



DELHI POLLUTION CONTROL COMMITTEE
Department of Environment, Govt. of NCT of Delhi
4th, 5th & 6th Floor, ISBT Building, Kashmere Gate, Delhi-110006
visit us at <http://dpcc.delhigovt.nic.in>

F. No. DPCC / Redevelopment Area-Policy / CMC-IV / 12272-1096 Dated: 14/12/16

OFFICE ORDER

With a view to bring the industrial units operating within redevelopment of unplanned industrial areas (**Redevelopment Areas**) in NCT of Delhi, as mentioned in the para 7.6.2 of **MPD-2021** modified up to 31/03/2016 (**ANNEXURE-I**), into the ambit of pollution control laws, an office order was issued on 19.06.2013. An office order Dated 20.05.2016 has also been issued to facilitate "Ease of Doing Business" and procedures to obtain various clearance and the amount of fee applicable thereof.

Regarding various issues involved including grant of Consent under the Air & Water Acts to the Industries / Units in non-conforming clusters of industrial concentration (Redevelopment Areas) in NCT of Delhi, a **meeting was taken by the Secretary (Environment) Cum Chairman, DPCC** with the representatives of Delhi Development Authority (DDA), Industries Department, Govt. of NCT of Delhi and DPCC on 13.07.2016 and **minutes of the said meeting were issued on 02.08.2016**. In the said meeting decisions were taken regarding measures to be taken by Seriously Polluting Industries (SPIs) and also w.r.t. grant of Consent under the Air & Water Acts particularly period of Consent (ten years in case of Consent to Operate / Renewal under Green Category and five years in case of Consent to Operate / Renewal under Orange Category).

In view of the above, the Competent Authority in Delhi Pollution Control Committee has decided to issue following orders superseding all the previous orders including office order dated 19.06.2013 in respect of redevelopment areas in Delhi:-

1. Following two categories of industries / units, if found operating in NCT of Delhi, shall be closed down forthwith by issuing directions to the concerned Deputy Commissioners (Revenue), Department of Revenue, Govt. of NCT of Delhi for their effective closure/sealing and, it shall be ongoing process i.e. whenever any such industry / unit is found operating, the directions for its effective closure/sealing shall be issued by DPCC:

- (i) H-Category units as per Master Plan of Delhi -2001
- (ii) Prohibited/Negative list of industries as per MPD-2021.

2. Consent under the Air & Water Acts, Authorization under the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 and Registration under the Plastic Waste Management Rules, 2016.

- I. The unit shall submit longitude and latitude of unit's location in the Consent /Authorization/ Registration application forms as well as in the self certified undertaking.
- II. The unit shall also submit certificate, in original, from Industries Department, Govt. of NCT of Delhi regarding location of the unit within the boundary of the notified redevelopment areas clearly mentioning the name & address of the unit in the said certificate. However if the unit has been issued Consent to Operate /Renewal by DPCC in the past , no such certificate shall be required to be submitted by the unit.
- III. Norms for redevelopment of clusters of industrial concentration in non conforming areas (Redevelopment Areas in NCT of Delhi) are mentioned at **clause 7.6.2.1 of MPD 2021**. It is also mentioned in the said clause that only permissible industries having clearance from DPCC shall be permitted.

In view of the provisions of MPD 2021 and above mentioned clause , DPCC shall grant Consent under the Air & Water Acts, Authorization under the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 and Registration under the Plastic Waste Management Rules, 2016 (as applicable) in the non conforming clusters of industrial concentration (Redevelopment Areas) in NCT of Delhi, to the following types of Industries / Units mentioned in the table given below without any prejudice to the action to shift the Industries / Units to other industrial areas in case of failure of completion of redevelopment process as envisaged in MPD-2021:-

