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	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
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F.No.DPCC/RDPC/62 Board/2016/490-504 Dated: 08/09/16

Sub:-Minutes of 62nd DPCC Board meeting held on 11.08.2016 at 11:00AM in the Convention Hall No 3, 2nd Level, Delhi Secretariat, I.P. Estate, New Delhi-110002.

Please find enclosed the minutes of the 62nd DPCC Board meeting held on 11.08.2016 at 11:00AM in the Convention Hall No 3, 2nd Level, Delhi Secretariat, I.P. Estate, New Delhi-110002 for your kind information and necessary action please.

Encl: As above


(S. M. Ali)

Member Secretary

1. Secretary, Department of Environment, GNCT of Delhi.
2. Secretary, Department of Urban Development, GNCT of Delhi, 9th Level, Delhi Secretariat, I.P. Estate, Delhi-110002.
3. Commissioner, Department of Industries, GNCT of Delhi, UdyogSadan, 419, FIE Patparganj, Delhi-110092.
4. Secretary, Department of Health & Family Welfare, GNCT of Delhi, 9th Level, A-Wing, Delhi Secretariat, I.P. Estate, Delhi-110002.
5. Commissioner, Department of Transport, GNCT of Delhi, 5/9, Under Hill Road, Delhi-110054.
6. Member Secretary, Central Pollution Control Board, Parivesh Bhawan, East Arjun Nagar, Delhi-110032.
7. Advisor / Director, Control of Pollution Division, Ministry of Environment and Forests, Prithvi Wing, 2nd Floor, Room No.216, Indira Paryavaran Bhawan, Aliganj, Jorbagh Road, New Delhi-110003.
8. Medical Superintendent, All India Institute of Medical Science (AIIMS), Ansari Nagar, New Delhi-110029.
9. Director, School of Planning & Architecture, 4, Block B, I.P. Estate, Near AGCR, New Delhi-110002.
10. Prof. S.K. Singh, Head Department of Environment Engineering, Delhi Technological University (DTU), Shahbad Daultpur, Main Bawana Road, Delhi-110042.
11. Prof. A.K. Mittal, Department of Civil Engineering, Indian Institute of Technology (IIT), HauzKhas, Delhi-110016.
12. Dr. T.K. Joshi, Director, Centre for Occupational & Environmental Health (COEH), Maulana Azad Medical College (MAMC), Bhadur Shah Zafar Marg, Delhi-110002.
13. Dr. Ravi Aggarwal, Founder Director, Toxics Link, H-2 (Ground Floor), H Block, Jangpura Extension, New Delhi-110014.
14. Mrs. Bharti Chaturvedi, Director, Chintan Environment Research and Action Group, 238, Siddharth Enclave, New Delhi -10014
15. Director, Department of Environment, GNCT of Delhi.


(S. M. Ali)

Member Secretary

**Minutes of 62nd meeting of DPCC, held on 11/08/16 at 11.00 AM in the
Convention Hall 3, II floor, C Wing, Delhi Secretariat**

The 62nd DPCC meeting was held on 11/08/16 under the Chairmanship of Secretary (Env.)-cum-Chairman (DPCC) in Delhi Secretariat. Attendance sheet is attached.

At the outset, Chairman DPCC welcomed the members and thanked them for attending the meeting. He introduced himself and the Member Secretary as it was their first DPCC Board meeting. A round of preliminary introduction of all other members followed.

The proceedings of the meeting are as follows:

Agenda 1: Confirmation of the minutes of Minutes of 61st meeting of DPCC, held on 22/03/16.

Chairman, DPCC enquired if any member had any objection/ remark with respect to the minutes of the 61st DPCC. No member raised any objection and the minutes of 61st DPCC meeting stood confirmed.

**Agenda 2: Action taken report on the decisions taken in 61st DPCC Board Meeting
Dated 22/03/16**

1. Renovation of DPCC Office at 4th and 5th Floors of ISBT Building, Kashmere Gate, Delhi.

Member Secretary apprised the Committee that he has already taken up the matter with DTIDC for the timeline for completion of the renovation work. DTIDC has informed that they have already floated the tender and work shall be completed by the end of this year. It was also decided that during the renovation, care should be taken to maximize the use of energy saving devices, wherever possible.

(Action: Administration Cell)

2. Effluent Standards to be followed by the Hospitals having 50 beds & above.

Member Secretary informed that the decisions of the Committee are being implemented.

