



Business Reform Action Plan 2016 **Response by Government of Maharashtra**

Area 9a: Inspection reform enablers

244: Differentiate compliance inspection requirements based on industry pollution categorization such as Red, Amber, and Green under all environment/pollution laws

Response: **Yes**

Remarks:

As highlighted in the attached circular on Page 2, inspection sampling of field officers for highly polluting 17 categories of industry is done on a monthly basis, while the industries that have process emissions are inspected every 2-3 months. Thus, there are different inspection requirements. Also as seen in the circular dated 2nd March 2016, green category industries and orange SSI are exempted from inspection from Renewal of Consent.

Supporting Documents:



Government Of Maharashtra

Business Reform Action Plan 2016 Response by Government of Maharashtra

MAHARASHTRA POLLUTION CONTROL BOARD

Phone : 24010437/24014701/24020781
Fax : 24024068/24023516
Website: <http://mpcb.gov.in>
E-Mail: jdair@mpcb.gov.in



KALPATARU POINT, 3rd Floor,
Sion-Matunga Scheme Rd. No.8,
Opp. Sion Circle, Sion (East),
Mumbai-400 022.

No. MPCB/AS(T)/Circular/B- 2304

Date: 14/06/2014


CIRCULAR

Sub: Prioritization of sampling / inspection work for Field Officers.

Due to rapid industrialization and complexity of environmental issues in Maharashtra the visit and sampling work load of FO's of the Board has increased manifold. The works needs to be carried out in a defined time schedule, however the Board realizes the shortage of Field Officers for carrying out the entire work in a defined time frame. It is therefore necessary to prioritize the sampling needs among the available strength of Field Officers. Hence, it is proposed to prioritize the work of sampling / inspection for the Field Officers as shown in **Annexure- I**. It is proposed that shortly a scheme will be introduced whereby field officers will be evaluated on the basis of score obtained in terms of visits/ sampling carried out. The high priority industry/units will have high score as indicated in Annexure-I.

The sampling / inspection priorities as shown in annexure shall be strictly followed by all the field officers in Sub-Regional Offices so as to cover/ wants to be covered on priority basis, while preparing monthly tentative tour programme. At the same time while approving the monthly tour programme, the concerned SRO should also take into account the above priorities. If due to any reason some works remains pending at the end of the month then it may be attended in the next month on priority basis.

The circular comes into effect from 1st July 2014. Any difficulties encountered while implementing this circular should be communicated immediately.


(Rajeev Kumar Mital, IAS)
Member Secretary

Copy to:

1. TA-II Control Unit, to calculate and tabulate, score of each FO in a suitable management statement for further action at the end of each month starting July, 2014 onwards.



Business Reform Action Plan 2016 Response by Government of Maharashtra

Annexure- I.

The prioritization work of sampling / inspection for the Field Officers

**A Mandatory – Monthly Basis - to be covered each month
(Top Priority).**

...10 Points

- I. Environmental Sampling.
- II. Visit/Sampling of Common Infrastructure facilities viz. CETP, CHWTSDF, CBMWTSDf.
- III. Visit/Sampling of Municipal Corporations and "A" class Municipal Council.
- IV. Visit/Sampling of highly polluting 17 category of Industries (Large and Medium scale) (Annexure-II).
- V. Visit/Sampling of sensitive cases falling in the purview of CAC/CC not covered in IV above.
- VI. Visit/Sampling of Hospital (> 200 bed).

B Mandatory – To be covered at least once in 2 or 3 months depending on the load in case of heavy load in category A; otherwise this category assumes Top Priority.

...5 Points

- VII. Industries have process emissions – Chlorination, Sulphonation, nitration, bromination etc including those in SSI Sector.
- VIII. Industries directly/ indirectly discharging effluent into nalla, river, creek or sea (LSI/MSI/SSI Sector).
- IX. Industries effluent >100 m³ and disposal other than CETP i.e. on land disposal (LSI/MSI/SSI Sector).
- X. Industries with boiler >20 Tpd (Coal/Bagases based) (LSI/MSI/SSI Sector).
- XI. Public nuisance and Complaint oriented industries/ closer-restart/ Interim direction cases etc (LSI/MSI/SSI Sector) e.g. Sponge Iron, Stone Crushers, Pyrolysis Unit, Slaughter houses, Mining, RMC Plants, Sponge Iron Electroplating, Brick Klin.
- XII. Industries likely to disturb CETP functioning (LSI/MSI/SSI Sector) especially dyes and chemicals.
- XIII. Visit/Sampling of Hospital (100- 200 bed).

C. Need based.

...3 Points

- XIV. Visits at the time of Consent renewal cases – compliance status.
- XV. Visits at the time of Consent to Establish and Consent to 1st Operate – compliance Status
- XVI. Visit for Investigation of complaints.

