



DELHI POLLUTION CONTROL COMMITTEE
5th & 6th FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI-06
 (visit us at : <http://dpcc.delhigovt.nic.in>)

F. No. DPCC/ Committee II (a) /24th Meeting / 2020/20626-696 Dated: 04/12/2020

Subject: Minutes of the 24th Meeting of the Committee for II (a) Category cases , headed by Chairman, DPCC, held on 22.08.2020, in the conference room of Chairman, DPCC, at Delhi Secretariat.

Please find enclosed herewith the Minutes of the 24th Meeting of the Committee for II (a) Category cases, headed by Chairman, DPCC, held on 02.12.2020, in the conference room of Chairman, DPCC, at Delhi Secretariat.

Concerned Cell is required to take necessary action as per the decisions taken by the Committee.


 (Satender Kumar)
 SEE, CMC-V

1. Member Secretary, DPCC.
2. Prof. C.R. Babu, Professor Emeritus, Centre for Environmental Management of Degraded Ecosystems (CEMDE), University of Delhi, Delhi-110007
3. Prof. S.K. Gupta, Chemical Engg. Deptt, IIT, Hauz Khas, Delhi -16.
4. Dr. Sujata Roy Abhijat, Assistant Professor, Department of Philosophy, Delhi University, Delhi-110007
5. Ms. Nigam Aggarwal, Department of Environment, Govt. of NCT of Delhi. 6th Floor, 'C' Wing, Delhi Secretariat, New Delhi
6. SEEs(CMC I/II/III/IV/V/VI/VII/EIA Cell)
7. BEs/AEBs (CMC I/II/III/IV/V/VI/VII/EIA Cell).

Copy to:

1. PS to Chairman, DPCC, for the kind information of Chairman, DPCC please.
- ✓ 2. In-charge, IT Cell, for placing the aforementioned minutes of the meeting of the Committee on the website of DPCC.
3. Incharge, Legal Cell: to take necessary action as per the decision taken in the said meeting seeking legal opinion from senior DPCC counsel in view of Hon'ble NGT order dated 20.03.2020 in the matter of All India Lokadhikar Sangthan Vs. GNCTD.
4. Accounts officer, DPCC.


 (Satender Kumar)
 SEE, CMC-V

Minutes of the 24th Meeting of the Committee for II (a) category cases, headed by Chairman, DPCC and constituted vide office order dated 12.04.2016, for deciding Consent under the Air & Water Acts and Authorization under the Hazardous Waste Rules /Other Rules, held on 02.12.2020 in the conference room of Chairman, DPCC, at Delhi Secretariat, Delhi

Attendance Sheet for meeting on 02.12.2020 is enclosed as Annexure "A"

Following are the Agenda Items taken up by the Committee and Minutes of the Meeting:

Agenda Item No 1 : All Pending Cases of CMCs

It was apprised to the Chairman of the Committee that about 61 consent applications / units of Red category are lying pending. The details are given below:-

Sl. No	CMC	No. of Units / Consent applications
1	CMC-I	09
2	CMC-II	02
3	CMC-III	05
4	CMC-IV	04
5	CMC-V	29
6	CMC-VI	06
7	CMC-VII	06
	Total	61

In the earlier CMC meeting dated 21.08.2020, it was decided to take up the opinion of DPCC counsel in view of the order of Hon'ble National Green Tribunal dated 20.03.2020 in O.A. No. 159/2013 in the matter of All India Lokadhikar Sangathan Vs. GNCTD, in respect of Stainless Steel Pickling units i.e. *"Till establishment of TSDF and up-gradation of CETP no new industry be permitted in the industrial areas"*.

Sh. Kush Sharma, DPCC Counsel has given his opinion on 01.12.2020. The opinion of the counsel was discussed by the Committee members at length and it was observed that the opinion has not covered all the points about the issuance of Consent to Establish /Consent to Operate/Consent to Operate(Renewal) keeping in mind above order dated 20.03.2020 of Hon'ble National Green Tribunal. Therefore, the Committee has decided to take a comprehensive fresh opinion from Senior Counsel of DPCC covering all issues of pertaining to Consent to Establish and Consent to Operate

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applications. Sh. Pankaj Kapil, SEE, Dr. B.M.S. Reddy, SEE and Sh. Dinesh Jindal, ALO are required to frame detailed questions and seek legally tenable opinion from the senior counsel within 10 days.

