RAJASTHAN AIR (AMENDMENT) RULES 2015

17, RAJASTHAN GAZETTE Extraordinary (Published 6y Authority 7, 2015 Vaisakha 17, Thursday, Safe 1937— May 7, 2015 (1) DEPARTMENT OF ENVIRONMENT NOTIFICATIONS Jaipur, June 05, 2015 - In exercise of the powers conferred by section 54 of the G.S.R. 21 . 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- (l) These rules may be called the Rajasthan Air (Prevention and Control of Pollution) (Amendment) Rules, 2015. (2) They shall come into force on the date of their publication in the Official Gazette

2. Amendment in rule 4.- In the rule 4 of the Rajasthan Air (Prevention and Control of Pollution) Rules, 1983, herein after referred to as the said rules, for the existing expression "

3. Substitution of rule 5- The existing rule 5 of the said rules, shall be substituted by the following, namely:- "5. Consent fees.- (l) Application under rule 4 shall be accompanied by the fee as specified in Schedule: Provided that where a person who is establishing or carrying on any industry, operation or process and is generating hazardous waste as defined under the Hazardous Wastes (Management, Handling and Transboundary Movement) Rules, 2008 and requiring authorization there under, the application for consent shall be accompanied with fee equal to one and half times of the amount of fee specified under Schedule, other than the hazardous waste covered under category 5.1 of Schedule I of the 27 2) 7, 2015 said rules of 2008, if the quantity of waste/ used/ spent oil is < 5 KL per annum. (2) Where a person, intends to operate an industry, operation or proceSs or any treatment and disposal system, application for consent to operate shall be made at least four months prior to commissioning of an industry failing which an application shall be accompanied with an additional fee of 50% of the fee as specified in Schedule. (3) Where a person makes an application for renewal of consent to operate it shall be made at least four months prior to expiry of period of consent to operate, failing which the application shall be accompanied with an additional fee of 50% of the fee as specified in Schedule. (4) Payment of additional fee as specified in sub-rule (2) and (3) above, shall not preclude the Board to take appropriate action under the Act. (5) For the small/ tiny scale industries under Green category and having investments upto rupees five crores, the acknowledgement by the State Board, of the receipt of the consent to operate application

