

Minutes of the 35th meeting of the Committee Constituted for Deciding the Consent under Orange Category, held on 14.01.2008 in the Conference Room of Chairman, DPCC.

The following persons attended the meeting on 14.01.2008:

1. Sh. J. K Dadoo, Chairman DPCC
2. Sh. K. Mahesh, Member Secretary, DPCC
3. Sh. S.K.Gupta ,Head Chemical Engineering Deptt. ,IIT Delhi
4. Sh. B. Kumar, SEE, DPCC
5. Sh. M. Dwarakanath, SSO, Deptt of Env., GNCTD
6. EEs CMC – I, II & III.
7. EE and AEE of MSW Cell.
8. AEEs and JEE of CMC – I, II & III.

35th meeting of the Committee constituted for deciding the Consent (under Orange Category) was held on 14.01.2008.

Following decisions were taken in the said meeting:

Agenda Item No.1- Cases of industries of WIA who have/have not filed BG.

In view of the meeting of Wazirpur Industrial Association with Hon'ble CM on 10.01.2008 those cases of Bank Guarantee, which have not yet been submitted due to various reasons, were taken up first and decisions taken are annexed as **Annexure – I**.

Due to paucity of time out of those cases where Bank Guarantee had been submitted, certain court matters were taken up which required an early decision. The remaining cases for consideration of Bank Guarantee and its appropriateness would be taken up on 16.01.2008 when the size of the unit and its consent application is prepared in the agenda for quick decision making. Three cases where decisions were taken are annexed as **Annexure – II**.

Agenda Item No. 2 – Wazirpur CETP.

On closed inspection of the file, in view of the representation made by the Wazirpur Industrial Association to Hon'ble CM on 10.01.2008 reveals that two out of the three deficiencies have been corrected. Since the CETP society is amending its ways, the committee felt that the Bank Guarantee of Rs. 3 Lakhs for a period of six months may be

taken from the society within one month in order to ensure that it corrects these three deficiencies consistently.

Agenda Item No.3- Special References & Court Cases.

Due to paucity of time, only three cases out of 10 were discussed in the meeting. Decisions taken with respect to these three cases are annexed as **Annexure – III**.

Agenda Item No. 4 – CBI Reference cases. 13 Nos.

This agenda was decided to be taken up on 16.01.2008, as the same could not be taken up today due to paucity of time.

Agenda Item No. 5 – Review of ATR of decisions taken in the meeting held on 20.08.07 (6+6+22) cases. 34 Nos.

Due to paucity of time, it was decided to take up this agenda on 16.01.2008.

Agenda Item No. 6 – Review of ATR of decisions taken in the meeting held on 21.08.07 [21+7] cases. 28 Nos.

For want of time this agenda was not taken up today and it was decided to take up the same on 16.01.2008.

Agenda Item No. 7– 10 cases (Complaint) of WIA

Due to paucity of time, it was decided to take up this agenda on 16.01.2008.

Meeting ended with thanks to the Chair.

SL. NO.	NAME	ADDRESS	ACTIVITY	EARLIER DECISION, IF ANY	REMARKS/ATR	Decision on 14.01.08
1	Tonika Automobiles	A-15, Wazirpur Ind Area, Delhi -52	Service Station	28.9.2007 Applied for renewal of consent and authorisation. Special inspection team observed all the pollution control measures O.K and found operational. Issue consent for renewal and renewal for authorization.	Renewal of consent and authorisation issued. Complaint received against the unit.	This unit was granted consent on 07.11.2007 respectively. Now unit is discharging waste water. Asked to investigate this case.
2	5 Star Hotel Crowne Plaza,	Plot No. 13-A & 13-B, District Centre, Mayur Vihar, Ph-1 extn., New Delhi - 96.	5 Star Hotel		Applied for consent to establish on 30.8.2007. Environmental Clearance accorded by MOE&F. Unit represented that the project is to be completed in a time bound manner for CWG 2010 and so requested for early grant of consent application.	The unit has made two representations. Wealth Games. The unit has a condition during the construction. Let the unit file an application in different phases. The unit must start and to what extent ready for the construction. The case is to be followed.
3	Raghuvanshi Enterprises P Ltd	485 A/1, Dilshad Garden, GT Road		20.11.2007 A polite reply may be sent by Member Secretary to Parliamentary Secretary to Chief Minister.	Minutes of CMC dt 20.11.07 awaited. The unit has applied for consent to establish on 17.07.07. The proposed industry is located in Dilshad Garden Indl Area, which is in the list of 20 industrial areas which are to be redeveloped as per MPD 2021.	A letter may be issued as per the conditions on file.