The Committee has decided to consider all the consent applications as per following categories:-

Category I. - Consent to Establish / Consent to Operate / Consent to Operate (Renewal)
Applications submitted before 20.03.2020.

Sl. No	Type of Industrial Area	Consent Application	Remarks	Decisions
1	Industrial Areas having CETP	Applied for Consent to Establish only	-	Inspection be conducted to know the operational status.
		Applied for Consent to Establish and Consent to Operate	Documents including test reports and inspection findings found in order.	Consent to Establish and Consent to Operate are granted.
		Consent to Establish obtained and Applied for Consent to Operate	Documents including test reports and inspection findings found in order.	Consent to Operate is granted.
		Applied for Consent to Operate (Renewal)	Documents including test reports and inspection findings found in order.	Consent to Operate (Renewal) is granted.
2	Industrial Areas not having CETP	Applied for Consent to Establish		Inspection be conducted to ascertain the operational status.
		Applied for Consent to Establish and Consent to Operate	Documents including test reports and inspection findings found in order.	Consent to Establish and Consent to Operate are granted if the discharge of effluent is Zero i.e. ZLD.
		Consent to Establish obtained and Applied for Consent to Operate	Documents including test reports and inspection findings found in order.	Consent to Operate are granted if the discharge of effluent is Zero i.e. ZLD.

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		Applied for Consent to Operate (Renewal)	Documents including test reports and inspection findings found in order.	Consent to Operate are granted if the discharge of effluent is Zero i.e. ZLD.
3	Recevelopment Areas	Applied for Consent to Operate	Documents including test reports and inspection findings found in order.	Consent to Operate are granted if the discharge of effluent is Zero i.e. ZLD. The commissioning of the unit should be prior to 07.02.2007.
		Applied for Consent to Operate (Renewal).	Documents including test reports and inspection findings found in order.	Consent to Operate are granted if the discharge of effluent is Zero i.e. ZLD.

Category II. - Consent to Establish / Consent to Operate / Consent to Operate (Renewal)
Applications submitted on or after 20.03.2020.

Sl. No	Type of Industrial Area	Consent Application	Remarks	Decisions
1	Industrial Areas having CEIP	Applied for Consent to Establish only.	-	Consent to Establish is refused. Inspection be conducted.
		Applied for Consent to Establish and Consent to Operate	-	Consent to Establish and Consent to Operate are refused. File be put up administratively for further necessary action such as closure and levy of EDC.
		Applied for Consent to Establish obtained and Consent to Operate.	Documents including test reports and inspection findings found in order.	Application be kept in abeyance till the opinion of DPCC counsel.

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		Applied for Consent to Operate (Renewal)	Documents including test reports and inspection findings found in order.	Consent to Operate (Renewal) is granted.
2	Industrial Areas not having CETP	Applied for Consent to Establish Only.	-	Consent to Establish is refused. Inspection be conducted.
		Applied for Consent to Establish and Consent to Operate	Documents including test reports and inspection findings found in order.	Consent to Establish and Consent to Operate are refused. File be put up administratively for further necessary action for closure and levy of EDC.
		Consent to Establish obtained and Applied for Consent to Operate	Documents including test reports and inspection findings found in order.	Application be kept in abeyance till the opinion of DPCC counsel.
		Applied for Consent to Operate (Renewal)	Documents including test reports and inspection findings found in order.	Consent to Operate (Renewal) is granted if the discharge of effluent is Zero i.e. ZLD.
3	Redevelopment Areas (Unit commissioned prior to 07.02.202007)	Applied for Consent to Operate.	Documents including test reports and inspection findings found in order.	Consent to Operate are granted if the discharge of effluent is Zero i.e. ZLD.
		Applied for Consent to Operate (Renewal).	Documents including test reports and inspection findings found in order.	Consent to Operate (Renewal) are granted if the discharge of effluent is Zero i.e. ZLD.

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Category III - In the cases of Railways, where Consent to Establish and / or Consent to Operate applications are received, wherever no violations were observed during inspection and documents are found in order including test report(s), Consent to Establish be granted with the condition that unit shall comply with the guidelines, if any, framed by CPCB. Consent to Operate shall be considered only after the receipt of compliance report submitted by the unit including installation of STP with adequate capacity.

