against the unit including withdrawal/cancellation of the same in case the information provided by such unit are found false or incorrect and fails to comply with the applicable prescribed standards for discharge of environmental pollutants under EP Rules 1986 or any of the conditions of the consent so granted or in case of violation of any provision of Water Act, 1974 and Air Act, 1981.
 11. In case the information provided by the third party agency are found false or incorrect, then the empanelment of third party agency shall be cancelled or the third party agency shall be blacklisted.