SL.NO.	DATE OF CMC	NAME	ADDRESS	ACTIVITY	EARLIER CMC DECISIONS	CURRENT STATUS
1	24.10.07 CMC	Kalyan Steel Rolling Mills	A-130, Wazirpur Industrial Area, Delhi-52.	Pickling, Annealing & Re-Rolling of SS Sheets	Ask unit to apply for Consent to Establish which has never been done before, despite clear provision under Air and Water Acts. Since the inspection report shows grave deficiencies, the unit is also directed to file a BG of one lakh rupees each under Water Act, Air Act and HW Rules. The said bank guarantee will be valid up to 06.02.2010.If he does so within a week the case will be heard on 20.11.07 for final decision.	3 LAKHS O 23.11.2007
2	24.10.07 CMC	New Adarsh Re-Rolling Mills	A-137, Wazirpur Industrial Area, Delhi-52.	Pickling, Annealing & Re-Rolling of SS Sheets	Ask unit to apply for Consent to Establish which has never done before despite clear provision under Air and Water Acts. Since the inspection reports shows grave deficiencies, the unit is also directed to file a BG of one lakh rupees each under Water Act, Air Act and HW Rules. If he does so within a week the case will be heard on 20.11.07 for final decision. The said bank guarantee will be valid up to 06.02.2010.	3 LAKHS SUBMITTED ON 30.11.20
3	24.10.07 CMC	Ramesh Trading Co.	C-9, Wazirpur Industrial Area, Delhi-52.	Electroplating	Ask him to apply for Consent to Establish immediately and positively within a week and file BG of Rs. one lakh each, under Water Act, Air Act and HW Rules, in view of very serious findings of the special inspection team. If he does it, the matter will be taken up on 14.11.07 for final decision.	3 LAKHS O 19.11.2007

SL.NO.	DATE OF CMC	NAME	ADDRESS	ACTIVITY	CURRENT STATUS OF BG	SUBMISSION OF BG	DECISION ON 14.01.2008
1	10.09.07 CMC	Vijay Industries	B-71	Annealing & Pickling.	BG ENHANCED FROM 3 TO 6 LAKHS. SUBMITTED REPRESENTATION FOR CONSIDERING THE CASE SYMPATHICALLY. CMC DT 09.01.08 CONSIDERED THE CASE AND REDUCED BG FROM 6 TO 3 LAKHS. MINUTES AWAITED.	N	Already considered on 09.01.2008.
2	29.11.07 CMC	Swaroop Industries	B-9, Group		NOT SUBMITTED.	N	A letter may be issued to the unit clarifying the validity of the Bank Guarantee to be submitted.
3	12.10.07 CMC	Sohal Motor works	B-24	Pickling, Annealing & Re-Rolling of SS Sheets	CLOSED THE ACTIVITY. SUBMITTED LETTER ON 31.12.2007.	N	Inspection by Special Inspection Team on the following grounds :- (a) the unit claims closure of pickling while the application talks about pickling, annealing & re-rolling. The inspection team will find out the actual position of the activity is being undertaken on which basis CMC will decide next month.
4	28.09.07 CMC	Shalimar Motors	C-91/9	Service Station	NOT SUBMITTED.	N	The unit has not yet filed the Bank Guarantee but according to the data on the record it deals with four cars a day which puts the unit in small category. In view of the decision taken in meeting between Wazirpur Industrial Association and the Hon'ble CM on 10.01.2008, the unit may be asked to file a Bank Guarantee of Rs. 50,000/- each under Air act & HWM Rules valid upto 06.02.2010 within 30 days.

5	12.10.07 CMC	Sh. Vijay Kumar Goel	A-104	Buffing	NOT SUBMITTED.	N	The unit has not applied for consent to establish nor filed the Bank Guarantee. Let the special inspection team inspect the unit and report by next month positively.
6	12.10.07 CMC	Sh. Shree Venkateshwar Enterprises	Shed no, 54 DSIDC	S.S. Utensils (Pressing & Buffing)	REQUESTED FOR EXTENSION OF TIME FOR SUBMISSION OF BG.CHAIRMAN ALLOWED AS A SPECIAL CASE.	N	The unit has requested for time to submit Bank Guarantee without making any application for consent to establish. The unit may be asked to file consent to establish application within 01 month. In view of the decision taken in Hon'ble Chief Minister's meeting with the Wazirpur Industrial Association, for units like this, which have a production of 2 tonnes/month which comes to revenue of Rs. 70,000 per month, the Bank Guarantee in this case may be scaled down to Rs. 50,000/- valid upto 06.02.2010.
7	12.10.07 CMC	Sh. Shajid and Sh. Aslam	A-103/6	Steel Polish	NOT SUBMITTED.	N	The unit was asked to apply for consent to establish and file Bank Guarantee of rupees one lakh under the Air Act. These letters have come back undelivered and are on the file. <u>Let the special inspection team make special efforts</u> and locate these units and submit report by next month.
8	12.10.07 CMC	Sh. Ravi (Dayal Industries)	Shed no, 63, DSIDC	Buffing	SUBMITTED.	N	In this case, the unit has not applied for consent to establish but filed an affidavit saying that there is no activity of buffing of S.S. Steel at his factory and therefore no air pollution. The unit may be asked to file consent to establish application within 01 month and in the meantime the special inspection team may inspect the premises to confirm whether the buffing activity has actually been closed as stated in the affidavit. Based on the findings, CMC will decide the case in the next month.
9	12.10.07 CMC	Sh. Mohammad, Sh. Noshad, Sh. Lekraj (Pratap Metals)	A-136	Buffing	NOT SUBMITTED. LETTER RETURNED UNDELIVERED.	N	The unit was asked to apply for consent to establish and file Bank Guarantee of rupees one lakh under the Air Act. These letters have come back undelivered and are on the file. <u>Let the special inspection team make special efforts</u> and locate these units and submit report by next month.
10	10.09.07 CMC	Sh. Gaurav (Proprietor of pickling unit)	C-55/1 (backside portion)	Pickling of SS Sheets.	NOT SUBMITTED.	N	In view of the production data and the meeting of Wazirpur Industrial Association with Hon'ble Chief Minister, BG may be reduced to rupees three lakhs from the earlier BG of rupees six lakhs. Unit may be asked to submit the same with a month.

