



सत्यमेव जयते

राजस्थान राज-पत्र
विशेषांक

साधिकार प्रकाशित

RAJASTHAN GAZETTE
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उप-खण्ड (i)

राज्य सरकार तथा अन्य राज्य-प्राधिकारियों द्वारा जारी किये गये (सामान्य आदेशों, उप-विधियों आदि को सम्मिलित करते हुए) सामान्य कानूनी नियम।

DEPARTMENT OF ENVIRONMENT

NOTIFICATIONS

Jaipur, May 26, 2016

G.S.R. 13.- In exercise of the powers conferred by section 54 of the Air (Prevention and Control of Pollution) Act, 1981 (Central Act No. 14 of 1981), the State Government, after consultation with the Rajasthan State Pollution Control Board, hereby makes the following rules further to amend the Rajasthan Air (Prevention and Control of Pollution) Rules, 1983, namely:-

1. Short title and commencement.- (1) These rules may be called the Rajasthan Air (Prevention and Control of Pollution) (Amendment) Rules, 2016.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Amendment of rule 5.- In rule 5 of the Rajasthan Air (Prevention and Control of Pollution) Rules, 1983 hereinafter referred to as the said rules,-

- (i) in sub-rule (2), for the existing expression "50%", the expression "25%" shall be substituted;
- (ii) in sub-rule (3), for the existing expression "50%", the expression "25%" shall be substituted;
- (iii) after the existing sub-rule (3) and before the existing sub-rule (4), the following new sub-rule (3A) shall be inserted, namely:-

"(3A) where an applicant makes an application for consent to operate after expiry of period of earlier consent, the application for consent to operate shall be accompanied with an additional fee of 50% as specified in Schedule."

- (iv) in sub-rule (4), for the existing expression "sub-rule (2) and (3)", the expression "sub-rule (2), (3) and (3A)" shall be substituted;
- (v) after the existing sub-rule (5) and before the existing sub-rule (6), the following new sub-rule (5A) and (5B) shall be inserted, namely:-

"(5A) Any industry or activity or operation or process which are non polluting and categorized as White Category in Part IV of Schedule shall not be required to obtain Consent to Operate and Consent to Establish, but shall have to intimate the State Board prior to commissioning of industry or activity or operation or process.

(5B) The State Board shall issue consent to operate for a period of 5 years in case of Red category, 10 years in case of Orange category and 15 years in case of Green category. The Red, Orange and Green category shall be as per categorization decided by the State Board from time to time."; and

- (vi) the existing sub-rule (8) shall be substituted by the following, namely:-

"(8) The prescribed fee shall be paid to the Member Secretary, Rajasthan State Pollution Control Board in the manner specified by the State Board, from time to time."

3. Substitution of SCHEDULE.- The existing SCHEDULE appended to the said rules, shall be substituted by the following,

namely:-

"SCHEDULE**(See rule 5)****Part I**

Fee for Industries/ Process/ Projects/ Activities other than Mining,
Quarrying and Health Care Facilities (in rupees)

S. No.	Capital Investment (In rupees)	For Consent to Establish			For Consent to Operate	For acknowledgment
		Red	Orange	Green		
1	2	3	4	5	6	7
1.	Up to 5 Lacs	3000	2000	1000	7500	1000
2.	More than 5 Lacs Upto 10 lacs	4500	3000	1500	12000	1500
3.	More than 10 Lacs Upto 25 lacs	6000	4000	2000	16500	2000
4.	More than 25 Lacs Upto 50 lacs	9000	6000	3000	24000	3000
5.	More than 50 Lacs Upto 1 Crore	15000	10000	5000	28500	5000
6.	More than 1 Crore Upto 2 Crores	18000	12000	6000	37500	6000
7.	More than 2 Crore Upto 5 Crores	21000	14000	7000	42000	7000
8.	More than 5 Crore Upto 10 Crores	24000	16000	8000	48000	Acknowledgegment is not applicable
9.	More than 10 Crore Upto 25 Crores	30000	20000	10000	57000	
10.	More than 25 Crore Upto 50 Crores	37500	25000	12500	72000	
11.	More than 50 Crore	Rs. 50000 + Rs. 1000 per Crore or part thereof, of incremental investment above 50 crores	70% of applicable fees for Red category	35% of applicable fees for Red category	Rs. 72000 + Rs. 1500 per Crore or part thereof, of incremental investment above 50 crore	

