

MAHARASHTRA POLLUTION CONTROL BOARD

Phone No. 24010437 / 24020781
Visit us at : <http://mpcb.gov.in>
mail : jdwater@mpcb.gov.in



Kalptaru Point 2nd floor,
Sion Matunga Scheme Road
No. 8, Infant of Sion Cercal,
Sion (E),
Mumbai – 400 022.

"Your Service is our Duty"

No. MPCB/JD(WPC)/TB-3/B- 240711 - FTS - 0931

Date : 11/07/2024.

CIRCULAR

Sub : Clarification for Consent Management of Infrastructure Project which are handed over to Society..

Ref : 1) Delegation of Powers for consent management vide Officer Order No BO/MPCB/MS/Officer Order/B-184 dtd 23.12.2020.
2) Board Officer Circular vide No MPCB/JD(WPC)/TB-3/B-01 dtd 02.01.2024

.....

The Board is granting Consent to Operate/Renewal of Consent to Operate Under Section 26 of the Water (Prevention & Control of Pollution) Act, 1974 & under Section 21 of the Air (Prevention & Control of Pollution) Act, 1981 and Authorization under Rule 5 of the Hazardous and Other Wastes (M & TM) Rules, 2016 to Infrastructure /housing Projects.

As per revised delegation of Powers for consent management vide Officer Order dtd 23.12.2020, infrastructure projects such as townships, IT parks, SEZ, Highway, irrigation project and building construction projects having Capital Investment upto Rs 25 Cr are dealt by Regional Officer; having CI above 25 Cr to Rs 100 Cr by Head of the Department; above 100 Cr upto 750 Cr by Consent Committee and above 750 Cr are dealt by Consent Appraisal Committee.

The Board in its 181st meeting dated 16/10/2023, it was decided that for charging consent fees for Renewal of consent of Infrastructure /housing Projects which are handed over to Co-Op housing society, the consent fees shall be charged on only Capital investment incurred on Sewage Treatment Plant (STP), OWC with composting / Biodigester with Composting for treatment of Solid Waste and Annual maintenance cost of the STP, Solid Waste management and D.G. Sets. Accordingly, Board has issued Circular dtd 02.01.2024 for revision of Consent Fees.

Accordingly, the Societies are applying for renewal of consent with decreased Capital Investment based on STP, OWC and DG Set. However, it is observed that all such applications are submitted to HQ as earlier Consent to Establish/Consent to Operate are granted at HQ Level which is leading to pendency of applications.

Therefore, this is to clarify that such application for Renewal of consent of Infrastructure /housing Projects which are handed over to housing societies, the Consent applications shall be dealt as per delegation of Powers for consent management vide Officer Order dtd 23.12.2020. While considering CI for delegation purpose, CI of Sewage Treatment Plant (STP), OWC with composting / Biodigester with Composting for treatment of Solid Waste and Annual maintenance cost of the STP, Solid Waste management and D.G. Sets shall be considered in place of project Cost. (e.g. if the project proponent/society apply for renewal of consent to operate with Capital investment upto 25 Cr (CI of Sewage Treatment Plant (STP), OWC with composting / Biodigester with Composting for treatment of Solid Waste and Annual maintenance cost of the STP, Solid Waste management and D.G. Sets), such application shall be dealt at Regional Officer Level, having CI above 25 Cr to Rs 100 Cr by Head of the Department; above 100 Cr upto 750 Cr by Consent Committee and above 750 Cr are dealt by Consent Appraisal Committee.

The above Circular will be in force with immediate effect from the date of issue.


(Dr. Avinash Dhakne, IAS)
Member Secretary

Copy submitted to:

Hon'ble Chairman, MPCB, Sion, Mumbai - for favour of information

Copy to:

1. JD (APC) / JD (WPC) / AS (T) / PSO / RO (HQ)/ RO (BMW) /Law Officer-I/II- for information.
2. All Regional Officer / All Sub Regional Officer, MPCB for information & Necessary Action.
-They are directed to circulate the said circular to all concerned.
3. CAO/ASO / EIC-For uploading on MPCB Website.