



DELHI POLLUTION CONTROL COMMITTEE
DEPARTMENT OF ENVIRONMENT, (GOVT. OF NCT OF DELHI)
4TH FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI-6
visit us at : <http://dpcc.delhigovt.nic.in>

F.No. DPCC/ IT/CMC Fee / 2012

9193 + 09202

Dated:

17/4/13

OFFICE ORDER

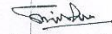
The matter regarding charge of Consent Fee in various types of cases including the cases of Consent to Establish for the projects coming under the purview of the EIA notification (requiring Environmental Clearance) was discussed at length w.r.t the Office Order dated 12.03.2012 regarding guidelines for Consent Fee etc. for various types of cases in the Meeting of Category 2(d) Cases, headed by Chairman, DPCC, on 06.03.2013 and decisions were taken for various types of cases in the said meeting.

In view of the above, the Office Order No. F. No. DPCC / EC / 2010 / 4383-4390 Dated 12.03.12 has been superseded and for smooth functioning of DPCC, this Office Order is being issued for immediate implementation and necessary action as per the Table given below :

Type of Case	Required Consent Application(s)	Required Consent Fee
(A) Industrial Units		
1. Unit yet to be Established (Not Commenced Production)		
(i) Applies First Time	Consent to Establish	CTE Fee for one year (unit can take periodical renewal of CTE in case gestation period is longer than one year).
(ii) Applies for Extension / Renewal of Consent to Establish	-----	CTE Fee for Extended Period (in Years) + Additional Fee for the Intervening Period, if applies after the expiry date of earlier granted CTE.
(iii) Change of Activity	Fresh Consent to Establish	CTE Fee for one year (unit can take periodical renewal of CTE in case gestation period is longer than one year).
2. Existing Unit (Already Commissioned Commenced Production)		
(i) Applies First Time	Consent to Establish & Consent to Operate simultaneously	CTE Fee for One year + Condonation Fee w.e.f 01.06.1991 (inception of DPCC) or from the date of commencement of the production of the unit (Refer Documentary Proofs required & mentioned at Point No. 10 of the Note below the Table) as per CTO Fee Structure + CTO Fee
(ii) Applies for Consent to Operate	Consent to Operate	CTO Fee + Condonation Fee for the Intervening period from the date of expiry of earlier Consent Order / Application period and upto the date of submission of CTO Application.
(iii) Change of Activity		
(a) Proposed new Changed Activity yet to be commenced	Fresh Consent to Establish	CTE Fee for One year
(b) Changed Activity Commenced	Fresh Consent to Establish & Consent to Operate Simultaneously	CTE Fee for One year + Condonation Fee for the Intervening period from the date of expiry of earlier Consent Order / Application period and upto the date of submission of Consent Applications as per CTO Fee structure under extant category + CTO Fee

Type of Case	Required Consent Application(s)	Required Consent Fee
(B) Housing Complexes/ Commercial Complexes, Office Complexes Including IT and Infrastructural and Town Development Projects.		
1. Unit yet to start Construction (Applies prior to Date of commissioning of Construction)		
(i) Applies First Time	Consent to Establish	CTE Fee for One year to Five year (Depending upon the gestation period of the Project of the Unit, as requested by the Applicant). CTE Fee for Extended Period (in Years) + Additional Fee for the Intervening Period, if applies after the expiry date of earlier granted CTE.
(ii) Applies for Extension/ Renewal of Consent to Establish	-----	CTE Fee for One year to Five year (Depending upon the gestation period of the Project of the Unit, as requested by the Applicant).
(iii) Applies for Change of Activity or for Increase in Built up Area (resulting in change of Fee Slab as per Part "B" of the Fee Structure)	Fresh Consent to Establish	CTE Fee for One year to Five year (Depending upon the gestation period of the Project of the Unit, as requested by the Applicant).
2. Unit Started Construction however yet to Commence Operation (Applies after the date of start of construction but prior to date of commencement of Operation)		
(i) Applies First Time	Consent to Establish	CTE Fee for One year to Five year (Depending upon the gestation period of the Project of the Unit, as requested by the Applicant) + Additional fee w.e.f. date of start of construction (to be established by Sanctioned Building Plan issued by MCD/DDA/ Concerned Agency) till date of submission of CTE application, as per CTE Fee structure. CTE Fee for Extended Period (in Years) + Additional Fee for the Intervening Period, if applies after the expiry date of earlier granted CTE.
(ii) Applies for Extension /Renewal of Consent to Establish	-----	CTE Fee for One year to Five year (Depending upon the gestation period of the Project of the Unit, as requested by the Applicant) + Additional Fee for the Intervening Period, as per present Consent Application.
(iii) Applies for Change of Activity or for Increase in Built up Area (resulting in change of Fee Slab as per Part "B" of the Fee Structure)	Fresh Consent to Establish	CTE Fee for One year + Additional Fee w.e.f. 01.06.1991 (inception of DPCC) or w.e.f. commencement of construction (whichever is later) (to be established by Sanctioned Building Plan issued by MCD/DDA /Concerned Agency) till date of submission of applications, as per CTO Fee structure + CTO Fee.
3. Existing Unit (Already Commissioned/ Started Operation)		
(i) Applies First Time	Consent to Establish Consent to Operate simultaneously	CTO Fee + Additional Fee for the Intervening period from the date of expiry of earlier Consent Order / Application period and upto the date of submission of CTO Application.
(ii) Applies for Consent to Operate	Fresh Consent to Operate	CTE Fee for One year to Five year (Depending upon the gestation period of the Project of the Unit, as requested by the Applicant). CTE Fee for One year to Five year (Depending upon the gestation period of the Project of the Unit, as requested by the Applicant) + Additional Fee w.e.f. commencement of construction (w.r.t increased Built up Area) till date of submission of applications, as per CTO Fee structure.
(iii) Applies for Change or Increase in Built up Area (resulting in change of Fee Slab as per Part "B" of the Fee Structure)	Fresh Consent to Establish for the Whole Built up Area	CTE Fee for One year + Additional Fee w.e.f. commencement of construction (w.r.t increased Built up Area) till date of submission of applications, as per CTO Fee structure.
(a) Applies for proposed Increase in Built up Area (before commissioning of construction)	Fresh Consent to Establish for the Whole Built up Area	CTE Fee for One year + Additional Fee w.e.f. commencement of construction (w.r.t increased Built up Area) till date of submission of applications, as per CTO Fee structure.
(b) Applies for proposed Increase in Built up Area (after commissioning of construction but prior to date of commencement of operation)	Consent to Establish Consent to Operate simultaneously	CTE Fee for One year + Additional Fee w.e.f. commencement of construction (w.r.t increased Built up Area) till date of submission of applications, as per CTO Fee structure + CTO Fee
(c) Applies for Already Increased Built up Area	Consent to Establish Consent to Operate simultaneously	