Part- II**A. Fee for mining and Short Term Permits (in rupees)**

S. No.	Lease area of the mines	For Consent to Establish		For Consent to Operate	
		Major	Minor	Major	Minor
1	2	3	4	5	6
1.	Less than 1 Hectare	15000	8000	33000	24000
2.	1 Hectare to 5 Hectare	17000	12000	37500	33000
3.	Above 5 Hectare	17000+ Rs 1000 per incremental hectare above 5 hectares	12000 + Rs 400 per incremental hectare above 5 hectares	90000+ Rs 1500 per incremental hectare above 5 hectares	37500+ Rs 750 per incremental hectare above 5 hectares

B. Fee for Quarry Licenses (in rupees)

S. No.	Lease area of the mines	For Consent to Establish	For Consent to Operate	
			For 1 Year (annual)	For 3 Years
1.	Upto 1.0 Hectare	-	2000	
2.	More than 1.0 Hectare	8000	4000	11000

Part- III**Fee for Hospital, Health Care Facility and Common Bio-Medical Waste Treatment Facility (in rupees)**

S. No	Description	Amount in Rs	
		Consent to Establish	Consent to Operate
1.	Hospitals, Nursing Homes and Health Care Establishments upto 10 beds; Non- beded Health Care Facilities (Clinics); Pathological/ Forensic/ Research Laboratories and Blood Banks; Veterinary	5000/-	10000/-

	Institutions, Dispensaries and Animal Houses; Drug vendor/ Drug ware house		
2.	Operator of the Common Bio- Medical Waste Treatment Facility	30,000/-	1,00,000/-
3.	Hospitals, Nursing Homes and Health Care Establishments		
	(i) More than 10 beds and upto 25 beds	10000/-	20000/-
	(ii) More than 25 beds and upto 50 beds	20000/-	40000/-
	(iii) More than 50 beds	20000/- + Rs. 500/- per incremental bed above 50 beds	40000/- + Rs. 500/- per incremental bed above 50 beds

Part- IV
White Category

S. No.	Type of Unit
1.	Assembly of air coolers/ conditioners, repairing and servicing
2.	Assembly of bicycles, baby carriages and other small non motorizing vehicles
3.	Bailing (hydraulic press) of waste papers
4.	Bio fertilizer and bio-pesticides without using inorganic chemicals
5.	Biscuits trays etc from rolled PVC sheet (using automatic vacuum forming machines)
6.	Blending and packing of tea
7.	Block making for printing without foundry (excluding wooden block making)
8.	Chalk making from plaster of Paris (only casting without boilers etc. (sun drying/ electrical oven)
9.	Compressed oxygen gas from crude liquid oxygen (without use of any solvents and by maintaining pressure & temperature only for separation of other gases)
10.	Cotton and woolen hosiers making (Dry process only without any dyeing/ washing operation)
11.	Diesel pump repairing and servicing (complete mechanical dry process)

12.	Electric lamp (bulb) and CFL manufacturing by assembling only
13.	Electrical and electronic item assembling (completely dry process)
14.	Engineering and fabrication units (dry process without any heat treatment/ metal surface finishing operations/ painting)
15.	Flavoured betel nuts production/ grinding of Spices (completely dry mechanical operations)
16.	Fly ash bricks/ block manufacturing
17.	Fountain pen manufacturing by assembling only
18.	Glass ampules and vials making from glass tubes
19.	Glass putty and sealant (by mixing with machine only)
20.	Ground nut decorticating
21.	Handloom/ carpet weaving (without dyeing and bleaching operation)
22.	Leather cutting and stitching (more than 10 machine and using motor)
23.	Manufacturing of coir items from coconut husks
24.	Manufacturing of metal caps containers etc
25.	Manufacturing of shoe brush and wire brush
26.	Medical oxygen
27.	Organic and inorganic nutrients (by physical mixing)
28.	Organic manure (manual mixing)
29.	Packing of powdered milk
30.	Paper pins and u clips
31.	Repairing of electric motors and generators (dry mechanical process)
32.	Rope (plastic and cotton)
33.	Scientific and mathematical instrument manufacturing
34.	Solar module non conventional energy apparatus manufacturing unit
35.	Solar power generation through solar photovoltaic cell and wind power
36.	Mini hydel power (less than 25 MW)
37.	Surgical and medical products assembling only (not involving effluent/ emission generating processes)
38.	Flour Mill (Atta Chaki) without washing
39.	Furniture making units (without mechanized paint booth, anodizing, pickling, galvanizing, furnace and boiler)
40.	Wax Candles (excluding manufacturing of wax)
41.	Agarbati making units
42.	Blue potteries
43.	General wire industries like wire drawing, Barbed wire, Chain links making units (dry process without any heat

	treatment/ metal surface finishing operations/ painting)
44.	Gems and jewelry units (without furnace and metal finishing operations)
45.	Cold Storage
46.	Production of earthen pots, bricks (using fly ash), kawelu etc. having maximum capacity of three lac numbers per year, manufactured through Ava-Kajawa process located within a radius of 300 kms. from any coal/ lignite based thermal power plant
47.	Production of earthen pots, bricks, kawelu etc. having maximum capacity of three lac numbers per year, manufactured through Ava-Kajawa process located beyond a radius of 300 kms. from any coal/ lignite based thermal power plant

