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STATE POLLUTION CONTROL BOARD, ODISHA

[DEPARTMENT OF FOREST & ENVIRONMENT, GOVERNMENT OF ODISHA]

Paribesh Bhawan, A/118, Nilakantha Nagar, Unit - VIII

Bhubaneswar - 751 012, INDIA

No. 9835 /

Ind-I-Con- (M)-1377

Date 18-06-2016

CIRCULAR

In supersession of notice of the Board vide No. 18630/IND-I-CON (M)-1366, dtd. 01.12.2015, it is to bring to the notice of all concerned that State Pollution Control Board, Odisha vide its circular No. 10146/IND-II-NOC-(Misc) 170, dtd. 19.06.2015 and circular No. 9775/ IND-I-CON-(M)-1377, dtd. 18-06-2016 has brought out circulars making provision (Circulars available in the website www.ospboard.org) to regulate the validity period of consent to operate granted by the Board in the following manner a fresh;

- (A) Consent to operate shall be granted to the following category of units on payment of required consent to operate fees for the block period depending on the category of industry / project / mines / installations;
- (i) The industry / projects/ mines / installations under Red category for a period of 5 years.
- (ii) The industries / projects / installations under Orange category for a period of 10 years.
- (B) The Green category of industry / projects/ installations have been exempted from obtaining consent to operate from the Board vide F&E Dept., Govt. of Odisha, order No. ENV-I-82/2015/14198/F&E, dtd. 07.08.2015.
- (C) The Board has made a provision for **Auto Renewal of Valid existing consent to operate for balance period** on submission of adequate fees vide its Circular No. 10142/Ind-II-NOC(M)-170, dtd. 19.06.2015. Now, therefore, the Board lays down the following procedure for auto renewal for different categories of units as explained in the following paragraphs. The block period for grant of consent to operate of different categories of projects through auto renewal are as follows.

P.T.O

(i) **Red category of projects- Block period - 5 years**

If existing valid CTO has been granted for 2013-14 and 2014-15 and 2015-16 then the block period for auto renewal of CTO will be from 2013-14 to 2017-18. If the existing valid CTO has been granted for 2014-15 and 2015-16 then the block period for auto renewal of CTO will be 2014-15 to 2018-19 and auto renewal of CTO can be made for the balance period i.e., 2016-17, 2017-18 and 2018-19.

(ii) **Orange category of projects : Block period -10 years.**

If the exiting valid CTO has been granted for 2013-14, 2014-15 and 2015-16, then the block period for auto renewal of CTO will be from 2013-14 to 2022-23 and auto renewal of CTO can be made for the balance period i.e, 2016-17 to 2022-23. If the existing valid CTO has been granted for 2014-15 and 2015-16 then the block period for auto renewal will be 2014-15 to 2023-24 and auto renewal of CTO can be made for the balance period i.e., 2016-17 to 2023-24.

(iii) In case any industry / project / installation / mines opts for auto renewal of consent to operate for a period within the above mentioned block period, it has to deposit the required amount of fees for the balance period of the block period and submit Self – Auto – Renewal declaration and self-certification of compliance of stipulated conditions in the prescribed format of the Board (available in the website www.ospcboard.org. Auto renewal of consent to operate will be considered for a period for which fees is adequate.

(iv) Auto renewal of CTO will not prevent the Board from taking appropriate action against the defaulting units including revoking the CTO.

(D) In case, any industry is under obligation to obtain consent to operate from the Board does not want to opt for consent under auto –renewal, it can apply for consent to operate online by submitting the online consent application form along with consent fees adequate for the block period as applicable (starting from 2016-17). The block period of different categories of industries has been explained as Paragraph –A. Applications for consent to operate for such cases shall be disposed following procedure and on merit.

By order of Chairman


Member Secretary
P.T.O

Memo No. 9836 /Dt. 18-06-2016

Copy forwarded to All Regional Officers for information and necessary action. They are requested to guide the units operating under their jurisdiction accordingly.


Member Secretary

Memo No. 9837 /Dt. 18-06-2016

Copy forwarded to all Branch Officers/ Administrative Officer for information and necessary action.


