

## MAHARASHTRA POLLUTION CONTROL BOARD

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Mumbai-400 022.

No.MPCB/JD(APC)/B- 1672

Date: 02/04/2013

### CIRCULAR

Sub : Procedure for consideration application for grant of 1<sup>st</sup> Consent to Operate without complying with the conditions under Consent to Establish and/or not establishing manufacturing plant and/or pollution control arrangements, complete in all respect.

Ref : Minutes of the 7<sup>th</sup> Consent Appraisal Committee meeting held on 26/11/2012.

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The Consent Appraisal Committee in its 7<sup>th</sup> Meeting of 2012 held on 26/11/2012 has discussed the issue in respect of making application/s for first Consent to Operate in a number of cases, without complying with the various mandatory conditions imposed under the Consent to Establish and/or without completing the project establishment in all respects and / or without providing the necessary pollution control arrangements complete in all respect thereby, the application/s for first Consent to Operate are required to keep in abeyance and unnecessary time is wasted in the processing & scrutiny of the incomplete applications.

It has been noticed that after keeping such applications, the concerned applicant again makes request to reconsider their application for 1<sup>st</sup> Consent to Operate without complying with all the conditions stipulated in the Consent to Establish in some of the cases. This further result in unnecessary processing and wastage of time and manpower in unwanted scrutiny of the said application.

After due deliberations, it was decided as under :

- (i) Wherever 1<sup>st</sup> application for Consent to Operate are being received incomplete in terms of non-installation of manufacturing plant and/or without compliance of the mandatory conditions imposed in the Consent to Establish / Environment Clearance / CRZ Clearances, in such cases, the applications for 1<sup>st</sup> Consent to Operate be kept in abeyance and the applicant shall be informed in the clear-cut terms the reasons for keeping in abeyance incomplete applications, so as not to be treated as deemed to be granted 1<sup>st</sup> Consent to Operate.
- (ii) If the said applicant again requests the MPCB to reconsider his case without providing pollution control arrangement, complete in all respect or without complying with the mandatory conditions of the Consent to Establish/ Environment Clearance/CRZ Clearance, then in such cases, the consent ,

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shall be refused with approval of competent authority as per delegation of powers and the concerned industry shall be directed to apply afresh for 1<sup>st</sup> Consent to Operate, with fresh consent fees after complying with all aspects as referred above.

  
(Rajeev Kumar Mital)  
Member Secretary

Copy submitted to: Hon'ble Chairman, MPCB, ~~Office of the Secretary, Environment~~  
~~State, Government of Maharashtra, Mumbai~~, Mumbai-22 - for favour of information.

Copy : Joint Director(WPC)/Joint Director(APC)/ Principal Scientific Officer/Asstt.Secretary (Tech.)/ Regional Officer(HQ), MPCB, Mumbai – for information and necessary action – for information and necessary action.

Copy to:

- 1) Regional Officer, MPCB, Mumbai/Navi Mumbai/ Thane/ Kalyan/Raigad/Pune/ Aurangabad/ Nagpur/Nashik/Kolhapur/ Amravati/ Chandrapur, MPCB – for information and necessary action.
- 2) Sub-Regional Officer -Mumbai-I/Mumbai-II/Mumbai-III/Thane-I/Thane-II/Tarapur-1/Tarapur-II/ Navi Mumbai-I/Navi Mumbai-II/Taloja/Kalyan-I/Kalyan-II/Kalyan-III/Raigad-I/ Raigad-II/ Raigad-III/Mahad/Kolhapur/Sangli/Ratnagiri/Chiplune/Pune-I/Pune-II/Pimpri-Chinchwad/ Satara/ Solapur/Aurangabad-I/Aurangabad-II/ Aurangabad-III/Nanded/Nashik/ Ahmednagar/ Jalgaon-I/Jalgaon-II/Nagpur-I/Nagpur-II/Nagpur-III/Chandrapur/Amravati-I/ Amravati-I /Akola/ Parbhani/ Latur/Bhandara, MPCB – for information and necessary action.
- 3) Asstt.System Officer, MPCB, Mumbai – for information and necessary action. He is instructed to place the said circular on the website of the Board.