Note:

1. For Facility as listed at serial number 1 of Part-III of Schedule, the State Board will issue one time Consent to Operate.
2. In case of mines, the Consent period shall be coterminous with the validity of lease subject to maximum period as per sub-rule (5B) of rule 5.
3. In case of quarry licenses the consent to operate will be granted normally for one year but can be granted upto 3 years on deposition of adequate fees provided Quarry License is valid for 3 years.
4. In case of mines which apply for consent to establish/ consent to operate for additional/ enhanced production or addition of new mineral within the validity period of consent to operate without any increase in lease area, the applicable fees shall be 20% of the prescribed fee. In such cases the consent to establish/ consent to operate shall be validated upto the period of validity of existing consent to operate.
5. In addition to fee mentioned in Schedule, all industries or processes or projects or activities requiring Environmental Clearance under the Environment Impact Assessment Notification, 2006, except quarry license, shall pay an additional amount of Rs 25000/- as onetime fee with the first consent to establish or consent to operate application, as the case may be.

6. The classification of industries in Large/ Medium/ Small/ Tiny scale shall be as notified by the Department of Industries.
7. The State Board shall issue consent to establish for a period of 5 years. In case Project Proponent requires extension in validity then a request for the same should be made atleast four months before the expiry of validity of consent to establish along with reasons for the same. In case Project Proponent fails to apply for extension four months before the expiry of validity of consent then fresh consent application alongwith requisite fees will have to be submitted for extension in validity of consent.
8. That in case of quarry licences upto 1.0 hectares, only obtaining of acknowledgment as per sub-rule (6) of rule 5 is sufficient subject to compliance of Environment Impact Assessment Notification, 2006, as amended from time to time. The quarry licence holder upto 1.0 hectares shall not be asked for separate consent to establish and consent to operate."

Jaipur, May 26, 2016

G.S.R. 14.- In exercise of the powers conferred by section 64 of the Water (Prevention and Control of Pollution) Act, 1974 (Central Act No. 6 of 1974), the State Government, after consultation with the Rajasthan State Pollution Control Board, hereby makes the following rules further to amend the Rajasthan Water (Prevention and Control of Pollution) Rules, 1975, namely:-

1. Short title and commencement.- (1) These rules may be called the Rajasthan Water (Prevention and Control of Pollution) (Amendment) Rules, 2016.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Amendment of rule 29.- In rule 29 of the Rajasthan Water (Prevention and Control of Pollution) Rules, 1975 hereinafter referred to as the said rules,-

- (i) in sub-rule (3), for the existing expression "50%", the expression "25%" shall be substituted;
- (ii) in sub-rule (4), for the existing expression "50%", the expression "25%" shall be substituted;

- (iii) after the existing sub-rule (4) and before the existing sub-rule (5), following new sub-rule (4A) shall be inserted, namely:-

"(4A) Where an applicant, makes an application for consent to operate, after expiry of period of earlier consent, the application for consent to operate shall be accompanied with an additional fee of 50% as specified in Schedule IV."

- (iv) in sub-rule (5), for the existing expression "sub-rule (3) and (4)", the expression "sub-rule (3), (4) and (4A)" shall be substituted;

- (v) after the existing sub-rule (6) and before the existing sub-rule (7), following new sub-rule (6A) and (6B) shall be inserted, namely:-

"(6A) Any industry or activity or operation or process which are non polluting and categorized as White Category in part-IV of Schedule IV shall not be required to obtain Consent to Operate and Consent to Establish, but shall have to intimate the State Board prior to commissioning of industry or activity or operation or process.

(6B) The State Board will issue consent to operate for a period of 5 years in case of Red category, 10 years in case of Orange category and 15 years in case of Green category. The Red, Orange and Green category shall be as per categorization decided by the State Board from time to time."; and

- (vi) the existing sub-rule (9) shall be substituted by the following, namely:-

"(9) The prescribed fee shall be paid to the Member Secretary, Rajasthan State Pollution Control Board in the manner specified by the State Board, from time to time."

