



Circular Memo No.91/TSPCB/Gen/CFE/HO/2018 - 4232

Dt.19.03.2018

Sub: TSPCB – Ease of Doing Business – Auto renewal of consents of industries
– Period of scrutiny of application – Further Instructions issued – Reg.

Ref:

1. Board resolution No. 26.
2. Circular memo No.91/TSPCB/Gen/CFE/HO/2015-1800 dt: 19.11.2015.
3. Note approval of Chairman, TSPCB dt: 05.12.2015.
4. Circular memo No. 91/TSPCB/Gen/CFE/HO/2015 dt: 08.12.2015.
5. Review Meeting on 05.03.2018.

In the reference 1st cited the Board has approved the system of Auto renewal of Consent for Operation (CFO) for industries. Accordingly, vide reference 2nd cited certain guidelines were issued for issue of Auto renewal of CFO to all category of industries.

The guidelines "C (e)" states that auto renewal does not apply to organisation / industries, operations or processes where directions for Closure or Stop Production issued under 33 (A) of Water (P&CP) Act and 31 (A) of (P&CP) Air Act from the date of issue of previous CFO.

During the review meeting with all Zonal & Regional officers of the Board conducted on 05.03.2018 on implementation of TS-iPASS and Ease of Doing Business. It was noted that most of the industries are applying for auto renewals after obtaining CFO with conditions to comply within a time limit without complying those stipulated conditions/ directions issued by the Board. Thus, there is no verification of compliance status by the Board.

The Board after careful consideration of the above, hereby amends the condition no. C (e) of the circular memo dt: 19.11.2015 read as follows:

"C (e) where directions for Closure or Stop Production for noticing any non-compliances of Consent conditions or for indulging in activities detrimental to the protection of environment issued under 33 (A) of Water (P&CP) Act, 1988 and 31 (A) of (P&CP) Air Act, 1987 in the past 5 years from the date of application for auto renewal".

All other conditions stipulated in circular vide reference 2nd & 4th cited remain same.

Sd/-
MEMBER SECRETARY

To

- 1) All Unit Heads, Board Office,
- 2) The Joint Chief Environmental Engineer, Zonal Office, Hyderabad / RC Puram.
- 3) The Environmental Engineer, Regional Office, Hyderabad, Rangareddy-I, Medchal, Warangal, Ramagundam, Kothagudem, Sangareddy-I, RC Puram, Nalgonda & Nizamabad.

// T.C.F.B.O//


Senior Environmental Engineer
(Unit - I)



TELANGANA STATE POLLUTION CONTROL BOARD
PARYAVARAN BHAVAN, A - 3, INDUSTRIAL ESTATE,
SANATHNAGAR, HYDERABAD - 500 018

Phone: 23887500
Fax: 040 - 23815631

REGD.POST WITH ACK.DUE

Circular memo No. 91/TSPCB/Gen/EODB/HO/2015

Dt. 08.12.2015

Sub: TSPCB – Ease of Doing Business - Auto renewal of consents of industries
– Submission of bank guarantee – Further Instructions issued - Reg.

Ref: 1. Board resolution No. 26.
2. Circular memo No. 91/TSPCB/Gen/CFE/HO/2015-1800 Dt.
19.11.2015.
3. Note approval of Chairman, TSPCB dt. 05.12.2015.

In the reference 1st cited the Board has approved the system of auto renewal of Consent for Operation (CFO) to industries. Accordingly, vide reference 2nd cited guidelines were issued for issue of auto renewal of CFO stipulating that the industries shall submit a bank guarantee of amount equivalent to total consent fee paid by the industry subject to a minimum of Rs. 10,000/- and maximum of Rs. 5.0 Lakhs.

During the review meeting conducted on implementation of TS-iPASS and Ease of Doing Business on 01.12.2015 with all Zonal & Regional Officers it was informed that the industries are not coming forward for auto renewal of CFO due to bank guarantee and requested for exemption of bank guarantees, as this will encourage the industries to apply for auto renewal of CFO.

The Board after careful consideration of the above, hereby directs the ROs to collect bank guarantee amount equivalent to 1 year CFO fee instead of total consent fee (i.e. 5 years) subject to a minimum of Rs. 10,000/- and maximum of Rs. 5.0 Lakhs from the industries while applying for auto renewal. All other conditions stipulated in circular vide reference 2nd cited remain same.

This has approval of Chairman of the Board.

Sd/-
MEMBER SECRETARY

To

- 1) All Unit Head-I, II & III, Board Office,
- 2) The Joint Chief Environmental Engineer, Zonal Office, Hyderabad / RC Puram.
- 3) The Environmental Engineer, Regional Office, Hyderabad, Rangareddy-I & II, Warangal, Ramagundem, Kothagudem, SR-I, RC Puram, Nalgonda & Nizamabad.