form duly filled up and accompanied by the specified fee shall serve the purpose of consent and such consent shall remain in force till such time, the unit modifies/ changes its process and or raw material and or product and or increases production. (6) The quarry licenses/ STPs (Short Term Permits) upto one hectare, the acknowledgement by the State Board, of the receipt of the consent to operate application form duly filled up and accompanied by the specified fee shall serve the purpose of consent and such consent shall remain in force till such time, the renewal of lease is due or production increases: Provided that such acknowledgement shall be subject to complianée with Environment Impact Assessment Notification dated 14.09.2006 issued by the Ministry of Environmént, Forest and Climate Change, Government of India, as amended from time to time. (7) Where a project proponent intends to obtain consent to establish or consent to operate expeditiously and has submitted application form along with all requisite documents and has deposited double the amount of the fee specified in Schedule and is not a defaulter with tir State Board, the application shall be disposed off on merit seven working days of the receipt of application. (8) The fee shall be paid through Demand Draft payable in favour of the Member Secretary, Rajasthan State Pollution Control Board or in the manner specified by the State Board, from time to time." 7, 2015 27 (3) 4. Substitution of FORM 1 and FORM I-A.- The existing FORM I and FORM I-A appended to the said rules, shall be substituted by the following new FORM I, namely:- "FORM 1 Application for Consent to Establish/Consent to Operate under section 21 of the Air (Prevention and Control of Pollution) Act, 1981 From:- To, Member Secretary/ Regional Officer, Rajasthan State Pollution Control Board, Sir, I/ We hereby apply for obtaining Consent, in Form No. I under section 21 of the Air (Prevention and Control of Pollution) Act, 1981 (No. 14 of 1981), for establishing an industrial plant/ operation/ process/ activity or for Consent to Operate any industrial plant owned by .... (Name of Director/ proprietor/ partner etc.) Part I: General Information A. Details of Industry/ Activity/ Service/ Operation/ Process:- 1 a. b. c. 2 Name of Industry/ Activity/ Service/ Operation/ Process Name and Designation of the Applicant Correspondence Address Plot No./ Khasra No. 3 2015 3 Q.TßT 4 (QT) 1 d. e. f. 2 Village/ Area Street/ Locality/ City Tehsil District State Pin Code Telephone No. (including STD code) Mobile No. e-Mail Address Fax No. Site Address Plot No./ Khasra No. Village/ Area Street/ Locality/ City Tehsil District Pin Code Telephone No. (including STD code) Mobile No. Fax No. Plot Area/ Mining Lease Area Land classification (a) Industrial or 1 g. h. i j. k. l. m. n. 2 Commercial, or Agriculture, or Residential, or Other than above 7, 2015 3 Red/ Orange/ Green 27 (5) (b) (c) (d) (e) Whether covered under Aravalli Notification Whether requiring authorization under the rules dealing with Hazardous Waste notified under Environment (Protection) Act, 1986 and quantity of used/ waste oil Whether covered under EIA Notification, 2006 Gross Built up Area Consent is applied for (Entire Industry/ Activity/ Service/ Operation/ Process or Part thereof- please specify) Category of Industry/ Activity/ Service/ Operation/ Process Scale of Industry/ Activity/ Service/ Operation/ Process Status of Industry/ Activity/ Service/ Operation/ Process Total Capital Investment (without depreciation) in Industry/ Activity/ Service/ Operation/ Process (as per Project Report/ CA Certificate) for which consent is applied (Rs. in lacs) Large/Medium/ Small/Tiny/ Other Proposed/ Under Construction/ Operational/ Non-Operational 27 6 1 p. q. r. s. t. u. v. 2 Date of Commissioning Total number of employees (including contractual workers) in the Industry/ Activity/ Service/ Operation/ Process (maximum) Total number of residents in the colony; if any within the premises of the establishment Installed Capacity of the Industry/ Activity/ Service/ Operation/ Process No. of working days in a year No. of shifts per day Electric connection number and name Name 2015 3 Quantity (with unit) B. Surrounding Details:- S. No. 1. 2. 3

4. Which of the following features exist within 1 km of the site Human Settlement (Village/ City/ Town) Forest Sanctuary/ National Park/ Nallah/ Stream/ River/ Pond/ Dam/ any other water body Industrial area (Specify) Any major industry (Specify) 7, 2015 27 (7) Part 112 Information related to Industry/ Activity/ Service/ Operation/ Process (a) Type of Industry/ Activity/ Service/ Operation/ Process: (g) Manufacturing (h) Healthcare (i) Hospitality (j) Project (k) Mine (l) Any Other (Please Specify) (b) 1.2. 3. (c) S. 1. 2. 3. 4. (d) 1 2 3 Raw Material Details: Name Consumption (With Unit) Nature (Solid, Liquid, Gas) Storage Capacity (With Unit) Product/ By Product/ Service/Activity details Name Quantity/ Capacity (With Unit) Product or By Product or Service Storage Capacity Electric Energy Requirement (Kilo Watt) Total In Process In Pollution Control Measure 27 8) (e) Water Requirement (Kilo liter per Day) 2015 1. 2

3. Total Water Requirement Fresh Water Component Recycle Water Component (f) Water Consumption Details (Kilo liter per Day) Total Q-TFT 4 (VT) Flow s. No. 1. 2. 3. 4. 5

6. Source of Water Surface water Ground water RIICO/ PHED supply Recycled water Any Other (Please specify) Total Boiler/ Domestic Industrial Cooling Process Any other use Consumption measuring device Part Ill: Information related to Effluent Generation, Treatment and Disposal (a) Effluent Generation & Disposal Details s. No. 1 1. 2

