



OFFICE ORDER

Consequent upon the decision of DPCC Board in its 64th meeting held on 23.06.2017, the following policy shall be followed henceforth with regard to the units which were issued closure directions and intend to either run the same unit or remove of plant and machinery to close down the unit;

- (i) After issuance of the directions for closure u/s 31(A) of Air Act, 1981, u/s 33(A) of Water Act, 1974 & u/s 5 of Environment (Protection), Act, 1986, all the consent/authorization and pending applications prior to issuance of the said directions shall be treated as null and void and accordingly letter for refusal/revocation of consent/authorization shall be issued by concerned Cell incharge.
- (ii) The unit can apply for fresh Consent Establish (CTE) (in case of change of activity / if not applied earlier) and Consent to Operate (CTO) /Authorization after 15 days of issuance of closure directions.
- (iii) If the unit intend to run the same unit, they have to submit an undertaking stating that it would not run the unit till a fresh CTE/CTO/Authorization is obtained and also submit a 'Environmental Compensation Security (ECS) for one year as per schedule below.

Capital Investment	ECS*
Upto Rs 50 Lacs	Rs 2 lacs
Above Rs 50 Lacs to Rs 5 Crores	Rs 5 lacs
Above Rs 5 Crores	Rs 10 lacs

(*) *The 'Environmental Compensation Security' amount would be doubled in the case of Seriously Polluting Industry (SPI). before fresh CTE/CTO/Authorization is granted.*

- (iv) On submission of undertaking and ECS, an order would be issued to allow the desealing of premises and restoration of electricity/water connections. Further, an inspection shall be carried out after 10 days after issue of such order by the concerned CMC and if unit is found operating without obtaining fresh CTE/CTO/Authorization, unit shall be asked to deposit 'Environmental Compensation Security' amount in form of Demand Draft in favour of Delhi Pollution Control Committee and the prosecution may be initiated against the unit if the unit fails to deposit 'Environmental Compensation Security' amount.
- (v) If the unit applies for time to permanently remove the plant and machinery to close down the unit, the permission shall be granted for 15 days to do so and premises will be desealed if already sealed. However, the Electricity/Water connection shall remain disconnected.
- (vi) The permission for desealing of the premises for removal of plant & machinery or applying for fresh CTE/CTO/Authorization to run the same unit after making it complaint with respect to environmental law shall be decided by the Chairman, DPCC for II(a) category and by Member Secretary, DPCC for remaining categories..

- (vii) The applications submitted for Consent to Establish (in case of change of activity) / Consent to operate/Authorization shall be treated at par with the other units and the application(s) shall be decided by the Committee concerned / concerned Cell Incharge.
- (viii) The directions of closure shall be made infructuous, once Consent to operate is issued to the unit.
- (ix) This Office Order shall come into force with immediate effect and shall be complied by all Officials of DPCC.



(S. M. Ali)
Member Secretary

Copy for information and necessary action to: -

1. The Secy (Env) Cum Chairman, DPCC.
2. The Member Secretary, Central Pollution Control Board.
3. Director (Environment.), Govt. of NCT of Delhi.
4. All Sr. Environmental Engineers, DPCC.
5. All Environmental Engineers, DPCC.
6. Incharge Air Laboratory, DPCC.
7. Incharge Water Laboratory, DPCC.
8. Law Officers (I & II), DPCC.
9. Administrative Officer, DPCC.
10. Accounts Officer, DPCC.
11. Master File.



(S. M. Ali)
Member Secretary

"ENVIRONMENTAL COMPENSATION SECURITY"
(ON RS. 100 NON JUDICIAL STAMP PAPER DULY NOTORIZED)

I.....S/o.....R/o.....running a unit under the name and style of M/sat.....as its sole proprietor / partner/director, do hereby execute a 'Environmental Compensation Security' in favour of Delhi Pollution Control Committee(DPCC) for a sum of Rs.....(Rupees.....) for one year period valid upto w.r.t. direction for closure u/s 31(A) of Air Act, 1981 / u/s 33(A) of Water Act, 1974 / u/s 5 of Environment (Protection), Act, 1986 issued on in respect of aforementioned unit with following terms and conditions:-

That in view of the above office order dated, the aforementioned unit is lying closed w.e.f.and is not running / operating.

That aforementioned unit as named above has requested vide letter dated for revocation of said closure directions dated.....

That as per office order of DPCC dated, unit is required to submit a 'Environmental Compensation Security' to the DPCC for complying with all pollution control norms and I am furnishing the present 'Environmental Compensation Security' for a period of one year from the date of its execution i.e. valid upto.....

That I, further undertake that in case the undersigned / aforementioned unit violates any of the directions passed by the DPCC, as stated above, I shall pay Delhi Pollution Control Committee a sum of Rs.....(Rupees.....) without demur and default in form of Demand Draft in favour of Delhi Pollution Control Committee within seven days of issuance of letter by DPCC in this regard.

That I, the undersigned unequivocally undertake to abide by the all pollution control norms as are applicable to aforementioned unit.

IN WITNESS WHEREOF, the undersigned has put his hands on this Bond on thisday of2017 in the presence of witnesses mentioned below.

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Signature with Name of Executant with Rubber Stamp

- Witnesses (Signature with Name & Address):-
- 1.
 - 2.

UNDERTAKING

I.....S/o.....R/o..... do hereby solemnly affirm and declare as under:-

1. That I am Proprietor./Partner/Director of unit namely M/s(Name & Address) and responsible for operating the said unit which is engaged in the activity(ies) of
2. That DPCC has issued directions for closure u/s 31(A) of Air Act, 1981 / u/s 33(A) of Water Act, 1974 / u/s 5 of Environment (Protection), Act, 1986 on to aforementioned unit.
3. That I shall not run / operate any commercial / industrial activity in the said premises before fresh Consent to Establish / Consent to Operate/Authorization is granted under the relevant Acts/Rules.
4. That I am submitting 'Environmental Compensation Security' in favour of Delhi Pollution Control Committee for a sum of Rs.....(Rupees.....) for one year period valid upto
5. That I, further undertake that in case the undersigned / aforementioned unit violates any of the directions passed by the DPCC, as stated above, I shall pay Delhi Pollution Control Committee a sum of Rs.....(Rupees.....) without demur and default in form of Demand Draft in favour of Delhi Pollution Control Committee within seven days of issuance of letter by DPCC in this regard.

I, hereby verify and state that the above submissions are true and correct and I shall abide by the submission made above.

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Signature with Name of Applicant with Rubber Stamp