Table Agenda Item No 1: M/s Royal Bistro Brewery in Hotel Queen road Pvt. Ltd., 19, Ashoka Road, New Delhi-110001 for the activity of Micro Brewery (CTE ID No 1300015 Dated 17.12.2019)

The said agenda was taken up with the prior approval of the chair. After discussion, it was decided to issue Consent to Establish imposing the conditions/suggestions envisaged in letter No. E-10/85/Env/2014/PtFile/232-233 dated 12.01.2018 of the Department of Environment, GNCTD.

Apart from the above, the following decisions were also taken after detail discussions:-

- (i) It was apprised to the Committee that in the earlier CMC meeting dated 23.09.2020, it was decided to constitute a Committee headed by Member Secretary, DPCC and comprising members Dr. S.K. Gupta, Prof. IIT, Delhi & Dr. Chandra Prakash, SEE, Incharge CMC-II regarding water polluting units covered under the Seriously Polluting Industries (SPIs), are operating in the area where Common Effluent Treatment Plant (CETP) does not exist to ascertain the possibility, method etc. to switch over such type of units to Zero Liquid Discharge (ZLD) and submit a report to this Committee within 30 days.


In this regard, it was decided to constitute a fresh Committee headed by Member Secretary, DPCC and comprising members namely Prof. S.K. Gupta, IIT Delhi, SEE, CMC-VI & EE, CMC-VI (Member Convener) regarding water polluting units covered under the Seriously Polluting Industries (SPIs), are operating in the areas where Common Effluent Treatment Plant (CETP) does not exist to ascertain the possibility, method etc. to switch over such type of units to Zero Liquid Discharge (ZLD) and submit a report to this Committee within 30 days. SEE, CMC-VI will issue an order in this regard.


- (ii) During the discussion of cases of units engaged in metal surface treatment i.e. Electroplating/Anodizing/Phosphating/Galvanizing etc. generating hazardous waste in the form of ETP sludge. Prof. C.R. Babu shall give his suggestions to minimize the possibility of hazard in the ETP sludge. SEE, CMC-I shall coordinate with Prof. C. R. Babu in this regard.
- (iii) In some of the cases, it has been observed that water polluting activity has been stopped though the consent application has been filed for the combined activity. Consent may be granted in such cases for the remaining activity.


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- (iv) Some of the units have stopped their activities subsequent to the filing of application for consent. Applications be made infructuous in all such cases. Subsequent inspection be carried out after 30 days.
- (v) It was also decided in the meeting that the agenda of the committee will be provided to all the members before 02 days from the meeting in advance through email for their perusal. All CMCs are hereby directed to provide soft copy as well as hard copy (six sets) in prescribed format to SEE, CMC-V accordingly.


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



(Sanjeev Khirwar)
Chairman, DPCC



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



(Dr. S.K. Gupta),
Professor, Chemical
Engg. Deptt. IIT Delhi



(Prof. C.R. Babu)
Professor Emeritus,
CEMDE, DU



(Nigam Aggarwal)
Director, DOE

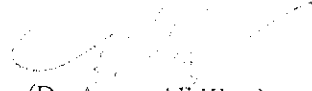

(Pankaj Kapil)
SEE, EIA Cell



(Ajeeta D Agarwal)
SEE, CMC-II



(Dr. BMS Reddy)
SEE, CMC-IV

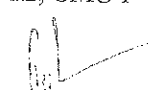

(Mohd. Arif)
SEE, CMC-III & VII

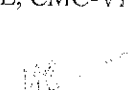

(P.S. Pankaj)
SEE, CMC-I


(Dr. Anwar Ali Khan)
SEE, CMC-VI

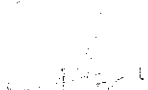

(Satender Kumar)
SEE, CMC-V



(Sanjay Vatts)
EE, CMC-VI



(S.K. Goyal)
EE, EIA Cell



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


(Dr. S. Gautam)
EE, CMC-I


(Sunil Kumar)
EE, CMC-IV


(Amit Chaudhary)
EE, CMC-III


(K. Kumar)
EE, CMC-VII


(M.I. Siddiqui)
AEE, CMC-I