3. Substitution of SCHEDULE IV.- The existing SCHEDULE IV appended to the said rules, shall be substituted by

the following, namely:-

“SCHEDULE IV

(See rule 29)

Part I

**Fee for Industries/ Process/ Projects/ Activities other than Mining,
Quarrying and Health Care Facilities (in rupees)**

S. No.	Capital Investment (In rupees)	For Consent to Establish			For Consent to Operate	For acknowledgement
		Red	Orange	Green		
1	2	3	4	5	6	7
1.	Up to 5 Lacs	3000	2000	1000	7500	1000
2.	More than 5 Lacs Upto 10 lacs	4500	3000	1500	12000	1500
3.	More than 10 Lacs Upto 25 lacs	6000	4000	2000	16500	2000
4.	More than 25 Lacs Upto 50 lacs	9000	6000	3000	24000	3000
5.	More than 50 Lacs Upto 1 Crore	15000	10000	5000	28500	5000
6.	More than 1 Crore Upto 2 Crores	18000	12000	6000	37500	6000
7.	More than 2 Crore Upto 5 Crores	21000	14000	7000	42000	7000
8.	More than 5 Crore Upto 10 Crores	24000	16000	8000	48000	Acknowledgement is not applicable
9.	More than 10 Crore Upto 25 Crores	30000	20000	10000	57000	
10.	More than 25 Crore Upto 50 Crores	37500	25000	12500	72000	
11.	More than 50 Crore	Rs. 50000 + Rs. 1000 per Crore or part thereof, of incremental investment above 50 crores	70% of applicable fees for Red category	35% of applicable fees for Red category	Rs. 72000 + Rs. 1500 per Crore or part thereof, of incremental investment above 50 crore	

Part- II**A. Fee for mining and Short Term Permits (in rupees)**

S. No.	Lease area of the mines	For Consent to Establish		For Consent to Operate	
		Major	Minor	Major	Minor
1	2	3	4	5	6
1.	Less than 1 Hectare	15000	8000	33000	24000
2.	1 Hectare to 5 Hectare	17000	12000	37500	33000
3.	Above 5 Hectare	17000+ Rs 1000 per incrementa l hectare above 5 hectares	12000 + Rs 400 per increment al hectare above 5 hectares	90000+ Rs 1500 per incremental hectare above 5 hectares	37500+ Rs 750 per incremental hectare above 5 hectares

B. Fee for Quarry Licenses (in rupees)

S. No.	Lease area of the mines	For Consent to Establish	For Consent to Operate	
1.	Upto 1.0 Hectare	-	2000	
2.	More than 1.0 Hectare	8000	For 1 Year (annual)	For 3 Years
			4000	11000

Part- III**Fee for Hospital, Health Care Facility and Common Bio-Medical Waste Treatment Facility (in rupees)**

S. No.	Description	Amount in Rs	
		Consent to Establish	Consent to Operate
1.	Hospitals, Nursing Homes and Health Care Establishments upto 10 beds; Non- beded Health Care Facilities (Clinics); Pathological/ Forensic/ Research Laboratories and Blood Banks; Veterinary Institutions, Dispensaries and	5000/-	10000/-

	Animal Houses; Drug vendor/ Drug ware house		
2.	Operator of the Common Bio-Medical Waste Treatment Facility	30,000/-	1,00,000/-
3.	Hospitals, Nursing Homes and Health Care Establishments		
	(i) More than 10 beds and upto 25 beds	10000/-	20000/-
	(ii) More than 25 beds and upto 50 beds	20000/-	40000/-
	(iii) More than 50 beds	20000/- + Rs. 500/- per incremental bed above 50 beds	40000/- + Rs. 500/- per incremental bed above 50 beds

Part- IV
White Category

S. No.	Type of Unit
1.	Assembly of air coolers/ conditioners, repairing and servicing
2.	Assembly of bicycles, baby carriages and other small non motorizing vehicles
3.	Bailing (hydraulic press) of waste papers
4.	Bio fertilizer and bio-pesticides without using inorganic chemicals
5.	Biscuits trays etc from rolled PVC sheet (using automatic vacuum forming machines)
6.	Blending and packing of tea
7.	Block making for printing without foundry (excluding wooden block making)
8.	Chalk making from plaster of Paris (only casting without boilers etc. (sun drying/ electrical oven)
9.	Compressed oxygen gas from crude liquid oxygen (without use of any solvents and by maintaining pressure & temperature only for separation of other gases)
10.	Cotton and woolen hosiers making (Dry process only without any dyeing/ washing operation)
11.	Diesel pump repairing and servicing (complete mechanical dry process)
12.	Electric lamp (bulb) and CFL manufacturing by assembling only
13.	Electrical and electronic item assembling (completely dry