3. Type of Effluent (Trade/ Domestic) 2 Quantity of Effluent Generated (KLD) 3 Recycled in the Process/ Activity (KLD) 4 Disposed/ Discharged (KLD) 5 Mode of Disposal 6 7, 2015 27 (9) (b) Number of discharge outlet (s) (c) Mode of treatment and disposal Mode Connected to CETP/ Common STP Having own ETP Having own STP Yes/ No Yes/ No Yes/ No Yes/ No Capacity Mode of conveyance of effluent Open drain/Closed Conduit/Tankers/Other (Please specify) Open drain/Closed Conduit/Tankers/Other (Please specitY) Open drain/Closed Conduit/Tankers/Other (Please specitY) (d) Type of treatment system installed Type (Sewage Treatment Plant/ Effluent Treatment Plant) Unit Operations & Process installed Capacity of the Treatment System 1.2

3. Part I V: Information related to Air Pollution and Control Systems (e) Air Emission Details A Process Stacks S. No Stack attached Stack height from ground level (in meter) Fuel Details of Air Pollution Control Measures Rated fuel consumption (It/ hr, Kg/hr) Probable pollutants Stack height from ground level (in meter) Infrastructural monitoring facility (Yes/ No/ Not required) B S. No. to process Flue ases stacks Stack attached to Plant Details of Air Pollution Control Measures Probable pollutants Infrastruct- ural monitoring facility (Yes/ No/ Not re uired 27 c s. No. D s. No. 10) Fu itive emission Source Details of D. G. Sets Rating (KVA/ KW) 7, 2015 Probable pollutants Height of Stack (in meter) Status of Acoustic enclosure Above roof Part V: Information related to Solid Waste: Above Ground Level s. No. l

2. Source/ Quantity Mode of Mode of Process disposal storage QTFTT 4 CT) Details of Air Pollution Control Measures Infrastructure facilities for stack emission monitoring (Yes/ No/ Not required) Whether covered under the rules dealing with Hazardous Waste notified under Environment (Protection) Act, Part VI: Information related to Consent Fee Deposition 1986 Amount DD/ Pay Order S. No. No./ ECS Transaction No./ Token no./ Challan No. Bank Name/ Date e-Mitra/ CSC 1. 2. a. b. c. I/ We, hereby declare that the information furnished above is correct to the best my/ our knowledge I/ We, hereby submit that in case of change in either of the point of emission or characteristic of emission or change in stack or process of operation, an application for consent shall be made and until such consent is granted no change shall be made. I/ We, understand the State Board and its official authorized in this behalf by the State Board can make necessary changes/ modification in the data provided by me/ us while deciding the application on the basis of the information provided by me/ us. 27 (11) Date:- Place Note: I. 11. 111. 5. 7, 2015 Signature N ame Designation Seal Consent application must be accompanied with the fees as specified in the notifications issued by the State Government time to time. Consent fee shall be paid through Bank Draft payable in favour of the Member Secretary, Rajasthan State Pollution Control Board or through ECS or through e-Mitra/ CSC or Bank Challan or any other facility as per orders issued by the State Board time to time. Documents as per check list as specified by the State Board shall be submitted along with the application. All documents including consent application form submitted to the State Board shall be signed/ attested by the proprietor/ authorized signatory along with seal. " Substitution of SCHEDULE.- The existing SCHEDUEL appended to the said rules, shall be substituted by the following, namely:- "SCHEDULE (See rule 5) Part 1 Fee for Industries/ Process/ Projects/ Activities other than Mining, Quarrying and Health Care Facilities (in rupees) S. No. 1 2. 3

4. Capital Investment (In rupees) 2 Up to 5 Lacs More than 5 Lacs Upto 10 lacs More than IO Lacs Upto 25 lacs More than 25 Lacs Upto 50 lacs For Consent to Establish For For Consent acknowledgement Red 3 3000 4500 6000 9000 Orange 4 2000 3000 4000 6000 Green 5 I OOO 1500 2000 3000 to Operate 6 5000 8000 1 1000 16000 7 I OOO 1500 2000 3000 27 12) 5.6. 7. 8. 9. IO. 11. s. No. l. 2. 2 More than 5() Lacs Upto I Crore More than I Crore Upto 2 Crores More than 2 Crore Upto 5 Crores More than 5 Crore Upto 10 Crores More than IO Crore Upto 25 Crores More than 25 Crore Upto 50 Crores More than 50 Crore 3 1 5000 18000 21000 24000 30000 37500 Rs. 50000 1000 per Crore or part thereof. of increment al investinen t above 50 crores 4 10000 12000 14000 16000 20000 25000 of