D. All remaining units – Industries, Hospitals etc

...2 Points

{It is possible that industries may repeat in IV/V or VII, VIII, IX, X, XI, XII. It is obvious that industry will be monitored once.}

XXXXX-----XXXXX



Business Reform Action Plan 2016 **Response by Government of Maharashtra**

Annexure - II

Sr. No.	Category
1	Aluminium Smelter
2	Basic Drugs & Pharmaceuticals Mfg.
3	Chlor Alkali/Caustic Soda
4	Cement (200 TPD and above)
5	Copper Smelting
6	Dyes & Dye Intermediate
7	Fermentation (Distillery)
8	Fertilizer
9	Integrated Iron & Steel
10	Leather Processing including Tanneries
11	Oil Refinery
12	Pesticide Formulation & Mfg.
13	Pulp & Paper (30 TPD and above)
14	Petrochemical
15	Sugar
16	Thermal Power Plants
17	Zinc Smelting

MAHARASHTRA POLLUTION CONTROL BOARD

Phone : 4010437 / 4014701 / 4020781
Fax : 4024068 / 4023516
Website : <http://mpcb.mah.nic.in>
E-Mail : ast@mpcb.gov.in



KALPATARU POINT, 3rd Floor,
Sion-Matunga Scheme Road No.8,
Opp. Sion Circle, Sion (East)
Mumbai-400 022.

Date : 02 / 03 / 2016.

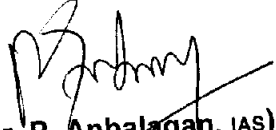
No. MPCB/AS(T)/TB/B- 909

Circular

Sub: Exemption of "Green" category Industries and Small scale industries (S.S.I) in "Orange" category from inspection for renewal of consent
Ref.: Board circular dtd. 15.06.2015.

The Board has issued circular on 15.06.2015 to introduce the "Randomized Risk Based Inspection & Sampling (RRBIS)" through software based tool for selection of industries based on pollution potential. The Board has exclude the inspection & sampling of "Green" category of Industries and Small scale industries (S.S.I) in "Orange" category as per the software designed for "Randomized Risk Based Inspection & Sampling.

"Green" Category of Industries and Small scale industries (S.S.I) in "Orange" category industries shall be inspected only at the time of grant of consent to establish & consent to 1st operate. The inspection is not mandatory at the time of plain renewal of consent for Small scale industries (S.S.I) in "Orange" category & all "Green" categories of Industries, the project proponent shall submit self certification for compliance of consent conditions at the time of plain renewal of consent. However, plain renewal does not include increase in production quantity, change in product mix, increase in pollution load, and increase in capital investment more than 10 percent, hence such unit shall not be exempted from inspection. Also, it is to clarify that, in case of any compliant these industries can be inspected for complaint redressal point of view. This circular is issued for the compliance to be made under "Ease of doing Business & Make in India initiatives".


(Dr. P. Anbalagan, IAS)
Member Secretary

Copy Submitted for Information:

Hon'ble Additional Chief Secretary, Environment.

Copy to:

1. AS(T)/JD(Air)/JD(water)/PSO/RO(HQ)/Law Officer, M.P.C. Board, Sion, Mumbai.
2. All Regional Officers/Sub-Regional Officers.

Draft format for Self-Certification of Compliance of consent to operate conditions by the industries in Orange SSI & all Green Categories

To,
The Member Secretary,
M.P.C. Board,
Sion, Mumbai.

Sub.: Self Certification for Compliances of consent to Operate conditions

Ref.: Consent issued by the Board vide letter No. _____

dtd. _____ valid upto _____.

Sir,

We are submitting our Consent renewal application along with the necessary fees for the same. We wish to apply for plain-renewal of our existing Consent referred above. We undertake the following:

1. We have obtained a valid Consent to Operate from the MPCB vide above referred letter and copy of the same is enclosed. The present details of the manufacturing process and all other information as required under the prescribed Consent application form are same as per the earlier Consent application submitted for above referred Consent and therefore the same may be considered for present application.
2. The Capital investment of the industry, as per earlier Consent granted by MPCB vide above referred Consent was Rs. _____ Lakh. The Capital investment for the proposed Consent renewal is Rs. _____ Lakh. (The change in Capital investment, if any, is only due to investments in infrastructure development, clean technology, pollution control systems and better production management. There is no increase in production or pollution load than as referred in the earlier granted Consent. We are submitting corresponding fees for Consent to establish and also, difference in Consent to Operate fees since the block year the Capital investment is made on pro-rata basis, duly supported by the Chartered Accountants Certificate to that effect).
3. The production or manufacturing was as per the Consented limits during the validity period of the earlier Consent for which renewal has been applied.
4. We are complying with the conditions of the earlier Consent granted vide above reference.
5. We undertake to comply with any further condition which may stipulated by MPCB in future and also, undertake to pay all the charges/fees in future.
6. I am duly authorized by the Company to submit this self-certification along with application for Renewal. In case of any misleading information/ concealment of material facts or wrong information revealed by the Board, the Consent will be liable to be revoked and the Company will be liable for further necessary legal action. A copy of the commitment letter about the authenticity of the information provided is true and correct to the best of my knowledge and

belief and as per record of the Company submitted separately for which the undersigned is fully responsible being authorized signatory.

7. The above self certificate is true and correct to the best of my knowledge and belief and I have personally verified the above contents by perusal of all the documents available with the Company. An affidavit in the support of self certification on the basis of personal verification of compliance of the conditions stipulated in the Consent is enclosed for which, I will be personally liable for authenticity thereof.

It is requested to approve the plain renewal of the Consent.

Authorized Signatory

Name & Designation with phone,

e-mail address & Seal of