3. Levying of Extra Consent Fee for Application under Air & Water Acts.

It was informed that as decision of the Committee was implemented no action is required.

4. Engagement of Interns from National Law Universities / Colleges.

The Committee was apprised that as the proposal is not remunerative, no intern has shown interest. Therefore, the proposal is being dropped.

5. Consent under the Air & water Acts to Water Polluting Units generating Hazardous Waste.

As the agenda was placed for information of the Committee, which had taken note of it in the meeting on 22/03/16, no action is required.

3. Information regarding grant of Consent under the Air & Water Acts and Public Notices issued by DPCC

As the Committee took note of the information on 22/03/16, no action is required.

4. Creation of Head of Accounts: Ref NGT directions

The Committee was informed that receipts of compensation collected in terms of NGT orders are being deposited in the main account of DPCC (A/c No. 10166741672) with details kept separately. The Committee took note of this.

5. Status of Audit

Member Secretary informed the Committee that the audit is long pending and all efforts are being made to complete the target in a time bound manner.

(Action: Accounts Section)

6. Policy of Temporary revocation

The Committee was apprised that the policy is being implemented.

7. Minutes of 32nd Meeting of the Committee constituted vide office orders Dated 22.09.2014 and headed by Chairman, DPCC, for deciding applications of Consent under Water Act & Air Act and Authorization under the Hazardous Waste (Management, Handling and Transboundary Movement) Rules, 2008, held on 27.01.2016 for Stainless Pickling Units of Wazirpur Industrial Area.

The Committee was informed of the status in the meeting dated 22/03/16 and no further action is required.

8. Review of decisions taken in the Board Meeting of DPCC on 06.10.2012 regarding Effluent Treatment System, Effluent Standards & other requirements for Restaurants, Eating Houses, Sweet Shops, Dhabas and Hotels [RES DH Sector] & Banquet Halls / Party Lawns etc.

The Committee was apprised that its decision is being complied.

9. One Time Waiver of Extra Consent Fee charged for the past period

The decision of the Committee has been implemented with the extension of scheme upto 16th August, 2016.

10. Retainership fee for Advocates engaged in Supreme Court, High Court, Appellate Authorities, National Green Tribunal, Central Administrative Tribunal and District Courts by DPCC.

As the Committee had already taken note of the agenda on 22/03/16, no action is required.

11. Decision of the State Level Committee held on 08.10.2015 : for information

As the Committee took note of and ratified the decision on 22/03/16, no further action is required.

12. Grant of subsidy to E-Rickshaw Owners & release of fund in connection with Odd & Even drive.

As the Committee took note of and ratified the decision on 22/03/16, no further action is required.

13. Compassionate Appointment of Ms. Deepali Verma, daughter of Late Mrs. Suneeta Verma, Ex-UDC (DPCC).

As the Committee took note of and ratified the decision on 22/03/16, no further action is required.

14. Medical Facility to the Employees of DPCC.

Member Secretary informed the Committee that Delhi Government has still not conveyed its decision on the file submitted by DPCC to it for inclusion in DHS. CPCB representative conveyed that they have most hospitals on their panel for cashless treatment. Member Secretary, DPCC informed that in organization like DPCC, where the number of employees is very less and scattered all over Delhi, most hospitals are reluctant to be on panel. **It was, therefore, decided that DPCC may also enlist itself in the hospitals empanelled by CPCB, as an extension of that organization** for which CPCB assured to provide a list of such hospitals to DPCC. The decision may be reviewed depending upon the decision of Delhi Government on the relevant file under submission.

(Action: Administration Cell)

15. Demand of Employees of DPCC for extending the pensionary benefits who have joined the services prior to 01.01.2004.

It was informed to the Committee that file is under submission to the Government for its approval. **As the matter is under active consideration in CPCB also and is in advanced stage, DPCC may watch and wait for any positive decision in that case apart from exploring other options as detailed in the minutes dated 22/03/16.**

(Action: Administration Cell)

16. Staff Strengthening of DPCC

Action on the decisions is already been taken and the file is under submission to Government for approval.

(Action: Administration Cell)

17. Amendment of Recruitment Rule of staff car drivers (Ordinary grade)

Member Secretary informed the Committee that the file for amendment of RRs of staff car drivers (ordinary grade) was sent to Services department and the same has been received back with some observation. The matter is under process and DPCC is still working it out.

