

# MAHARASHTRA POLLUTION CONTROL BOARD

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BO/P&L Div/B- 7159

Date : 05/12/2012

## CIRCULAR

Sub:- Review of imposition of lapse period consent fee and delayed payment charges in respect of grant of consent / Authorization under various Environmental Law.

- Ref. :- 1) Circular issued by the Board vide No. MPCB/AB/1296 of 17/7/2008  
2) Minutes of the 157<sup>th</sup> Meeting of the Board held on 26.4.2012  
3) Letter No. K-MPC-4212/(P.K. 109)/T.K.-2 dtd. 12.10.2012 received from Environment Department, G.o.M.

The Board in its 147<sup>th</sup> meeting held on 22.4.2008 had decided to impose lapse period consent fees / delayed payment charges w.e.f. 1/7/2008 from the industries, operations or processes being established and operated without obtaining necessary valid consent and authorization or obtaining it after lapse of certain period, thereby creating a situation of discrimination against those who obtain consent in time, with the approval of the State Government. Accordingly, the Circular No.MPCB/AB/1296 dtd 17/7/2008 was issued to all concerned to implement such resolution from the date of the Circular. Thereafter, as decided in 147<sup>th</sup> & 157<sup>th</sup> meetings of the Board, the proposals were sent to the Secretary, Environment Department, vide letters dtd. 10.1.2011 & 10.5.2012 respectively. The said proposal has not been approved by the Environment Department.

The Maharashtra Pollution Control Board has decided to withdraw the Circular at reference one above, effecting the decision of the Board taken in its 147<sup>th</sup> Meeting held on 22.4.2008, regarding lapse period consent fees and delayed payment charges. Henceforth, no delayed / lapse consent period fees be collected.

All the officers of the Board are directed to implement these directions forthwith.

  
(Rajiv Kumar Mital)  
Member Secretary

Copy submitted to: Hon'ble Chairman, MPCB, Mumbai – for information.

Copy to:

- 1) Sr.Law Offcier(P&L Divn.)/Joint Director (Water Pollution Control)/Joint Director (Air Pollution Control)/Principal Scientific Officer/Chief Accounts Officer/ Asstt. Secretary (Technical)/Joint Director(PAMS)/Regional Officer(HQ),MPCB, Mumbai – for information and necessary action. They are directed to circulate the said circular to the officers under their control.
- 2) The Regional Officer- Mumbai/Navi Mumbai/ Thane/Kalyan/Raigad/Pune/ Aurangabad/ Nagpur/Nashik/Kolhapur/ Amravati/ Chandrapur, MPCB – for information and necessary action. They are directed to circulate the said circular to the officers including Sub-Regional Officers under their control.
- 3) Statistical Officer/Law Officer(P&L Divn.), MPCB, Mumbai – for information and necessary action.
- 4) Incharge Central Lab., Nirmal Bhavan, Mahape, Navi Mumbai – for information and necessary action –They are directed to circulate the said circular to the officers under their control.
- 5) Incharge Regional Lab., Pune/Nagpur/Aurangabad/Thane/Chiplun/Nashik/ - for information and necessary action. They are directed to circulate the said circular to the officers under their control.
- 6) All Asstt.Law Officers, Policy & Law Divn, MPCB, Mumbai- for information & necessary action..
- 7) Asstt.System Officer, EIC Section, MPCB, Mumbai – for information and necessary action – He is instructed to place the said circular on the website of the Board in the link of various Standing Orders/Circulars issued by the Board by linking up the said Circular with earlier Circular No.MPCB/AB/1296 dtd. 17/7/2008.