	Type of Case	Remarks
A	Green Category Industries / Units (Permissible under MPD -2021)	(i) Application for Consent to Establish / Operate / Renewal shall be accepted irrespective of their date of establishment/existence and therefore Industry / Unit shall not be asked to submit its proof of existence.
B	Hi-Tech Industries (As mentioned at clause 7.7 (b) in MPD-2021)	(ii) If the Industry/Unit is existing prior to 07.02.2007, only Consent to Operate is required. Condonation fee for such Industries/ Units shall be taken from the date of their existence/establishment by submitting any one of the documents mentioned at Sl. No (IV) of this office order as per fee structure for Consent to Operate subject to maximum from 07.02.2007. (iii) Consent to Establish shall be granted for minimum one year period or multiple years as requested by the applicant Industry / Unit. (iv) Consent to Operate / Renewal under the Air & Water Acts shall be granted for a period of 10 years (as given by DPCC in case of Approved /Existing Planned Industrial Areas)
C	Permissible Orange Category Industries/ Units (Already existing and operating in redevelopment areas prior to 07.02.2007 (i.e. date of notification of MPD-2021).	(i) Consent to Establish is not required for Industries/Units existing prior to 07.02.2007. (ii) No new Industry /Unit shall be granted Consent to Establish / Operate which has established / came into existence on or after 07.02.2007. (iii) Application for Consent to Operate/Authorization/Registration shall be accepted only if the Industry /Unit is existing prior to 07.02.2007 (i.e. date of notification of MPD-2021) and submits any one of the documents (indicating the Name / Owner/Proprietor / Partner/Director of the unit and address of the unit), mentioned at Sl. No (IV) of this office order as a proof of its existence prior to 07.02.2007. (iv) Condonation fee from the Industries / Units shall be charged from 07.02.2007 (i.e. date of notification of MPD-2021). (v) Consent to Operate / Renewal shall not be granted to the Industries / Units which have shifted from their earlier premises (for which proof of existence prior to 07.02.2007 is available) to some other premises in the same redevelopment area. (vi) Consent to Operate / Renewal shall not be granted to the Industries / Units which have closed at the location and new unit is established by one/more owner of the earlier unit operating at same premises / shifted from other locations. (vii) If the Industry/ Unit has proof of its existence prior to 07.02.2007 for some activity however applies for Consent to Operate for some other activity(ies), the Consent may be granted if the activity(ies) changes from Orange to Green/ Hi Tech Industries however, Consent to Operate shall not be granted if the activity(ies) changes from Green to Orange or Orange to Orange. (viii) Consent to Operate / Renewal under the Air & Water Acts and Authorization under the Hazardous and Other Wastes(Management and Transboundary Movement) Rules, 2016 shall be granted for a period of 5 years (as given by DPCC in case of Approved/ Existing Planned Industrial Areas). Registration under the Plastic Waste Management Rules, 2016 shall be granted as per the said Rules.

IV As a proof of establishment / existence of the Industry / Unit prior to 07.02.2007 (i.e. date of notification of MPD-2021), the Industry / Unit shall submit any one of the following documents indicating the Name /Owner/Proprietor / Partner/Director of the unit and address of the unit:-

(a)	License from Health Wing of Local Authorities in the name of Unit / Applicant (Owner/Proprietor / Partner/Director)	(b)	Water sanction letter / Bill in the name of the Industry / Unit/ Applicant (Owner/Proprietor / Partner/Director)
(c)	License issued by MCD/NDMC/ Delhi Cantonment Board/ Local Bodies in the name of Industry / Unit/ Applicant (Owner/Proprietor / Partner/Director)	(d)	Sanctioned Building Plan from Local Bodies /Land Owning Agencies in the name of Industry / Unit.
(e)	Sales Tax /VAT/TIN Registration in the name of Industry /Unit/ Applicant (Owner/Proprietor / Partner/Director)	(f)	Completion Certificate from Local Bodies /Land Owning Agencies in the name of Industry / Unit.
(g)	Income Tax Return of the Industry / Unit / Applicant (Owner/Proprietor / Partner/Director)	(h)	In case of rented premises, an undertaking from the landlord indicating date of first lease/rent agreement to the Industry / Unit with a copy of the lease/rent agreement.
(i)	Landline Telephone bill in the name of the Industry/Unit/ Applicant (Owner/Proprietor / Partner/Director)	(j)	Any other document/license/notice/letter issued by the Statutory Authority(ies) to the Industry /Unit/ Applicant (Owner/Proprietor /Partner/Director) [including any order/direction issued by DPCC, BIS License, Registration under Factories Act, Permanent SSI Registration, Excise Registration for manufacturing, Drug license if unit is manufacturing items covered under Drug Act, Manufactures Certificates in case of house hold electrical appliances]
(k)	Power sanction letter / Bill in the name of the Industry Unit/ Applicant (Owner/Proprietor / Partner/Director)		