As decided in the meeting dated 22/03/16, emoluments to the contractual drivers in DPCC have been given at par with the contractual drivers in Delhi Govt.

(Action: Administration Cell)

Agenda No. 3 : Procurement of three continuous Ambient Air Quality Monitoring Stations (2 fixed and 1 mobile) and 20 PM₁₀ and PM_{2.5} stations.

Dr. George, Scientist 'D' from DPCC explained the agenda to the members. The initial proposal of DPCC was to procure 2 fixed stations, 1 mobile station, alongwith 20 PM₁₀, 20 PM_{2.5} and 5 PM_{1.0} real time samplers. For procurement of the instruments, as this is high end procurement, DPCC approached NTPC Consultancy Wing, which has agreed principally to be the bid manager and has submitted their offer regarding tentative amount payable to them. However, afterwards the Committee formed for finalization of the location of these instruments, recommended additional procurement of 2 urban background stations, 2 road kurb stations, 1 station to know the impact of Kundli- Manesar Project (KMP) Highway. Therefore, as the number of stations have increased for proposed procurement, the amount payable to NTPC may also vary as per final quantity of work entrusted to them. NTPC shall procure the instruments through global tendering process. For procurement of these the funds shall be taken either from the Water Cess amount collected or Air Ambience Fund.

On the members' query regarding process followed for relaying of the data from these instruments, it was informed that the data shall be first received in DPCC and then transferred to other sites simultaneously including that of CPCB.

Representative of CPCB cautioned that parameters to be monitored should be given a thought as parameters like CO may be required in commercial areas but not in residential areas, like O₃ which has emerged as a tricky parameter in case of Delhi. Members were informed that Committee for finalization of the locations of the instruments includes professors from IITs and a nominee from CPCB.

Justifying the procurement of analyzer for measuring PM_{1.0} in the ambient air, Scientist 'D' argued that although no standards for PM_{1.0} exist as of now, but considering the concern regarding air quality in Delhi, CPCB is sure to come out with the standards shortly. At that time some base line data will be required. Also, some research organizations have already started measuring and

publishing it and, therefore, Delhi Govt. should be in possession of some authentic data, of their own. It was also informed to the members that as USEPA standards are not available for PM_{1.0} analyzer, DPCC may have to go in for TUV or other European standards.

As some of the members enquired about the correlation of the data with the ground action, they were informed that the data collected by DPCC from the stations are being widely used by many organizations as also for the Action Plans (both long and short term) of Environment Department, GNCTD. CPCB also informed that based on the data collected from various State Boards, it has identified 94 Indian cities as having not attainable ambient air standards. Member from CPCB also explained that air is a very dynamic system and for preparing any action plan long term data is required to study the patterns of various parameters.

On mobile vans also, Member, CPCB cautioned about the difficulties faced in the Indian conditions apart from finding power source, during monitoring, as the system requires about 10-11 KW load. Scientist 'D' explained that the van shall be used where permanent stations cannot be fixed. The van will operate on 10 year Operation & Maintenance by manufacturer.

On the question of reliability of data captured from the stations, Scientist 'D' assured that DPCC is getting 85% data capture accuracy. In case of fault, penalty is imposed on the manufacturer.

Decision: The Committee unanimously approved the agenda item.

(Action: Air Lab, DPCC)

Agenda No. 4 : Operation and Maintenance services for 4 nos of Continuous Ambient Air Monitoring Stations (CAAQMS) installed by Envirotech Online Equipment Pvt. Ltd.

Scientist 'D' explained the agenda to the members. Envirotech Online Equipment Pvt. Ltd. had been found to be the lowest bidder in an open tender and after negotiation, cost for O&M has been decided as Rs. 2,38,60,000/- (Rs. two crores thirty eight lakh sixty thousand rupees only). This has been decided on the basis of Rs. 15 lakh per station per year at an increase of 10% each year plus one time overhauling cost of Rs. 10 lakh for each station for three years.

The Committee was apprised of the fact that in 2011, CPCB had given the contract of O&M at the same rate i.e. @ Rs. 15 lakh per station per year. U.P. State Board and Rajasthan State Board are also following the same rates.

After detailed discussion, the Committee felt the cost of O&M @ Rs. 15 lakh per station per year plus one time overhauling cost of Rs. 10 lakh for each station for three years is justified. However, the increase of 10% each year on 15 lakh per station was considered to be on higher side. Member CPCB was of the view that there should be no increase on yearly basis.

