

66th Meeting of the Committee for II (b) Category Cases was held on 29.04.2024 under the Chairmanship of Member Secretary, DPCC.

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The following decisions were taken:-

Agenda Item No 1: Decisions on all complete pending cases (as of 29.04.2024)

The cases on this agenda were discussed and decided online.

During the meeting, the following decisions were also taken in the meeting:-

- i. In the meeting, all complete pending cases were taken up. The list of the cases considered in the meeting is as follows:-

S. No	Particulars	No. of cases
1	Consent to Establish/ Operate/Operate (Renewal/Fresh) granted.	29
2	Consent to Establish/Operate (Renewal/Fresh) refused/rejected / infructuous as the unit has not submitted the requisite documents within the stipulated time.	7
3	Applications for Consent to Establish/ Operate/Operate (Renewal) are kept in abeyance due to water polluting/returned to the concern Cell for lacking facts/recommendations etc.	0
Total		36

- ii. MS, DPCC directed that cases once decided by this committee II (b) should not kept pending with cells. The cell-wise no. or application that were decided in previous meetings but were not issued till date is presented below-

Sr. No.	Name of the Cell	No. of application
1.	CMC-I	0
2.	CMC-II	1
3.	CMC-III	0
4.	CMC-IV	0
5.	CMC-V	1
6.	CMC-VI	10 (RES DH cases, pending for signature with AD, WMC-II)
7.	CMC-VII	0

- iii. Cell-wise consent applications which were kept in abeyance (w.r.t Redevelopment areas water polluting unit in respect of NGT order/Hall Marking cases till date 29.04.2024)

S. No.	Concerned cell	No. of Applications
1.	CMC-I	40
2.	CMC-II	129
3.	CMC-III	26
4.	CMC-IV	0
5.	CMC-V	111
6.	CMC-VI	85
7.	CMC-VII	84
8.	EIA	0

Policy issues related to Redevelopment, water polluting units in respect of NGT order and hall marking cases shall be expedited by Cell-incharges of CMC-VI and CMC-VII respectively.

- iv. Pendency of Eligible 2(b) category cases (except wrt redevelopment areas/ water polluting units in service sector and food items /Hall Marking cases) till 29.04.2024 is as follows:

S. No.	Concerned cell	Untouched application	Clarification Raised	Total
1.	CMC-I	0	1	1
2.	CMC-II	0	6	6
3.	CMC-III	0	1	23*
4.	CMC-IV	0	0	0
5.	CMC-V	3	9	12
6.	CMC-VI	0	0	0
7.	CMC-VII	3	10	13
8.	EIA	0	4	4

*(Out of 23 cases 22 are pending due to SCN/for directions of imposition of EDC issued to these units). Concerned cell-incharges were directed to expedite and clear the pendency.

- v. In the 30th meeting of the committee II(a) category cases headed by the Chairman, DPCC held on 14.12.2023, it was decided *that in compliance with the order of NGT in OA No. 159/2013 titled "All India Lokadhikar Sangathan Vs. GNCTD passed on*

20.03.2020, and the CTE and CTO filled by the new units water polluting, which are not covered in DPCC office order dated 13.07.2023 may be refused.

