

GOVERNMENT OF MAHARASHTRA

Tel:- 22029388

No: *NGT-2018/CR-152/TC-4*
 Environment Department, Mantralay
 New Administrative Office, 15th Floor,
 Madam Kama Marg,
 Mumbai 400 032
 Date :- *5th sept 2018*

OFFICE ORDER NO - OF 2018

Sub :- Constitution of Monitoring Committee to Monitor & execute order passed by Hon'ble NGT, Principal Bench, New Delhi dated 17th Aug 2018 in Application No 125 of 2018 filed by Arvind Mhatre V/s Ministry of Environment, Forest and Climate Change and Others

Ref :- Order dated 17th Aug 2018 in OA No 125 of 2018 filed by Arvind Mhatre V/s MoEF and CC and Others

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Mr Arvind Mhatre has filed Original Application No 125 of 2018, seeking various relief against damage to environment due to discharge of effluent in the Kasardi River and Ghot River.

The Hon'ble National Green Tribunal, Principal Bench, New Delhi in the aforesaid matter has constituted a Monitoring Committee to execute the order of Tribunal consisting of following members.

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|-------|--|-------|----------|
| (i) | Hon'ble Justice V M Kanade,
Former Judge of Bombay High Court | | Chairman |
| (ii) | Shri Prasoon Gargava, Scientist -E,
Central Pollution Control Board | | Member |
| (iii) | District Collector-Raigad | | Member |

The Hon'ble NGT has described the scope of Monitoring Committee which are as follows :-

- (i) The Committee shall take stock of all the actions taken so far in the light of various Directions of the Tribunal.
- (ii) The Committee shall propose time bound action plan to deal with the problem. The committee may suggest the framework for implementation. Preferably a comprehensive, integrated and inclusive strategy with clear measurable indicators of progress and success.
- (iii) The monitoring committee may also setup a website for receiving and giving information on the subject.
- (iv) The committee may also involve Educational Institutions for expectations, awareness and feedback about the results.
- (v) All the authorities concerned in the State Maharashtra will co-operate with the monitoring committee. The monitoring committee can seek such technical and scientific assistance as may be required from any relevant authority.
- (vi) To prepare action plan which may have target of ensuring compliance of prescribed standards preferably within three months and they meet at such intervals as considered appropriate but once every month and fix next targets. The committee will be free to take up all incidental issues. All concerned authorities are expected to cooperate with the committee subject to any

objection being put forward before this Tribunal and committee will be free to seek any further direction from this committee by email.

- (vii) The committee shall make a plan so that damage caused can be reversed and further damage prevented and execution of such plan is to be overseen. Any objection to working of the team can be considered by the Tribunal.
- (viii) The logistic support if required for functioning of committee may also be provided by the MPCB and the committee will have an action plan prepared for rectifying the situation and fixing the responsibility on the erring persons and institutions and to oversee the implementation of the action plan.
- (ix) The Action Plan be prepared by the committee within one month.
- (x) A Joint inspection committee of the CPCB /MPCB may submit monitoring analysis report of the industries in question responsible for the discharge of effluent beyond the norms to the monitoring committee at the earliest.
- (x) MPCB provide all support and facilities to the said committee to perform its functions. The committee may send its **quarterly reports** to this Tribunal by email.
- (xi) The committee may requisition the services of such technical experts as may be necessary and may also carry out physical visits to the sites, whenever necessary.
- (xii) They will be entitled to logistic support for performing these functions to be provided under the directions of Chief Secretary, Maharashtra.

Reimbursement of TA/DA and sitting fee :-

- a) The following fee, in accordance with the orders dated 17.8.2018 of Hon'ble NGT, Principal Bench, New Delhi in the matter of OA No 125 of 2018 would be paid :-
 - (i) Chairman of the Committee would be paid a sum of Rs. 20,000/- per meeting.
 - (ii) Non- Official members of the committee would be paid a sum of Rs. 10,000/-per meeting. The said payment will be made by MPCB.
- 2. Members who are retired and are not presently working in any Government organization or institute would be terms as non- official members.
- 3. Members who are in service will not be provided any TA/DA once the payment is made in terms of this order.
- 4. All the members would be provided with car facility for travel. If there are outstation members, they would be paid first class rail fare first rail fare or economy air fare for the place where the meetings are fixed.
- 5. All the secretarial services would be provided to them and if they are required to incur expenses for the secretarial services, the same shall be reimbursed to them.
- 6. MPCB will reimburse all the necessary payments to the committee members.

A copy of order passed by Hon'ble National Green Tribunal, Principal Delhi, New Delhi dated 17th Aug 2018 is enclosed for your kind perusal.


(Satish Gavai, IAS)

Additional Chief Secretary (Industries)
Additional charge of Principal Secretary (Environment)

Copy submitted to :-

To,
The Hon'ble V M Kanade,
Former Justice Hon'ble High Court, Bombay
Baker Tower, J Wing, 31-36, 3rd Floor,
G D Somani Marg,
Cuff Parade, Mumbai 400 005

Copy submitted to:-

1. Joint Secretary to Chief Secretary, Govt of Maharashtra, Mantralay, Mumbai- for Information.
2. Principal Secretary, Environment Deptt, Room No 217, Annex Building, Mantralay, Mumbai 400 032.
3. Member Secretary, Central Pollution Control Board, Parivesh Bhavan, East Arjun Nagar, Delhi 110032.- for information.
4. District Collector, Raigad- for information. He is requested to represent the monitoring committee in compliance of the order passed by Hon'ble NGT, dated 17th Aug 2018.
5. Chairman, MPCB, Mumbai- for information.
6. Member Secretary, MPCB, Mumbai – for information.

Copy f.w.cs to :-

1. Regional Officer-Navi Mumbai will be Secretariat Establishment of the committee for preparing of and conducting meetings of Monitoring Committee etc. and co- ordinate with JD (WPC) submit all the relevant documents & action taken by the board in compliance of various direction issued by the Hon'ble Tribunal to the committee.
2. JD(WPC) /RO(HQ) –. They will guide the Regional Officer, Navi Mumbai.
3. Law officer (P & L Divn –II), MPCB, Mumbai – for information and follow up.
4. Chief Accounts Officer/ Administrative Officer, MPCB, Mumbai –for information and necessary action.
5. Sub Regional Officer, Taloja, MPCB- for information & follow up.