



समयमेव जयते

राजस्थान राज-पत्र

विशेषांक

साधिकार प्रकाशित

Regd. No. RJ. 2777/93
RAJASTHAN GAZETTE

Extraordinary

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

DEPARTMENT OF ENVIORNMENT

NOTIFICATION

Jaipur, 8th March, 1995

G.S.R. 131:—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:—

- (i) These Rules may be called the Rajasthan Water (Prevention and Control of Pollution) Amendment Rules, 1995.
- (ii) They shall come into force from the date of their publication in the official Gazette.

2. In clause (b) of Rule 2 of the Rajasthan Water (Prevention and Control of Pollution) Rules, 1975 hereinafter referred to as the "said rules", for the words "Rajasthan State Board for Prevention and Control of Water Pollution" occurring in the end, the words "Rajasthan State Pollution Control Board" shall be substituted.

3. In rule 5 of the said rules:—

- (i) In sub-rule (i) for the expression "Rs. 50/-" the expression "Rs.100/-" shall be substituted and for the expression "Rs. 15/-" the expression "Rs. 30, -" shall be substituted.

- (ii) In sub-rule (2) for the expression "Rs. 50, -" the expression "Rs. 60, -" shall be substituted and for the expression "Rs. 50/-" the expression "Rs. 100/-" shall be substituted.

- (iii) In sub-rule (3) for the expression "Rs. 15/-" the expression "Rs. 30/-" shall be substituted.

4. In rule 6 of the said rules:

(i) For sub-rule (2), following sub rule shall be substituted namely:—

"(2) The Chairman may undertake tours within Rajasthan or outside Rajasthan within the territories of India for carrying out the functions of the Board."

(ii) In sub-rule (3) the word "appointment" shall be inserted between the words "powers in matters of" and "promotion".

(iii) For sub-rule (4) following sub-rule shall be substituted namely:—

"(4) The Chairman shall have full powers in the matter of acceptance of tenders".

5. In rule 7 of the said rules for the proviso to sub-rule (1) the following proviso shall be substituted, namely:—

"Provided that for creation of the posts above the rank of Environmental Engineer or any other post equivalent thereto the Board shall obtain prior sanction of the State Government".

6. In the said rules sub-rules (8) and sub-rules (10) of rule 8 shall be omitted.

7. In rule 17 of the said rules.

(i) In sub-rule (1) for the words "in the month of October of each year for approval" the words and figures "before 31st. December of each year for approval" shall be substituted.

(ii) For sub-rule (2) the following sub-rule shall be substituted namely:—

"(2) After approval of the budget estimates by the Board, four copies of the approved budget proposals with copies of schedules shall be furnished to the State Government forthwith".

8. For rule 21 of the said rules, the following rule shall be substituted; namely:—

"21. The fund of the Board shall be operated by the Member Secretary of the Board or by any other officer of the Board who may be so empowered, subject to such conditions as may be laid down, by the State Board."

9. In rule 22 of the said rules for the words and figures "the 15th of May each year" the words and figures "the 30th of September each year" shall be substituted.

10. In the said rules after rule 25, following new rule 25A shall be added; namely:—

"25A. Qualification for Government or State Board Analyst:—A person shall not be qualified for appointment or recognised as a Government analyst or a Board analyst as

the case may be under sub-sec (2) or sub-section (3) of sec 53 of the Act, unless he is a:—

- (a) Graduate in science from a recognised university with five years experience in laboratory, engaged in environmental investigation, testing or analysis; or
- (b) Post graduate in science or a graduate in engineering or a graduate in medicine or equivalent with two years experience in a laboratory, engaged in environmental investigation, testing or analysis; or
- (c) Post graduate in environmental science from a recognised university with two years experience in a laboratory engaged in environmental investigation, testing or analysis.

11. In rule 27 of the said rules:—

- (a) For the words "stream or well" wherever occurring, the words "stream or well or sewer or on land" shall be substituted.
- (b) For the words "from any plant" the words "from any plant or outlet" shall be substituted.

12. For rule 29 of the said rules, the following shall be substituted; namely:—

"29. (1) Application of consent:—An application for obtaining the consent of the State Board.