Decision: Renegotiation may be attempted with Envirotech Online Equipment Pvt. Ltd. for the purpose of deciding O&M contract.

(Action: Air Lab)

Agenda No. 5 : Adoption of the amended Bio-medical Waste Management Rules (1998) notified on 28/3/2016 by MOE&F

Sh. P.S. Pankaj, EE explained the agenda to the members. Committee, after discussion approved the proposed one time fee of Rs 5000/- for all the clinics which are non-bedded/ having less than 1000 patients/ month at the time of applying for Authorization from DPCC.

The issue regarding registration of Delhi Medical Council (DMC) for all the doctors/ clinics while applying for authorization was also discussed. This will prevent the quacks to open clinics in Delhi under the garb of Authorization.

The issue of difference in validity of Authorization (three years) / Consent period (five years) specified under the respective Acts/ Rules, was discussed and proposal for synchronization of validity period of Authorization under Bio-Medical Waste Rules and Consent under Air & Water Acts for health facilities was also placed before the Committee.

On the query of members on the steps being taken to upgrade the system of bio-medical waste management, they were informed that DPCC has already directed both Common Bio-medical Waste Management Facilities (CBWTFs) for installing rotary furnace for incinerable waste. Apart from this directions for installation of on-line monitoring system (for real time data) have also been issued.

Decision:

- a) The Committee approved one-time fee of Rs 5000/- for all the clinics which are non-bedded/ having less than 1000 patients/ month at the time of applying for Authorization from DPCC
- b) Registration of Delhi Medical Council (DMC) shall be a pre-requisite for all the doctors/ clinics while applying for authorization under the Bio-medical Waste Rules.
- c) The Committee approved the synchronization of validity period of Authorization under Bio-medical Waste Rules and consent under Air & Water Acts for health facilities. When a healthcare unit completes either of this period earlier, it has to apply again for both Authorization as well as for consent.
- d) A protocol for monitoring and analysis of the data which will be received in DPCC, through on-line monitoring systems installed in CBWTFs, should be developed in DPCC.

(Action: WMC-I)

Agenda No. 6 :Agenda w.r.t Harmonization of classification of industries and re-categorization of industry/ organization/activity as per the directions of CPCB and prescribing consent validly period

The members were informed about the process adopted in DPCC for synchronizing/ harmonizing the categorization of industry, till date, with the categories prescribed by CPCB viz. Red, Orange, Green and White. Proposed validity periods of consent under various categories were also placed before the Committee. As Delhi has large number of activities not covered under CPCB classification, the same were also classified in different categories following the guidelines prescribed by CPCB.

The CPCB member explained the reason for this national categorization as it is not possible to have a national inventory unless there is a uniform national categorization. The process started in 2010 which has been fine-tuned recently taking into consideration various observations over the years. During the discussions, some activities and their category e.g. CETP sludge (orange) and CETP (red) were discussed which need further clarification while classifying under different categories. Likewise, activities like municipal solid waste and paper manufacturing using waste paper (which have been mentioned in red category) also need further clarification (it may have possibly been categorized under red category due to involvement of chemical process in general). It was pointed out by some members that paper manufacturing from waste paper (without chemicals) is being promoted by Environment Department in schools under environmental clubs.

The members raised the issue of dismantling of e-waste, an activity which, as of now, is not permitted in Delhi alongwith CFL, mercury disposal and disposal of batteries (small for everyday use) which are dumped alongwith municipal waste. The argument put forward was that dismantling is different from re-processing (which may involve polluting processes) and is like a reverse assembly process

Decision:

- a) **The Committee formed for harmonizing the categorization of industries will review the categorization and fine-tune the anomalies pointed out in the Board meeting.**
- b) **A Committee will be formed to look into the aspect of allowing e-waste dismantling in Delhi, including deliberating on the possibility of developing an e-waste disposal site/ plant in Delhi (on lines of CBWTF, TSDF etc.). The report of the same will be placed in the next DPCC meeting.**

(Action: CMC and IT Cell)

Agenda No. 7 : Ratification of the decisions

- a) taken in the meeting of the Chairman, DPCC on 19.02.2016 and 16.05.2016 and office orders dated 12.04.2016 & 20.05.2016 and issues related to fees etc. w.r.t Ease of Doing Business
- b) For extension of one time waiver of extra/ late consent fee upto 16/08/2016 (w.r.t. agenda no 4 of DPCC meeting dated 22/03/16)
- c) Sitting fee for the non-official members of DPCC Board @ Rs. 5000/ for member (all inclusive)
- d) One time Authorization under e-waste (for 11 applications) was granted to the import of MFD & photocopiers as it is included in the list recently. However, from 1/10/16, this would be dealt by CPCB.

