

**41<sup>st</sup> Meeting of the Committee for II (b) Category Cases was held on 06.01.2022 under the Chairmanship of Member Secretary, DPCC (through Video Conferencing).**

Considering the prevailing lockdown in Delhi and work from home due to COVID-19, Chairman of the Committee has decided to hold the said meeting through Video Conferencing (VC).

The meeting was attended by all Engineers of CMCs through Online Virtual Mode.

Following decisions have been taken:-

**Agenda Item No 1: Decisions on all complete pending cases upto 05.01.2022**

The cases on this agenda were discussed and decided online.

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

- (i) In earlier meetings 08.09.2021 & 06.12.2021, IT Cell was asked to prepare a report in OCMMS from which we can get the breakup of the decisions taken during the meeting e.g. issuance of consent, refusal / infructuous of consent application etc. IT Cell has not prepared the report till now. Chairman of the Committee has shown his displeasure and directed that IT Cell shall make provision in the software immediately so that after meeting; we can get the above said desired information. Apart from it, Chairman of the Committee has directed to do the same manually. The gist of the cases considered today's meeting are as follows :-

| Sl. No | Particulars                                                                                                                                                | Number     |
|--------|------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| 1      | Consent to Establish/ Operate/Operate (Renewal) granted.                                                                                                   | 185        |
| 2      | Consent to Establish/ Operate/Operate (Renewal) refused / rejected / infructuous as unit has not submitted the requisite documents within stipulated time. | 13         |
| 3      | Applications for Consent to Establish/ Operate/Operate (Renewal) are kept in abeyance due to water polluting / hazardous waste generating activities etc.  | 29         |
|        | <b>Total</b>                                                                                                                                               | <b>227</b> |

- (ii) During the meeting, some of the consent applications were put up before the committee those have been inspected by CAQM. After deliberating the issue, it was decided to seek Environmental Compensation (EC) from such units based on

the following criteria in order to maintain the uniformity and to avoid ambiguity in levying of Environmental Compensation (EC) :-

- |                     |   |             |
|---------------------|---|-------------|
| (a) Red Category    | – | Rs. 6 Lakhs |
| (b) Orange Category | – | Rs. 4 Lakhs |
| (c) Green Category  | - | Rs. 2 Lakhs |

- (iii) During the meeting, it was apprised by the CMC-III that they have taken an approval from Competent Authority administratively for issuance of Consent to Establish / Consent to Operate for the activity of “Gold and Silver Smithy (Dry Process)” falls under Green Category.

In view of above, Committee decided to grant Consent to Establish / Consent to Operate subject to the condition that unit shall submit valid MCD license.

- (iv) During the meeting, it was decided that the issue w.r.t. generation of hazardous waste and consent applications of water polluting / hazardous waste generating activities will be put up before the II(a) category committee headed by Chairman, DPCC as WMC-II has issued a Consent to Operate and Authorization under HWM Rules to M/s Tamil Nadu Waste Monument Limited at Bawana, Delhi except for incinerable waste valid for 03 months i.e. 23.02.2022.

- (d) In case of water polluting units, it was decided to keep these cases also in abeyance till the decision on advice of advocate in CETP up-gradation matter is finalized.

- (e) The Committee decided to grant **Consent to Operate (Renewal)** to the units those are generating incinerable/recyclable hazardous waste with the condition that unit shall make an agreement with the authorized operators for collecting / disposal of incinerable/recyclable hazardous waste. Subsequently, inspection be conducted. Authorization under HWM Rules be kept in abeyance in view of directions of CPCB in certain types of wastes generated.

- (f) During the meeting, it was decided to issue registration under Plastic Waste Management Rules, 2016 after issuance of Consent to Operate/Consent to Operate (Renewal) if the documents are found in order.

- (g) It was decided to put up only complete cases (including inspection findings wherever is applicable as per orders/policies) before the Committee. If any discrepancies found in consent application, the concerned EEs/AEEs of concerned CMCs shall issue the clarification for submission of requisite documents within 03 days. If unit fails to submit the same, Show Cause Notice

shall be issued giving 07 days as a final opportunity. If unit again fails to upload the requisite documents in spite of issuance of clarifications / SCNs, Committee, therefore, decided to refuse all such applications and in case of CTO / CTO (R) and issue Show Cause Notice u/s 33(A) of Water Act and u/s 31(A) of Air Act for operating without consent from DPCC.

- (h) It was apprised to the Chairman of the Committee that some of the units have applied for Consent to Establish / Consent to Operate / Consent to Operate (Renewal) after imposition of Environmental Compensation (EC). Committee deliberated the issue and it was decided that unit shall deposit Environmental Compensation (EC) and thereafter Consent to Establish / Consent to Operate / Consent to Operate (Renewal) be issued.
- (i) All CMCs are directed to re-check each and every documents including required consent fee before issuing the Consent to Establish /Consent to Operate/Consent to Operate (Renewal).
- (j) If any Consent to Establish / Consent to Operate application (s) (for the activity generating hazardous waste / generating trade effluent discharge) has been granted by the Committee inadvertently, the said decision shall be reviewed and the consent application shall be kept in abeyance.

**Note:-**All CMCs shall implement the decisions of the Committee without waiting for minutes.