



Rajasthan State Pollution Control Board

Headquarter, 4, Institutional Area, JhalanaDoongri, Jaipur-302004

Phone :0141-5159699,5159604 e-mail : member-secretary@rpcb.nic.in

TollFreeHelpLineNo. : 18001806127 Ext. 7

F14(56-B)/Policy/Plg/RPCB/ 733 - 773

Date: 15/07/2020

Office Order

Issuance of permission for transferring Plant & Machinery from one industrial unit to other industrial units (which are connected with CETP)

The State Pollution Control Board is not allowing transfer of plant & machinery from one industrial unit to another industrial unit in textile processing plants at Pali, Jodhpur, Balotra, Bithuja & Jasol.

The State Pollution Control Board has received several representations from industrial associations to permit transfer of Plant & Machinery from one textile unit to other textile units due to split between partnership or succession among children, etc.

The matter has been examined in detail and it has been decided to allow transfer of Plant & Machinery from one textile unit to other textile unit which are member of CETP at Pali, Jodhpur, Balotra, Bithuja & Jasol.

Therefore, in supersession of all orders issued till date related to this matter, transfer of plant & machinery from one CETP member textile unit to other CETP member textile unit at Pali, Jodhpur, Balotra, Bithuja & Jasol shall be allowed henceforth. The following industries will be eligible for transferring Plant & Machinery from one industrial unit to other industrial units:-

- i. The unit which intends to transfer plant & machinery should have valid consent to operate from the State Board for the same plant & machinery.
- ii. The unit in which plant & machinery shall be transferred (receiving unit) should have valid consent to operate/ applied for consent from the State Pollution Control Board.
- iii. The unit which intends to transfer plant & machinery and the unit in which plant & machinery shall be transferred (receiving unit) should have valid membership from CETP Trust for the plant & machinery proposed to be transferred.
- iv. The unit should have permission accorded/ granted by CETP Trust (SPV) for transfer of KLD from one unit to another unit duly approved by District Level Monitoring Committee



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The procedure to be followed for grant of consent for transfer of plant & machinery

- (i) The unit shall apply for consent to establish/operate along with adequate consent fee and requisite details & documents as per check list attached at annexure -I at Head Office, RSPCB.
- (ii) Consent for transfer of plant & machinery shall be granted by Head Office, RSPCB, Jaipur.
- (iii) Thumb Rule criteria for estimating the discharge of effluent from the machinery installed and machinery proposed to be transferred shall be as per the guidelines issued by the State Board.
- (iv) Once transfer of plant and machinery from one industrial unit to other industrial unit is allowed, no further transfer shall be allowed again within three years from the last transfer to transferring unit & receiving unit.
- (v) The receiving unit shall submit action plan for up-gradation of PETP wherever required.
- (vi) The total KLD proposed to be transferred and remaining KLD with the transferring unit shall not exceed consented KLD of the State Board.
- (vii) That maximum 50% of existing consented KLD of transferring unit or 50% of existing consented KLD of receiving unit, whichever is less, shall be allowed for transfer from one industrial unit to other industrial unit. However, in case the receiving unit is new unit, maximum 50% of existing consented KLD of transferring unit shall be allowed to transfer.
- (viii) The project proponent of the unit to which machinery is to be transferred shall submit an undertaking on Rs. 100/- non judicial stamp paper duly notarized with declaration that:-
 - a) That due to transfer of plant and machinery, there will be no increase in pollution load at CETP.
 - b) That I/we will not install any new/ additional plant and machinery in the unit premises without Board's prior consent, after the grant of consent for transfer of plant and machinery by the Board, and if found doing so, Consent to Operate shall be revoked.
 - c) That unit will not discharge any effluent outside the premises, other than to the CETP drain within consented capacity and shall comply with the prescribed standards.
 - d) That I/we will be liable to comply with all consent conditions and if any violation is observed then I understand that Board will take action against the unit under the provisions of the Act/Rules.



