

Ministry of Environment and Forests

NOTIFICATION

New Delhi, the 6th May, 2003

S.O. 499(E) — In exercise of powers conferred by sub-section (2) and sub-section (2A) of section 3 of the Water (Prevention and Control of Pollution) Cess Act, 1977 (36 of 1977) and in supersession of the notification of the Government of India in the Ministry of Environment and Forests number S.O. 182 (E), dated the 28th February, 1992, except as respects things done or omitted to be done before such supersession, the Central Government hereby specifies —

- (a) the rate of cess given in column (2) of the Table below as the rates of cess payable by every person carrying on an industry as mentioned in the aforesaid Act and by every local authority, calculated on the basis of the water consumed by him or it, as the case may be, for the purpose mentioned in the corresponding entry in column (1) thereof; and
- (b) the rates of cess given in Column (3) of the Table below as the rates of cess payable by a person carrying on an industry as mentioned in the aforesaid Act and by every local authority consuming water for domestic purpose calculated on the basis of the water consumed by him or it, for the purpose mentioned in the corresponding entry in column (1) thereof, if he or it fails to comply with any of the provisions of section 25 of the Water (Prevention and Control of Pollution) Act, 1974 (6 of 1974) or any of the standards laid down by the Central Government under the Environment (Protection) Act, 1986 (29 of 1986).

TABLE

| Purpose for which water is consumed | Rate of cess under sub-section (2) of section 3 | Rate of cess under sub-section (2A) of section 3 |
|--|---|--|
| (1) | (2) | (3) |
| 1. Industrial cooling, spraying in mine pits or boiler feeds | Five paise per kilolitre | Ten paise per kilolitre |
| 2. Domestic purpose | Two paise per kilolitre | Three paise per kilolitre |
| 3. Processing whereby water gets polluted and the pollutants are: (i) easily biodegradable; or (ii) non-toxic; or (iii) both non-toxic and easily biodegradable | Ten paise per kilolitre | Twenty paise per kilolitre |
| 4. Processing whereby water gets polluted and the pollutants are: (i) not easily biodegradable; or (ii) toxic; or (iii) both toxic and not easily biodegradable | Fifteen paise per kilolitre | Thirty paise per kilolitre |

2. Further, in exercise of the powers conferred by sub-section (1) of section 16 of the Water (Prevention and Control of Pollution) Cess Act, 1977 (36 of 1977), the Central Government hereby exempts all industries consuming water less than ten kilo litres per day from the levy of cess specified in this notification:

Provided that no such exemption shall be applicable in case of industries generating 'hazardous wastes' as defined in clause (i) of rule 3 of the Hazardous Wastes (Management and Handling) Rules, 1989, made under sections 6, 8 and 25 of the Environment (Protection) Act, 1986 (29 of 1986).

3. This notification shall come into force on the date of its publication in the Official Gazette.

[F. No. 17 (8)/95-PL]

C. Viswanath, Joint Secretary

Ministry of Environment and Forests

NOTIFICATION

New Delhi, the 6th May, 2003

S. O. 498 (E) — In exercise of the powers conferred by the sub-section (2) of Section 1 of the Water (Prevention and Control of Pollution) Cess (Amendment) Act, 2003 (19 of 2003), the Central Government hereby appoints the 6th day of May, 2003 as the date on which the said Act shall come into force.

[F. No. 17 (8)/95-PL]

C. Viswanath, Joint Secretary