applicabl e fees for Red categorv Part- 11 7, 5 5000 6000 7000 8000 10000 12500 of applica ble fees for Red category 2015 6 19000 25000 28000 32000 38000 48000 Rs. 48000 + Rs. 1000 per Crore or part thereof, of incremen tal investme nt above 50 crore Q.TFT 4 CT) 7 5000 6000 7000 Acknowledgement is not applicable. A. Fee for Mining and Short Term Permits (in rupees) Lease area of the mines 2 Less than I Hectare I Hectare to less than 5 Hectare For Consent to Establish For Consent to Operate Major 3 15000 1 7000 Minor 4 8000 12000 Major 5 22000 25000 Minor 6 16000 22000 1 3. s. No. I 2 2 5 Hectare and above Lease area of the mines Upto I .0 Hectare More than 1.0 Hectare 3 15000+ Rs 1000/ hectare 4 12000+ 400/hectare 7, 2015 5 60000+ Rs 1000/ hectare 27 (13) 6 25000+ Rs 500/hectare B. Fee for Quar Licenses (in ru ees) For Consent to Establish 8000 For Consent to Operate For I Year 4000 2000 For 3 Years 11000 Part- 111 Fee for Hospital, Health Care Facility and Common Bio- Medical Waste Treatment and Disposal Facility (in rupees) The fee for Hospital, Health Care Facility and Conpmon Bio- Medical Waste Treatment and Disposal Facility shall be as per the Notification No. S.O. 344, dated 31-01-2002. Notes in respect of Part I & 11 of Schedule I: l. 2. 3. 4. 5

6. Red, Orange and Green category of unit is as per categorization adopted by the State Board from time to time. The State Board may add or delete or interchange the entity/ new industry or process or project or activity among the Red, Orange and Green category as the case may be. The State Board will issue consent for the period of 3 years in case of Red category .industries, 5 years in case of Orange category and IO years in case of Green category. No concessional fee is applicable for intervening period. The State Board will issue consent to operate for a period of 3 years or upto validity of lease period whichever is less in case of Mines. 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. All industries or process or projects or activities covered under the EIA Notification, 2006, except quarry license, shall pay an additional amount of Rs 15000/- as onetime fee for consent to establish in addition to fee mentioned in the above schedule. All industries/ process/ projects/ activities generating hazardous wastes as defined under the Hazardous Waste (Management, Handling and Transboundary Movement) Rules, 2008 and requiring authorization thereunder, the application for consent 27 14) 7. 8. 9. QTßT 4 (TV) 7, 2015 shall be accompanied with fee equal to one and half times of the amount of fee prescribed under the Schedule, other than the hazardous waste covered under category 5.1 of Schedule I of the said Rules, if the quantity of waste/ used/ spent oil is < 5 KL per annum. The classification of industries in Large/ Medium/ Small/ Tiny scale shall be as notified by the Department of Industries. The State Board will issue consent to establish normally for a period of 3 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. That in case of quarry licences upto 1.0 hectares, for the benefit of quarry licences holder, only obtaining of consent to operate is sufficient subject to compliance of EIA notification, 2006 and subsequent amendments. The quarry licence holder upto 1.0 hectares shall not be asked for separate consent to establish and consent to operate. Jaipur, June 05, 2015 G.S.Re 22.- 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 rnakes the following rules further to amend the Rajasthan Water (Prevention and Control of Pollution) Rules, 1975, namely:- 1. Short title and commencement- (l) These rules may be called the Rajasthan Water (Prevention and Control of Pollution) (Amendment) Rules, 2015. (2) They shall come into force on the date of their publication in the Official Gazette

2. Substitution of rule 29.- The existing rule 29 of the Rajasthan Water (Prevention and Control of Pollution) Rules, 1975, herein after referred to as the said rules, shall be substituted by the following, namely:- "29. Application for consent.- (l) An application for obtaining the consent of the State Board,- (a) for establishing or taking any steps to establish any industry, operation or process or any treatment and disposal system, or any extension or addition thereto, which is likely to discharge