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The consent so granted shall be subject to the various orders/judgments passed by the Hon'ble Rajasthan High Court, Hon'ble National Green Tribunal (NGT), Hon'ble Supreme Court or any other court of the nation.

This bears approval of the competent authority.

Enclosed: Signed Checklist



(Dr. Vijai Singhal)
Member Secretary

Date: 15/07/2020

F.14 (56-B)/Policy/Plg/RPCB/ 733-773

Copy forwarded to the following for information/necessary action:

1. P.S. to Chairperson, RSPCB, Jaipur.
2. P.A to Member Secretary, RSPCB, Jaipur.
3. District Collector & Chairman District Monitoring Committee, Barmer/ Jodhpur/ Pali.
4. CEE/ CSO/CAO/ HOO, RSPCB, Jaipur.
5. Group In-Charge, Planning/ CPP/Textile/Mines & SCMG DS/ HOGM/ MUID/ CD/Legal/ PDF, Training Project & IEC/ Water Cess/ Plastic & Liquid Waste/ Solid & E-waste/ Hazardous Waste Cell/ BMW & ECC/ PCV, Complaints, Grievances, VIP & EC Compliance, RSPCB, Jaipur.
6. Regional Officer, Regional Office, RSPCB, Alwar/ Balotra/ Bharatpur/ Bhiwadi/ Bhilwara/ Bikaner/ Chittorgarh/ Jaipur (South)/ Jaipur (North)/ Jodhpur/ Kishangarh/ Kota/ Pali/ Sikar/ Udaipur.
7. GIC (IT), with directions to upload on the State Board's website.
8. Joint Director (DIPR), PRO, RSPCB, Jaipur


Member Secretary



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Annexure-I

A. Checklist of documents to be submitted by the unit for transfer of plant & machinery to another unit.

S. No.	Required Documents
1	Application for consent to operate in prescribed format for reduced plant & machinery, production & change in process (if any) with applicable fees
2	Affidavit in prescribed format for consent to operate
3	Authority letter/Board Resolution/Power of attorney in favor of authorized signatory.
4	List of Name and addresses of all directors/partners.
5	List of existing machinery & reduced machinery after proposed transfer with calculated discharge as per prescribed thumb rule criteria
6	Existing production capacity with process and production capacity with process after proposed transfer of plant and machinery
7	Existing total waste water generation and total waste water generation after proposed transfer of plant and machinery
8	Existing total water consumption and total water consumption after proposed transfer of plant and machinery
9	Mode of disposal of effluent
10	Copy of last Consent to operate issued by the state board.
11	Copy of CETP membership letter for reduced plant & machinery and KLD
12	Permission accorded/ granted by CETP Trust (SPV) for transfer of KLD from one unit to another unit duly approved by District Level Monitoring Committee

B. Checklist of documents to be submitted by the unit in which plant & machinery is to be transferred

S. No.	Required Documents
1	Application for consent to establish in prescribed format for additional plant & machinery, production & change in process (if any) with applicable fees
2	Affidavit in prescribed format for consent to establish
3	Authority letter/Board Resolution/Power of attorney in favor of authorized signatory.
4	List of Name and addresses of all directors/partners.
5	List of existing machinery & additional machinery after proposed transfer with calculated discharge as per prescribed thumb rule criteria
6	Existing production capacity with process and production capacity with process after proposed transfer of plant and machinery
7	Existing total waste water generation and total waste water generation after proposed transfer of plant and machinery
8	Existing total water consumption and total water consumption after proposed transfer of plant and machinery
9	Mode of disposal of effluent
10	Copy of last Consent to operate issued by the state board.
11	Copy of CETP membership letter for increased plant & machinery and KLD
12	Permission accorded/ granted by CETP Trust (SPV) for transfer of KLD from one unit to another unit duly approved by District Level Monitoring Committee
13	District Monitoring Committee recommendations
14	Affidavit as per point no. VIII of the office order


Member Secretary