V Prohibited / Negative List of Industries mentioned in Annexure – 7.0 (iii) of MPD 2021 are not permitted to be setup in Delhi and therefore Consent /Authorization /Registration etc shall not be granted by DPCC to such Industries / Units. If any such industry / unit is found operating in any of the area in NCT of Delhi, the concerned Deputy Commissioners shall be directed for the effective closure/sealing of the industry / unit.

VI The Amount of Consent / Authorization / Registration fee shall be charged by DPCC as per office order dated 20.05.2016 and as per the fee structure prescribed / decided by DPCC from time to time.

3. In case of Seriously Polluting Industries (SPIs) in the Non Conforming Clusters of Industrial Concentration (Redevelopment Areas) in NCT of Delhi not having Common Effluent Treatment Plant (CETP) following shall be complied :

(i) The Seriously Polluting Industries (SPIs) shall be asked to follow any one of the following options given below at (a) (b) or (c):

(a) A Common Effluent Treatment Plant (CETP) wherever feasible, must be installed with Online Monitoring System (OLMS) along with a conveyance system for collecting effluents and hazardous waste of the units and a Bank Guarantee of Rs. 5 Lakh shall be submitted by the concerned association of the units in this regard.

OR

- (b) The units must install Online Monitoring System (OLMS) at outlet of ETP, submit Bank Guarantee of Rs 5 Lakh, convert into zero discharge unit within a definite time frame work not exceeding 6 months and take other measures to comply with the decisions taken by the State Level Committee (SLC) in its 6th meeting held on 08.10.2015.

OR

- (c) The Seriously Polluting Industries (SPIs) shall ensure that the Effluent Treatment Plant functions properly to meet the prescribed standards and shall also submit Bank Guarantee of Rupees One Lakh and Security Bond of Rupees Four Lakhs to DPCC within 30 days. They shall also **either** convert their unit into zero discharge unit by reusing its treated effluent /by adopting other available technologies, **or** SPIs must have an agreement with the operator of nearest CETP for further treatment of their waste water into the CETP and shall submit copy of the agreement along with transportation mechanism and supporting documents for carrying their waste water to the CETP within 30 days.. Concerned CETP Society signing the agreement with the units for treatment of their waste water into their CETP, shall also submit a Bank Guarantee of Rs. 5 Lakh to DPCC.
- (ii) After receiving the Bank Guarantee & Security Bond and aforementioned documents / copy of Agreements, Consent to Operate & Authorization applications along with valid permission of ground water extraction, if any,/regular water connection bill of Delhi Jal Board etc. case will be taken on merits.
- (iii) The Seriously Polluting Industries (SPIs) shall handle the hazardous waste in accordance with the "Hazardous and Other Wastes (Management and Transboundary Movement) Rules,2016" and store it properly in their premises and shall not throw any hazardous waste any where .
- (iv) The conditions as mentioned above, once fulfilled, Consents in notified non-conforming clusters of industrial concentration of NCT Delhi, may be granted after completing other necessary actions as per Environment(Protection) Act,1986, Water(Prevention and Control of Pollution) Act, 1974 and Air (Prevention and Control of Pollution) Act, 1981.