1. Consent Fee shall be charged as per the Fee Structure decided by the DPCC Board, in its meeting on 09.12.2009. Condonation Fee / Additional Fee for the Intervening Period shall be charged on six monthly basis and shall also be applicable for Part "C" of the Fee Structure for cases of Health Care Establishments.
2. In case of Extension / Renewal of Consent to Establish, unit shall not be asked to submit fresh application Form for Consent to Establish.
3. In case, the Unit is Operational and coming first time to DPCC, it shall submit both the Consent Applications i.e. Consent to Establish(CTE)and Consent to Operate(CTO) simultaneously along with requisite Consent Fee including Condonation Fee / Additional Fee etc.
4. Consent Fee for Hotel projects shall be charged as applicable under the head of Industries. However, in case, any Unit comes to DPCC, seeking Consent in the construction stage, the additional fee shall be charged as prescribed in the above mentioned "(B)" Category.
5. In all the cases if Unit comes to apply for Consent within validity period of earlier Consent Application / Consent Order, no Condonation Fee shall be charged irrespective of the change of the activity of the unit. In case unit applies for CTO after validity period of the earlier Consent Application / Consent Order then the unit shall be charged CTO fee for the intervening period from the date of cessation of previous Consent Order/Application as per applicable category on six monthly basis.
6. In case existing Unit comes to apply for addition of a new proposed activity, it shall be asked to first apply for Consent to Operate for the existing activity.
7. In case the Unit applies for Consent under the changed category due to categorization of DPCC or due to subtraction of the process in the previous activities then there is no need to apply for fresh Consent to Establish and additional fee, if any, is to be charged as per extant category.
8. In case, Unit comes to apply for Consent within 30 days of Refusal of earlier Consent application / Revocation of earlier Consent Order, no condonation fee shall be charged. After 30 days, if unit applies for Consent to Establish (if proposed activity to be commenced) then the unit shall be charged fee as per CTE Fee structure as per extant Category. If unit comes to apply for CTE along with CTO (if operational), then the unit shall be charged condonation fee as per CTO Fee structure as per extant category for the intervening period from the date of cessation of previous Consent.
9. If case of the Unit is not covered under any of the above mentioned types of cases / any representation is received along with supporting documents regarding Consent Fee to be charged etc., the same shall be put up administratively to the Competent Authority for decision.
10. To claim relaxation for the fee to be charged w.e.f 01.06.1991, if the Unit submits at least any two of the following documents as Proof to show its claim regarding date of Start of Construction /Start of Operation/Commencement of Production alongwith an Affidavit towards its claim, Additional Fee / Condonation Fee shall be charged for the Intervening Period from the date of Start of Construction / Start of Operation/Commencement of Production till the date of submission of the Consent Application(s):
 - (i) MCD License with an undertaking that it is the first license issued to the unit.
 - (ii) Power sanction letter / bill to the Unit indicating energization date.
 - (iii) Water sanction letter / bill to the Unit indicating initialization date.
 - (iv) In case of rented premises, notarized Affidavit from the landlord indicating date of first lease to the Unit with a copy of the Lease Agreement.
 - (v) Registration with SSI/VAT/CST or with any other Govt./Statutory Authority showing the year of Establishment / Operation.
 - (vi) Sanctioned Building Plan issued by MCD/DDA/any other concerned Govt. Agency alongwith copy of Environmental Clearance in case of projects coming under the purview of EIA Notification.
 - (vii) Completion Certificate issued by MCD/NDMC/DDA/ concerned Agency.


 (Sandeep Mishra)
 Member Secretary

Copy to :

1. PA to Chairman DPCC: for information to Chairman, DPCC.
2. Addl. Director, DPCC.
3. All Sr. Env. Engineers, DPCC.
4. All Env. Engineers, DPCC.
5. Scientist-D, DPCC.
6. Incharge, IT Cell - to take necessary action regarding charging fee etc as per the aforementioned Table and also to upload on the website and make necessary amendments in the software.
7. Incharge Planning and R & D Cell, DPCC.
8. Administrative Officer, DPCC.
9. Account Officer, DPCC.
10. Master File.


 (Sandeep Mishra)
 Member Secretary

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