- vi. In order to bring uniformity in action in all the cells, it is decided that the CTE/CTO of all water polluting units pending at II(b) level may be refused by CMC Incharges immediately. However, CTE/CTO of essential services in Delhi like service stations and food processing (except meat processing) may be kept in abeyance till a final policy decision on such type of cases is taken. This is in view of the Chairman, DPCC observation in File No. DPCC/(10)/(03)/(2)/L.
- vii. Incharges shall ensure that only complete applications are brought to the II(b) Committee. In cases where clarification has been raised twice, seeking required documents, and if the unit fails to submit, the application should be refused at the level of CMC incharge, without bringing it to II(b) Committee to avoid delay.
- viii. Consent to Operate in case of the units mentioned at pt. (v) shall be placed before II(b) Committee only after the unit has applied for Authorization under HWM and has signed an agreement with the TSDF Operator. In case the unit fails to submit the Authorization application/ TSDF agreement even after raising clarification twice, the application for CTO also shall be placed before the Committee for refusal.
- ix. In case of hazardous waste generating units, wherever Consent to Operate has been refused, Authorisation under HWM Rules also to be refused.
- x. The Hon'ble National Green Tribunal in OA No. 159/2013 titled as "All India Lokadhikar Sangathan vs GNCTD" on 20.03.2020 has directed DPCC that till establishment of TSDF and upgradation of CETP no new water polluting and hazardous waste generating industry should be permitted in industrial areas in the absence of TSDF in NCT of Delhi. DPCC in compliance to the NGT order has not been issuing consent to Industries generating hazardous waste and water polluting units where issue of CETP upgradation was involved. After commissioning of TSDF in Delhi it was decided that non water polluting units which are generating hazardous waste may be considered to operate in all approved industrial areas due to lesser pollution potential involved subject to the condition that these units shall have valid agreement with TSDF for treatment of hazardous waste. An office order dated 13.07.2023 has been issued on this account.

- xi. If the unit fails to submit the agreement and the requisite documents even after raising clarification on two occasions, authorisation be refused at the level of Branch Incharge without bringing before II(b) Committee.
- xii. From now on regarding MHA/RES DH cases as per the approval on file no. DPCC/L-203/2/2022-CMC3 where specific area In-charge/officers have been directed not to deal with such cases, their authorized link officers shall deal with these such cases.
- xiii. The Committee has not taken up the cases of those units which were operating in redevelopment areas as per the decision taken in previous meetings. These cases may be kept in abeyance till final decision of Industries Department regarding allowing new units in redevelopment areas is obtained.
- xiv. All CMCs are directed to re-check each and every document including required consent fee before issuing the Consent to Establish /Consent to Operate/Consent to Operate (Renewal).

Note:- All CMCs Incharges to ensure that decisions of the Committee are conveyed/consent granted/refused to the unit within 03 days from the date of issuance of these minutes.

The meeting ended with a vote of thanks to the Chair.


(Dr. K.S. Jayachandran)
Member Secretary,
DPCC


(Sh. Pankaj Kapil)
Add. Director

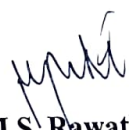

(Ajeeta Agrawal)
Add. Director

(Dr. BMS Reddy)
SEE, CMC- II


(Mohd. Arif)
SEE, CMC-V

(P.S Pankaj)
SEE, CMC-VII


(Satender Kumar)
SEE, CMC-III

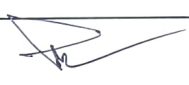
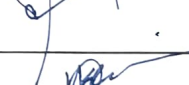

(M.S. Rawat)
SEE, CMC-I


(Sanjay Vatts)
EE, CMC-IV


(V.K. Jain)
EE, CMC-III

Annexure "A"

Attendance Sheet for 66th Meeting of the Committee for II(b) Category Cases (activities / process other than those falling under clause II(a) as per Office Order Dated 31.05.2017) headed by Member Secretary DPCC, for deciding the Consent Under the Air & Water Acts and Authorization under the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 / Registration under the Plastic Waste Management Rules, 2016 held on **29.04.2024** in the Conference Room of DPCC at 5th Floor, ISBT Building, Kashmere Gate, Delhi-110006.

S.No.	Name	Designation	Signature
1.	Dr. K.S. Jayachandran	Member Secretary, DPCC	In Chair
2.	Sh. Pankaj Kapil	Add. Director (CMC- I, II, IV)	
3.	Ms. Ajeeta Agrawal	Add. Director (CMC III, VI, VII)	
4.	Dr. B.M.S. Reddy	SEE (CMC II)	
5.	Sh. M. Arif	SEE (CMC V)	
6.	Sh. P.S. Pankaj	SEE (CMC VII)	
7.	Sh. Satender Kumar	SEE (CMC III)	
8.	Sh. M. S. Rawat	SEE (CMC I)	
9.	Sh. Sanjay Vatts	EE (CMC-IV)	
10.	Sh. V.K. Jain	EE (CMC III)	