11	12.10.07 CMC	Sh. Bhupinder(Jain Steel Udyog)	Shed no, 71 DSIDC	Steel Untenslis	SUBMITTED AFFIDAVIT FOR CLOSURE OF BUFFING ACTIVITY.	N	In this case, the unit has not applied for consent to establish but filed an affidavit saying that there is no activity of buffing of S.S. Steel at his factory and therefore no air pollution, water pollution & noise pollution. The unit may be asked to file consent to establish application within 01 month and in the meantime the special inspection team may inspect the premises to confirm whether the buffing activity has actually been closed as stated in the affidavit. Based on the findings, CMC will decide the case in the next month.
12	12.10.07 CMC	Sh. Balak Ram. Sh. Suresh. Sh. Islam, Sh. Ram Bils	Shed no.101, DSIDC	Buffing	UNITS CLOSED. AFFIDAVIT SUBMITTED. DISCUSSED ON 26.12.07. INSP TO BE CARRIED OUT BY SPECIAL TEAM. MINUTES ARE AWAITED.	N	The three units namely Sh. Suresh, Sh. Balak Ram & Sh. Ram Bilas have applied for consent to establish on 21.11.2007. However, the landlord Sh. Durga Dass Bansal on 12.12.2007 has represented that all the three units have vacated the place and there is no buffing activity being undertaken. In view of the above, the special inspection team may be asked to inspect to confirm whether buffing activity has been stopped. The report will be discussed in CMC next month.
13	12.10.07 CMC	Sh. Abdul Rasheed	Shed no.100, DSIDC	Buffing and Buffing Machines Installed	NOT SUBMITTED	N	The unit has neither applied for consent to establish nor filed the Bank Guarantee of rupees one Lakh under the Air Act. There is no information about the size of the unit. Let the special inspection team make special efforts in view of the previous inspection team making a clear finding of existence of 8 buffing machines as per their inspection report.
14	10.09.07 29.11.07 CMC	S. K. Steels	B-58, Group	Pickling.	BG ENHANCED FROM 3 TO 6 LAKHS. SUBMITTED REPRESENTATION FOR CONSIDERING THE CASE SYMPATHICALLY.	N	In view of the representation of the unit and the meeting of Wazirpur Industrial association with Hon'ble Chief Minister, the earlier BG of three lakhs be restored and the unit be asked to submit the same with in one month.
15	24.10.07 29.11.07 CMC	Rishab Steel	C-59/2, Wazirpur Industrial Area, Delhi-52.	Re-rolling, Annealing & Pickling of S.S. Sheets	REQUESTED FOR EXTENSION OF TIME FOR SUBMISSION OF BG.	N	The unit has agreed to file the Bank Guarantee but wants one month time. Perusal of his turnover data in view of the meeting of Wazirpur Industrial Association with Hon'ble CM on 10.01.2008, shows that he is producing 2 to 3 tonnes per day which is equivalent to revenue of Rs. 80,000 to One Lakh per day. In view of the above, the Bank Guarantee amount and validity will remain the same. But he is granted one month time to file the Bank Guarantee. The unit as directed has filed the application for consent to establish.