(a) For establishing or taking any steps for establishing any industry, operation or process or any treatment and disposal system, or any extension or addition thereto, which is likely to discharge sewage or trade effluent into a stream or well or sewer or on land under section 25 of the Act or

(b) For bringing into use any new or altered outlet for the discharge of sewage or trade effluent into a stream or well or sewer or on land under Section 25 of the Act or

(c) For making any new discharge of sewage or trade effluent into a stream or well or sewer or on land under section 25 of the Act or for continuing the existing discharge of sewage or trade effluent into a stream or well or sewer or on land, under section 26 of the Act shall be made to the State Board in Form No. XIII or Form No. XIII-A as the case may be.

(2) Such application shall be accompanied by the fees as prescribed in Schedule IV.

(3) An application not accompanied with the prescribed fee shall not be entertained by the Board.

(4) The Fee shall be paid through Bank Draft payable in favour of the Member Secretary, Rajasthan State Pollution Control Board, Jaipur.

13. In the said rules after rule 30, following new rules 30-A and 30-B shall be added, namely:—

30-A Directions.

(1) Any direction issued under section 33 A shall be in writing.

(2) The direction shall specify the nature of action to be taken and the time within which it shall be complied with by the person, officer or the authority to whom such direction is given.

(3) The person, officer or authority to whom any direction is sought to be issued, shall be granted an opportunity of being heard.

Provided that where the State Board is of the opinion that in view of the likelihood of a grave injury to the environment, it is not expedient to provide an opportunity of being heard, it may for reasons to be recorded in writing, issue direction without providing such an opportunity.

(4) Where the direction is for the stoppage or regulation of electricity or water or any other service affecting the carrying on of any industry, operation or process, a copy of the direction shall also be endorsed to the occupier of the industry, operation or process.

30-B. Manner of giving notices.

(1) the manner of giving notice under clause (b) of sub-section (1) of section 49 shall be as follows; namely:—

(i) The notice shall be in writing in Form No. XV

(ii) The person giving notice may send it to (a) The Member Secretary, Rajasthan State Pollution Control Board, Jaipur or (b) Any other officer authorised by the Board in this behalf.

(iii) Notice shall be sent by registered post with acknowledgement due.

(2) The period of sixty days mentioned in clause (b) of sub-section (1) of section 49 shall be reckoned from the date of its first receipt by one of the authorities mentioned above.

14. In the said rules for the existing expression "State Board for Prevention & Control of Water Pollution" wherever occurring in Form Nos. I to XII and XIV the expression "Rajasthan State Pollution Control Board" shall be substituted.

15. In the said rules for Form No. XIII, the following shall be substituted, namely:—

FORM NO. XIII
APPLICATION FOR CONSENT TO ESTABLISH
(TO BE SUBMITTED IN TRIPLICATE)

(See rule 29)

Application for consent to establish industry, operation or process or any treatment and disposal system under section 25/26 of the Water (Prevention and Control of Pollution) Act, 1974.

From:.....

Dated:.....

To,

Sir,

I/We hereby apply for consent under section 25/26 of the water (Prevention and Control of Pollution) Act 1974 (No. 6 of 1974) for establishing or taking any steps for establishment of industry/operation/process or any treatment/disposal system on land/premises owned by..... The other relevant details are as below:—

PART-I, General:

- a. Name of Industry
- b. Address
- c. Location (also enclose copy of land allotment/land conversion order and site-map)
- d. Category of Industry (Red/Orange/Others)
- e. Scale of Industry (Large/Medium/Small).
- f. Whether the unit would generate hazardous waste as defined in the Hazardous Wastes (Management and Handling) Rules, 1989. If so, the Category No.

PART-II, Surrounding Details:

- a. Area of land proposed to be acquired (in square meter).
- b. which of the following features exist within 25 kms. of the site:
 - (i) Human settlement (specify population)
 - (ii) Forest/Sanctuary/National Park/Hill Resort/National Monument.
 - (iii) Nallah/Stream/River/pond/Lake/Dam/any other water body.
 - (iv) Industries, specify.