The decisions taken by the Industries Department, Govt. of NCT of Delhi / Govt. of NCT of Delhi and Delhi Development Authority in respect to the Industries / Units existing / operating in the notified non-conforming clusters of industrial concentration (Notified Redevelopment Areas) in NCT of Delhi, shall be binding upon the Industries / Units and merely grant of Consent /Authorization / Registration etc. by Delhi Pollution Control Committee does not confer any right to the Industry / Unit to Establish / Operate in these notified non-conforming clusters of industrial concentration (Notified Redevelopment Areas) in NCT of Delhi .

This issues subsequent to the consideration of the matter with the Department of Industry, Govt. of NCT of Delhi and Delhi Development Authority, in the meeting held on 13.07.2016 and with the approval of the Chairman, Delhi Pollution Control Committee.

(S.M.Ali)
Member Secretary. DPCC

Enclosure: As Above (Annexure I)


Copy to:

1. The Vice Chairman, Delhi Development Authority, Vikas Sadan, INA, New Delhi-110023.
2. The Commissioner of Industries, Department of Industries, Govt. of NCT of Delhi, 419, Udyog Sadan, FIE, Patparganj, Delhi - 110092.
3. The Divisional Commissioner, 5, Sham Nath Marg, New Delhi-54
4. The Chairperson, New Delhi Municipal Council, Palika Kendra, Parliament Street, New Delhi-110001
5. The Chief Executive Officer, Delhi Cantonment Board, Delhi Cantt., New Delhi-110010
6. The Commissioner, South Delhi Municipal Corporation, 9th Floor, Dr.S.P.M. Civic Centre, Minto Road, Delhi-02.
7. The Commissioner, North Delhi Municipal Corporation, 4th Floor, Dr.S.P.M. Civic Centre, Minto Road, Delhi-02.
8. The Commissioner, East Delhi Municipal Corporation, Plot No. 419, Udyog Sadan, FIE, Patparganj, Delhi- 92

9. The Chief Executive Officer, BSES Yamuna Power Limited, Shakti Kiran Building, near Karkardooma Court, Karkardooma, Delhi-110032
10. The Chief Executive Officer, BSES Rajdhani Power Limited, BSES Bhawan, Nehru Place, New Delhi-110019
11. The Chief Executive Officer, Tata Power Delhi Distribution Limited, Kingsway Camp, Hudson Line, New Delhi-09.
12. The Chief Executive Officer, Delhi Jal Board, Varunalaya Phase II, Jhandewalan. Delhi -110055.
13. The Director (Environment), Govt. of NCT of Delhi.
14. Incharge (Planning Cell), DPCC
15. All Sr. Env. Engineers, DPCC
16. Incharge , (Enquiry Counter / IT Cell) : to take necessary action and place the aforementioned Office Order on the website of DPCC.
17. Air Laboratory , DPCC
18. Incharge Air Laboratory, DPCC
19. Incharge Water Laboratory. DPCC
20. All Env. Engineers, DPCC
21. LO-I & LO-II, DPCC
22. Administrative Officer, DPCC
23. Account Officer, DPCC
24. Master File

Copy for information to:

1. OSD to Chief Secretary, Govt. of NCT of Delhi, 5th Floor, Delhi Secretariat, IP Estate, New Delhi-110002.
2. PA to Chairman, DPCC for kind information to Chairman, DPCC.


(S.M. Ali)
Member Secretary, DPCC

Annexure-I

As per Master Plan of Delhi-2021 (MPD-2021), Govt. of Delhi has notified following 22 non-conforming clusters of industrial concentration having more than 70% plots in the cluster with industrial activities for redevelopment:-

1. Anand Parbat
2. Shahdara
3. Samai Pur Badli
4. Jawahar Nagar
5. Sultanpur Mazra
6. Hastal Pocket – A
7. Naresh Park Extension
8. Libaspur
9. Peeragarhi Village
10. Khyala
11. Hastal Pocket – D
12. Shalamar Village
13. New Mandoli
14. Nawada
15. Rithala
16. Swarn Park Mundka
17. Haiderpur
18. Karawal Nagar
19. Dabri
20. Basai Darapur
21. Prahladpur Banger
22. Mundka and Mundka Udyog Nagar