The Committee ratified all the decisions.

(Action: IT Cell, CMC, Accounts Branch and WMC-I)

Agenda No. 8 :Proposal for third party inspection scheme for verifying Environmental Compliance by the industry by National Accreditation Board for Certification Bodies (NABCB) / Quality Council of India

Shri Anil Johri, CEO, NABCB gave a presentation before the Committee. It explained that the inspections will be performed by the third party which will, in turn, be accredited by NABCB. In this way NABCB will act as a bridge between DPCC and the inspection party. Accreditation of the party will be based on the international standards. NABCB shall have annual surveillance of the party and shall be auditing actual inspections.

NABCB shall also evolve different inspections formats for implementation of various pollution control laws and shall be training the inspecting teams as per the requirements of DPCC.

Some members, though cautious, appreciated the idea and considered it better than sending Trainee Engineers for inspections. In any case the mechanism is to be over and above the actions/ inspections undertaken by DPCC engineers.

Decision: The Committee approved the agenda and directed to form a Committee involving experts and a representative of CPCB to give its recommendations.

(Action: CMC)

Agenda No. 9 :Re-structuring of Fee/ Applicability of Period of NOC / Consent Application Format and Enclosures for consent / authorization in view of harmonization of classification of industries and re-categorization of industry/organization/activity as per the directions from Central Pollution Control Board

The members were told that essentially DPCC has been following the fee structure followed by West Bengal Pollution Control Board. Now in view of the re-categorization of industries in DPCC as per the categories specified by CPCB, restructuring of fee is required. The proposal is to make the fee prescribed for orange category applicable to Red category as well.

One of the issues discussed was regarding the fee difference among the units operating from rental premises and the ones operating from the premises owned by them, as the fee is calculated based on the capital investment including cost of land. For rental premises the fee applicable is very low as compared to the owned premises. This gives rise to various malpractices. It was proposed to equate the fee and to charge the occupier land cost also, irrespective of the ownership of the land. The argument against the proposal was that as the land cost shall not appear in the balance sheet of rental premises, there shall be no way/ basis to charge fee on land cost. to charge.

Decision:

- a) The Committee approved the proposed fee structure under various categories.
- b) On the issue of difference of fee between rental and owned premises, it was decided to calculate the fee based on the area occupied by the occupier.

(Action: Enquiry Section and CMC)

Agenda No. 10 :Engagement of 20 nos of trainees over and above the strength of 48 nos.

The Committee was informed about the increased workload in the recent past and also the vacancy position of the regular officers. In order to tide over this situation, the Committee felt that extra technical hands are required. Hence purely on the basis of administrative exigency and in public interest, the Committee **approved the engagement of 20 more trainees against different projects.** The engagement shall be for six months initially, extendable to six more months. No more extension will be allowed. The trainees shall be paid honorarium and this shall not be considered employment in any sense. The contract shall make it very clear. On successful completion of their term, the trainees shall also be issued Training Certificates.

(Action: Administration Cell)

Agenda No. 11 :Corporate membership of India International Centre for Chairman and Member Secretary of DPCC.

The Committee approved the proposal to obtain corporate membership of IIC with all the fee applicable,

(Action: Administration and Accounts Section)

Agenda No. 12 :Grant of adhoc promotion to DPCC staff.

The agenda was placed before the committee along with the seniority list of the technical staff. Member Secretary informed the members that due to some reasons like non-finalization of RRs or the other, officers in DPCC could not be promoted. Although DPCC is a delegated body of CPCB, confusion over which RRs to be adopted has prevailed for years. Therefore, the RRs are yet to be finalized. However, till the proposed RRs are approved, the existing RRs should be considered. The last time the officials were promoted was in the year 2005. After that a number of officials have become eligible for the next promotion but a decision could not be taken due to confusion over RRs.

Decision:

The Committee in-principle approved the proposal of initiation of promotion process for all the officials in DPCC (technical as well non-technical), based on the existing RRs. The promotions shall be taken up in the concerned DPC on case to case basis as per the eligibility of the candidates, their records, court cases, if any and the number of posts existing in each category.

(Action: Administration Section)

The meeting ended with thanks to Chair.