PART-III, Process Details:

a. Manufacturing process with flow diagram.

b. Details of Raw Materials, Products, By Products and Storage capacity:—

S.No.	Particulars	Name	Nature	Quantity (unit/day)
1	2	3	4	5
(i)	Raw Materials			
(ii)	Products			
(iii)	By Products			
(iv)	Hazardous Chemicals			

c. Energy consumption

d. Details of Fuel

S.No.	Plant/Auxiliary Machines where Fuel is Used	Name and quantity (TPD) Coal, Diesel other (Specify)
1	2	3
(i)		
(ii)		
(iii)		

PART-IV, Water pollution (Process-wise):

a. Water consumption per day.

(i) Boiler/Cooling/Industrial spray/Mining.

(ii) Domestic.

(iii) Industrial process.

b. Total waste water generation per day.

c. Total waste water discharge per day.

d. Water balance.

e. Indicate waste water and sludge characteristics, before and after treatment-(physical/chemical).

f. Type of treatment proposed to be adopted (enclose details, design and schematic diagram).

g. How do you propose to discharge the waste water (specify mode of disposal).

h. What method do you propose to adopt for treatment, handling & disposal of sludge.

PART-V, Details of Air Pollutants:

S.No.	Stack attached to plant	Stack Details		Volume (NM ³ /hr)	Pollution Concentration	
		Temp. (C ^o)	Dia ht. (m)		SPM	Others (Mg/NM ³)
(i)						
(ii)						
(iii)						

NOTE:—Enclose lay out plan indicating location of each stack.

PART-VI, Sludge/Solid Waste/Hazardous Waste (Process-wise) and their proposed treatment.

- Total quantity of wastes (kg/day).
- Nature of wastes
- Method Proposed for treatment & disposal.

PART-VII, Other types of Pollution:

- Is your industry likely to cause noise pollution? If so, what measures are proposed to be taken?
- Is your industry likely to cause any other pollution? If so, what measures are proposed to be taken?

PART-VIII, Management of Pollution Control:

- Give details of the organisational set up proposed for pollution control and monitoring.

PART-IX, Cost of pollution Control Measures:

- Total capital expenditure proposed for pollution control.
- Annual recurring expenditure.
- Has any financial outlay been proposed in the Project Report for pollution control measures? If so, mention the cost.

1. I/We declare that the information furnished above is correct to the best of my/our knowledge.

2. I/We undertake to furnish any other information within one month of its being called by the State Board.

I/We enclose herewith Bank Draft No.----- Dated----- for Rs.----- (Rs. in words-----) in favour of the Member Secretary, Rajasthan State Pollution Control Board, payable under Section 25/26 of the Act.

Yours faithfully,

Signature -----

Name -----

Designation -----

Applicant

16. In the said rules after form No. XIII, following new form No. XIII-A shall be added, namely:—

FORM NO. XIII-A
APPLICATION FOR CONSENT TO OPERATE
(TO BE SUBMITTED IN TRIPLICATE)

(See rule 29)

Application for consent to discharge or continue to discharge sewage or trade effluent under Section 25/26 of the Water (Prevention & Control of Pollution) Act, 1974.

From :

Date

To*:

Sir,

I/We hereby apply for Consent/Renewal of Consent under Section 25 or Section 26 of the Water (Prevention & Control of Pollution) Act, 1974 (No. 6 of 1974) for bringing into use any new/alterd outlet or for discharge of sewage/trade effluent or to continue to discharge sewage/trade effluent on land/premises owned by The other relevant details are as follows:—

PART-A, GENERAL

1. Full Name of the owner/Occupier:

2. Name, address, telephone numbers and fax of the applicant.
The list of individuals, partners, Chairman (Full time or Part time), Managing Director/Manager (Full time or Part time) & other office bearers with their telephone nos. and addresses.

3. Name and Address of the Unit and its Location.

4. Category and scale of Industry.

(a) Red/Orange/Others

(b) Large/Medium/Small

5. Number of employees within factory premises and in the Colony.

6. Raw material

Name

Quantity (TPD)

(a)

(b)

(c)

7. Products and by-products (TPD)

Name Product quantity By-product quantity

(a)

(b)

(c)

8. Installed capacity of the plant.

9. Date of commissioning.**10. Storage capacity of raw materials/products/by-products**

Item	Storage Quantity (tonne/cubic meter)
------	---

(a) Raw materials

(b) Product

(c) By-product

11. Management plan.

(a) Maintenance schedule of control equipment or effluent treatment plant.