	process)
14.	Engineering and fabrication units (dry process without any heat treatment/ metal surface finishing operations/ painting)
15.	Flavoured betel nuts production/ grinding of Spices (completely dry mechanical operations)
16.	Fly ash bricks/ block manufacturing
17.	Fountain pen manufacturing by assembling only
18.	Glass ampules and vials making from glass tubes
19.	Glass putty and sealant (by mixing with machine only)
20.	Ground nut decorticating
21.	Handloom/ carpet weaving (without dyeing and bleaching operation)
22.	Leather cutting and stitching (more than 10 machine and using motor)
23.	Manufacturing of coir items from coconut husks
24.	Manufacturing of metal caps containers etc
25.	Manufacturing of shoe brush and wire brush
26.	Medical oxygen
27.	Organic and inorganic nutrients (by physical mixing)
28.	Organic manure (manual mixing)
29.	Packing of powdered milk
30.	Paper pins and u clips
31.	Repairing of electric motors and generators (dry mechanical process)
32.	Rope (plastic and cotton)
33.	Scientific and mathematical instrument manufacturing
34.	Solar module non conventional energy apparatus manufacturing unit
35.	Solar power generation through solar photovoltaic cell and wind power
36.	Mini hydel power (less than 25 MW)
37.	Surgical and medical products assembling only (not involving effluent/ emission generating processes)
38.	Flour Mill (Atta Chaki) without washing
39.	Furniture making units (without mechanized paint booth, anodizing, pickling, galvanizing, furnace and boiler)
40.	Wax Candles (excluding manufacturing of wax)
41.	Agarbati making units
42.	Blue potteries
43.	General wire industries like wire drawing, Barbed wire, Chain links making units (dry process without any heat treatment/ metal surface finishing operations/ painting)
44.	Gems and jewelry units (without furnace and metal finishing operations)

45.	Cold Storage
46.	Production of earthen pots, bricks (using fly ash), kawelu etc. having maximum capacity of three lac numbers per year, manufactured through Ava-Kajawa process located within a radius of 300 kms. from any coal/ lignite based thermal power plant
47.	Production of earthen pots, bricks, kawelu etc. having maximum capacity of three lac numbers per year, manufactured through Ava-Kajawa process located beyond a radius of 300 kms. from any coal/ lignite based thermal power plant

Note:

1. For Facility as listed at serial number 1 of Part-III of Schedule IV, the State Board will issue one time Consent to Operate.
2. In case of mines, the Consent period shall be coterminous with the validity of lease subject to maximum period as per sub-rule (6B) of rule 29.
3. In case of quarry licenses the consent to operate will be granted normally for one year but can be granted upto 3 years on deposition of adequate fees provided Quarry License is valid for 3 years.
4. In case of mines which apply for consent to establish/ consent to operate for additional/ enhanced production or addition of new mineral within the validity period of consent to operate without any increase in lease area, the applicable fees shall be 20% of the prescribed fee. In such cases the consent to establish/ consent to operate shall be validated upto the period of validity of existing consent to operate.
5. In addition to fee mentioned in Schedule IV, all industries or processes or projects or activities requiring Environmental Clearance under the Environment Impact Assessment Notification, 2006, except quarry license, shall pay an additional amount of Rs 25000/- as onetime fee with the first consent to establish or consent to operate application, as the case may be.
6. The classification of industries in Large/ Medium/ Small/ Tiny scale shall be as notified by the Department of Industries.

7. The State Board shall issue consent to establish for a period of 5 years. In case Project Proponent requires extension in validity then a request for the same should be made atleast four months before the expiry of validity of consent to establish along with reasons for the same. In case Project Proponent fails to apply for extension four months before the expiry of validity of consent then fresh consent application alongwith requisite fees will have to be submitted for extension in validity of consent.
8. That in case of quarry licences upto 1.0 hectares, only obtaining of acknowledgment as per sub-rule (7) of rule 29, is sufficient subject to compliance of Environment Impact Assessment Notification, 2006, as amended from time to time. The quarry licence holder upto 1.0 hectares shall not be asked for separate consent to establish and consent to operate."

**By Order of the Governor,
NIHAL CHAND GOEL,
Additional Chief Secretary to the Government.**

Government Central Press, Jaipur.