16	09.10.07 29.11.07 CMC	Rajkumar Hosiery	A-128, Group, Wazirpur Indl. Area, Delhi - 52	Dyeing , Bleaching and processing of hosiery clothes	REQUESTED FOR EXTENSION OF TIME FOR SUBMISSION OF BG.	N	The unit has made the following points in his representation: (a) It is a very small scale industry (b) WIA was meant for hosiery manufacturers and they are one of the few who are still left in this trade. (c) The textile industry is running in great difficulty due to rupee appreciation. (d) It is nearly impossible to arrange such a huge Bank Guarantee. The production figures can be estimated from the 84 sq. meter plot. The committee felt that a Bank Guarantee may be scaled down to Rs. 50,000/- in each of the three acts valid upto 06.02.2010. However, unit must file an application for consent to establish within 30 days and file a Bank Guarantee also along with it.
17	28.09.07 CMC	Pawa International Pvt. Ltd.	C-93	Service Station	NOT SUBMITTED	N	The unit already has consent to establish as per the record and therefore earlier direction of CMC was not as per the record on file. The unit washes 14 to 17 cars per day and therefore falls in the medium category. The unit has not filed the Bank Guarantee nor made any representation. However, in view of the representation made by Wazirpur Industrial Association before Hon'ble CM on 10.01.2008, the unit may be asked to file a Bank Guarantee of Rs. 75,000/- under Water Act & HWM Rules valid upto 06.02.2010 within 01 month.
18	10.09.07 CMC	Parmod Steel	C-54, Gate No. - 5	Pickling & Cold Re- Rolling of SS Sheets.	BG ENHANCED FROM 3 TO 6 LAKHS. SUBMITTED REPRESENTATION FOR CONSIDERING THE CASE SYMPATHICALLY.	N	In view of the representation of the unit and the meeting of Wazirpur Industrial association with Hon'ble Chief Minister, the earlier BG of three lakhs be restored and the unit be asked to submit the same with in one month.
19	09.10.07 29.11.07 CMC	Mittal Dyeing and Processing Mills	A-94/1, Wazirpur Indl. Area, Delhi - 52	Dyeing , Bleaching and processing of hosiery clothes	REQUESTED FOR EXTENSION OF TIME FOR SUBMISSION OF BG.	N	The unit has made the following points in his representation: (a) it is a very small scale industry (b) WIA was meant for hosiery manufacturers and they are one of the few who are still left in this trade. (c) The textile industry is running in great difficulty due to rupee appreciation. (d) That it is nearly impossible to arrange such a huge Bank Guarantee. The production figures can be estimated from the s mall plot size. The committee felt that a Bank Guarantee may be scaled down to Rs. 50,000/- in each of the three acts valid upto 06.02.2010. However, unit must file an application for consent to establish within 30 days

							and file a Bank Guarantee also along with it.
20	29.11.07 CMC	Dham Dyeing & Bleaching Mills	B-63/2, Group		REQUESTED FOR EXTENSION OF TIME UP TO 1 WEEK OF FEB 2008.	N	The unit has represented that he is not able to submit the Bank Guarantee and he is also hosiery unit. He has asked time for two months. His case was taken on 09.01.2008 wherein he was asked to file the Bank Guarantee within 01 month. His case is similar to two other units discussed today and therefore a Bank Guarantee amount is also scaled down to Rs.50,000/- under each of the three acts valid upto 06.02.2010. However, he should file the Bank Guarantee within 30 days.
21	29.11.07 CMC	Bhalla Hosiery	B-40		SUBMITTED AFFIDAVIT WRT CLOSURE.	N	The unit has applied for consent to establish on 21.08.2007. He has filed an affidavit on 27.12.2007 that he does not intend to apply for this activity and wants to withdraw his consent application. He has repeated the same request in his application dated 31.12.2007 and withdrawn his consent application the notice for Bank Guarantee should also be withdrawn. The special inspection team may inspect this unit to confirm whether his claim is correct. Till that time the Bank Guarantee is suspended and based on the findings of the special inspection team, CMC will decide next month.
22	29.11.07 CMC	Ajit Nath Alloys (P) Ltd. C-60/1	C-60/1		RECEIVED LETTER FROM THE ADVOCATE OF THE UNIT TO DISPOSE OF THE CASE AS PER THE ORDER OF HON'BLE HC, CITING THE CONTEMPT OF COURT.	N	The unit was asked to file a Bank Guarantee of Rupees One Lakh to cover the possibility of buffing along with circle cutting, since the unit was earlier involved in buffing also. The advocate of the unit has filed an application saying that the consent application of the unit should have been disposed of within 8 weeks. The unit should have responded to our notice dated 18.12.2007. Instead the advocate is insisting on clearance of the application within 8 weeks, without touching on notice which was issued on 18.12.2007 by speed post and has not been returned back to the office. In view of the fact that the unit is producing about one tonne per day of S.S. Utensils & S.S. Sheets, the earlier order of 18.12.2007 may be dispatched both to the unit and the advocate by Special Messenger by tomorrow i.e. on 15.01.2008. The special inspection team may also visit the premises on priority to confirm whether they are doing buffing activity or not.