(b) Particulars of environmental cell/Laboratory

12. Details of licence, if any, obtained under the provisions of the Industrial (Development and Regulation) Act, 1951.**PART-B, Pertaining to Sewage and Trade Effluent****13. Water consumption**

Source	Consumption (KLD)
--------	-------------------

(a) Boiler/Cooling etc.

(b) Domestic.

(c) Industrial process

14. Waste Water Generation

Source (Specify Process)	Quantity (KLD)
--------------------------	----------------

(a)

(b)

(c)

15. Effluent treatment plant (enclose separate sheet for details)

(a) Type

(b) Date of installation

(c) Cost of treatment plant

(d) Recurring cost of maintenance

(e) Performance of treatment plant with respect to standards laid down by the Board.

Part-C, Pertaining to hazardous waste and hazardous chemicals.**16. (a) Total quantity of generation (Kg/day):**

(b) Nature of hazardous waste, as defined under the Environment (Protection) Act, 1986. (See the Hazardous Wastes (Management and Handling) Rules, 1989):

- (c) Mode of storage within the plant, method of disposal and any other information sought by the State Board.
17. (a) Hazardous Chemicals as defined under the Environment (Protection) Act, 1986 (See the Manufacture, Storage and Import of Hazardous Chemicals Rules, 1989).
- (b) Whether any isolated storage is involved ? if yes, enclose details.
- (c) Whether emergency plans are prepared for taking-
- (i) on site measures
- (ii) off site measures.
18. I/We declare that the information furnished above is correct to the best of my/our knowledge.
19. I/We hereby submit that in case of change either of the point or the quantity of discharge or its quality, a fresh application for consent shall be made and until such consent is granted, no change shall be made.
20. I/We hereby agree to submit to the State Board an application for renewal of consent one month in advance of the date of expiry of the consented period for outlet/discharge, if to be continued thereafter.
21. I/we undertake to furnish any other information within one month of its being called by the State Board.
- I/We enclose herewith Bank Draft No.....dated:.....
 ..for Rs..... (Rs. in words.....
 in favour of the Member Secretary, Rajasthan State
 Pollution Control Board, payable under Section 25/26 of
 the Act.

Yours Faithrully

Signature.....

Name.....

Designation.....

APPLICANT

17. In the said rules, after Form No. XIV, the following new Form No. XV shall be added, namely:—

FORM NO. XV
(see rule 30 B)

From (1).....

By Regd. Post A. D.

.....
.....

To,

.....
.....
.....

Notice under Section 49 (1)(b) of the Water (Prevention and Control of Pollution) Act, 1974.

Whereas an offence under the Water (Prevention and Control of Pollution) Act, 1974 has been committed/ is being committed by (2).....

I/We hereby give notice of 60 days under section 49 (1) (b) of the Water (Prevention & control of Pollution) Act '1974 of my/ our intention to file a complaint in the court against (2).....for violation of section (s) of the Water (Prevention and Control of Pollution) Act, 1974.

In support of my/our notice, I/We are enclosing the following documents (3) as evidence of proof of violation of the Water (Prevention and Control of Pollution) Act, 1974.

.....
.....

(Signature (s))

Place:.....

Date:.....

Explanation:—

- (1) in case of the notice is given in the name of a company, documentary evidence authorising the person to sign the notice on behalf of the company shall be enclosed to this notice. Company for this purpose means a Company defined in explanation to Section 47 of the Water (Prevention and Control of Pollution) Act, 1974.
- (2) Here give the name and address of the alleged offender. In case of a manufacturing/processing/operating unit, Indicate the name/location/nature of activity etc.
- (3) Documentary evidence shall include photographs/ Technical reports, health reports of the area etc. for enabling enquiry into the alleged violation/offence.