Member Secretary

Memo No. 9838 /Dt. 18-06-2016

Copy forwarded to Er. M. Patnaik, EE-cum- System Administrator for information and necessary action. She is requested to upload the notice in the website of the Board.


Member Secretary

O/c



STATE POLLUTION CONTROL BOARD, ODISHA

(Department of Forest & Environment, Govt. of Odisha)
Paribesh Bhawan, A/118, Nilakanthanagar, Unit-VIII
Bhubaneswar – 751012

No. 10142 /Ind-II-NOC-Misc. - 170

Date 19.06.15

CIRCULAR

1. Under Make in India Programme the Department of Industrial Policy & Promotion (DIPP) has suggested for auto renewal of consent to operate under Water (PCP) Act. 1974 and Air (PCP) Act, 1981 based on self-certification / third party certification.
2. Auto renewal of consent to operate based on self-certification / 3rd party certification can be defined as renewal of consent to operate without making application in prescribed format and without physical verification of compliance to consent conditions, but only depositing adequate consent fees and furnishing self-certification / 3rd party certifications that the unit complies to all the consent conditions.
3. The Board in its 111th meeting (Special) held on 30.05.2015 approved for auto renewal of consent to operate for Red category of industries (2-5 years) and Orange category of industries (10 years) with the following manner:
 - i. Orange category of industries is of medium pollution potential and it has been approved by the Board to increase the consent period for such industries for 10 years subject to payment of consent fees. In many cases the industries prefer to pay the fee for a lesser period for internal reason. In such cases auto renewal of consent to operate based on self-certification / 3rd party certification for balance period within a block period upto 10 years shall be considered in case the industry pays for the remaining fees for the desired period.
 - ii. Red category industry being higher in pollution potential is required to be rigorously monitored. At present Board gives consent to the red category of industries for 5 years except 17 category of highly polluting industries and Sponge iron plant for which consent is being provided for 2 years. Auto renewal of consent to operate based on self-certification / 3rd party certification for red category industries shall be considered for balance period within a block period of upto 5 years (depending upon different category) in case the industry pays fees for lesser period and pays the fee for desired period.
 - iii. The Board has approved for exemption of green category of industries from consent administration of the Board. This will be implemented after the approval of the Govt. in Forest & Environment Department. Hence, auto-renewal of consent to operate may not be necessary for green category industries. However, till Govt.

approval is obtained for exemption of green category of industries from consent administration of the Board, validity of consent to operate for green category of industries will be 5 years with auto-renewal of consent to operate as per above procedure.

- iv. Above auto-renewal of consent to operate will not be applicable when the existing unit will go for expansion activities. Before starting operation of expansion project / alteration in emission / discharge / disposal of solid waste, the industry has to submit separate consent to operate application online to obtain prior consent to operate of the Board.
4. The third party inspection should be made through agencies which are empanelled by the State Pollution Control Board based on their competence and capacity.
5. Consent to operate after the prescribed block period (i.e. upto 2, 5 & 10 years) will be provided on receipt of fresh application, adequate fees and exhaustive inspection.

This order will come into force with immediate effect.

By Order of the Board



MEMBER SECRETARY

Memo No. 10143 /Dt. 19.06.15

Copy forwarded to the Director (Env.)-cum-Special Secretary, Govt. of Odisha, Forest & Environment Department, Bhubaneswar for kind information and necessary action.



MEMBER SECRETARY

Memo No. 10144 /Dt. 19.06.15

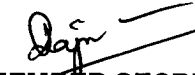
Copy forwarded to All Sr. Env. Engineers / All Sr. Env. Scientists / All EEs / All ESs / All DEEs/ All DESs / All AEEs/ All AESs / Administrative Officer / All Regional Officers / Sr. Law Officer / Law Officer, SPC Board, Odisha, Bhubaneswar for information and necessary action.



MEMBER SECRETARY

Memo No. 10145 /Dt. 19.06.15

Copy forwarded to "Make in India" (File No.Ind.II-NOC-Misc.196) for record.



MEMBER SECRETARY