18. In the said rules, for schedule III following schedule shall be substituted, namely:—

SCHEDULE III

(See rule 22)

RAJASTHAN STATE POLLUTION CONTROL BOARD JAIPUR ANNUAL REPORT FOR THE FINANCIAL YEAR

APRIL 19 TO MARCH 31, 19

- | | |
|--------------|--|
| CHAPTER-1. | Introduction |
| CHAPTER-2. | Constitution of the Board including changes therein. |
| CHAPTER-3. | Meeting of the Board with major decisions taken therein. |
| CHAPTER-4. | Committees constituted by the Board and their activities. |
| CHAPTER-5. | Monitoring Network for air, water and soil quality. |
| CHAPTER-6. | Present status of environment, environmental problems and counter measures. |
| CHAPTER-7. | Environmental Research. |
| CHAPTER-8. | Environmental Training. |
| CHAPTER-9. | Environmental Awareness and public participation. |
| CHAPTER-10. | Environmental standards including time schedule for their enforcement. |
| CHAPTER-11.1 | Prosecutions launched and convictions secured for environmental pollution control. |
| CHAPTER-11.2 | Directions given for closure of polluting industrial units. |
| CHAPTER-12. | Finance and Accounts of the Board. |
| CHAPTER-13. | Annual plan of following year. |
| CHAPTER-14. | Any other important matter dealt with by the State Board. |

ANNEXURES

1. Members of the Board
 2. Organisation Chart
 3. Staff Strength including recruitment.
 4. Publications
 5. Training Courses/Seminars/Workshops organised or attended
 6. Consents to establish industries, operations & processes issued/refused.
 7. Consents to operate industries operations & processes issued/refused.
19. In the said rules after schedule III following newschedule IV shall be added, namely:—

SCHEDULE IV

(See rule 29)

S. No.	SLAB: AVERAGE WATER CONSUMPTION PER DAY (In Kilo Liters)	CONSENT FEES (In Rupees)	
		FEES TO ESTABLISH	FEES TO OPERATE
1.	50 or below	500	250
2.	More than 50 but upto 200	2000	1000
3.	More than 200 but upto 1,000	5000	2500
4.	More than 1000 but upto 10,000	10000	5000
5.	More than 10000 and above	20000	10000

By Order of the Governor,
(ललित कोठारी)

Secretary to the Government.

The first part of the report discusses the general situation of the country and the progress of the work done during the year. It also mentions the various committees and sub-committees that have been formed to deal with different aspects of the problem.

The second part of the report deals with the specific measures that have been taken to improve the situation. These include the establishment of a central office, the appointment of a special commissioner, and the introduction of various reforms.

The third part of the report contains a list of the names of the members of the various committees and sub-committees, along with their respective functions.

Committee	Members	Functions
Central Office	Mr. A. B. C.	General administration
Special Commissioner	Mr. D. E. F.	Supervision of the work
Committee A	Mr. G. H. I.	Education
Committee B	Mr. J. K. L.	Health
Committee C	Mr. M. N. O.	Finance
Committee D	Mr. P. Q. R.	Justice
Committee E	Mr. S. T. U.	Labour
Committee F	Mr. V. W. X.	Public Works
Committee G	Mr. Y. Z. A.	Transport
Committee H	Mr. B. C. D.	Communication
Committee I	Mr. E. F. G.	Information
Committee J	Mr. H. I. J.	Research
Committee K	Mr. K. L. M.	Training
Committee L	Mr. N. O. P.	Extension
Committee M	Mr. Q. R. S.	Publicity
Committee N	Mr. T. U. V.	Cooperation
Committee O	Mr. W. X. Y.	Coordination
Committee P	Mr. Z. A. B.	Monitoring
Committee Q	Mr. C. D. E.	Evaluation
Committee R	Mr. F. G. H.	Reporting
Committee S	Mr. I. J. K.	Documentation
Committee T	Mr. L. M. N.	Archiving
Committee U	Mr. O. P. Q.	Publication
Committee V	Mr. R. S. T.	Distribution
Committee W	Mr. U. V. W.	Feedback
Committee X	Mr. X. Y. Z.	Improvement
Committee Y	Mr. A. B. C.	Review
Committee Z	Mr. D. E. F.	Recommendation

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