//T.C.F.B.O//

SENIOR ENVIRONMENTAL ENGINEER

Bushy
9/12



TELANGANA STATE POLLUTION CONTROL BOARD
PARYAVARAN BHAVAN, A - 3, INDUSTRIAL ESTATE,
SANATHNAGAR, HYDERABAD - 500 018

Phone: 23887500
Fax: 040 - 23815631

REGD.POST WITH ACK.DUE

Circular memo No. 91/TSPCB/Gen/EODB/HO/2015 1800

Dt. 19.11.2015

Gen
DESPATCHED
ON: 19/11/15

Sub: TSPCB – Ease of Doing Business - Auto renewal of consents to all (Red, Orange & Green) categories of industries – Further Guidelines – Instructions issued - Reg.

Ref: 1. Board resolution No. 26.
2. Circular memo No. 91/TSPCB/Gen/CFE/HO/2015-1702 Dt. 05.11.2015.
3. Note approval of Chairman, TSPCB dt. 12.11.2015.

In the reference 1st cited the Board has approved the system of auto renewal of Consent for Operation (CFO) to Orange & Green categories of industries. Accordingly, vide reference 2nd cited guidelines were issued for issue of auto renewal of CFO to Orange & Green category of industries.

However, the Department of Industrial Policy and Promotion (DIPP) has mandated to introduce auto renewal of Consent for Operation (CFO) under 'Ease of Doing Business' programme to all categories of industries including Red.

Accordingly, the Board hereby introduces auto renewal of CFO to all categories of industries.

The Auto renewal is applicable to the industries/ organizations applying for the renewal of Consent for Operation at least 30 days before the expiry of Consent validity period.

The following revised guidelines shall be followed for implementation of auto renewal of Consent for Operation (CFO):

A. The validity of Consent for Operation (CFO) issued earlier by the Board under the Water Act and Air Act shall be renewed on receipt of following documents from the organization / industry :

1. Application Forms (Form – I (Air Act) & XIII (Water Act), Form – I (Hazardous Waste (MH&TM) Rules, 2008) duly filled and signed by the occupier.
2. Prescribed consent fees.
3. Copy of the latest Financial Balance Sheet indicating Fixed Assets (without Depreciation)
4. Copy of the previous valid consent order.
5. Self certification by the industry towards compliance of the existing consent conditions and directions issued by the Board from time to time (format enclosed).
6. Bank Guarantee of amount equivalent to the total consent fee paid by the industry subject to a minimum of Rs. 10,000/- and maximum of Rs. 5.0 Lakhs.

- B. Auto renewal shall be issued for the maximum renewal period of 5 years.
- C. This auto renewal does not apply to organizations/ industries, operations or processes where:-
- a) When the existing consent order of the industry is expired.
 - b) When there is an increase in production capacity and the pollution load than permitted in the existing CFO & HWA.
 - c) When issues related to earlier consent is pending before the Hon'ble Appellate Authority or any other Court.
 - d) Whose immediate preceding application has been refused.
 - e) Where directions for closure or stop production issued under 33A of Water Act & 31A of Air Act, from the date of issue of previous CFO.
 - f) For the industries located within 10 Km radius of Himayatsagar and Osmansagar Lakes as specified under G.O. Ms. No. 111, dt: 08.03.1996
- D. CFOs which cannot be auto renewed because of the above reasons shall be processed in the same manner as is being presently followed.
- E. CFO renewal applications already received and pending at Regional Offices, Zonal Offices and at Head Office shall be disposed off as per the revised simplified procedure provided the applications meets the required criteria.
- F. The auto renewal of CFO shall be issued by the Regional Offices / Zonal Offices / Head Office as per delegation of powers. In this regard,
- a) The ROs shall:
 - 1) verify the requirements for the auto renewal for all categories of industries.
 - 2) issue auto renewal order to the industries within 5 working days in the prescribed format (enclosed) for the applications, for which the ROs were delegated powers.
 - 3) forward the request of the industries for auto renewal to ZO / HO within 2 working days, for which the powers were delegated to ZO / HO.
 - 4) submit copies of the auto renewal to the concerned Zonal Office and Head Office on weekly basis.
 - b) The ZOs / BO shall issue auto renewal order to the industries within 3 working days on receipt from RO, in the prescribed format (enclosed) as per the delegated powers. The ZOs shall submit copies of the auto renewal to the Board Office on weekly basis.
- G. The Board reserves right to review, modify, revoke conditions and vary the validity period of CFO& HWA of the industries.
- H. In case of any false certification, non-compliance of conditions / directions and deficiency in furnishing the information by the industry, the Board can withdraw the auto renewed consent and take necessary action including forfeiture of Bank Guarantee.

The system of auto renewal of CFO shall be scrupulously implemented by the Regional Offices / Zonal Offices / Board Office. The list of applications received & orders issued under auto renewal system by the ROs / ZOs shall be communicated to the Board Office on weekly basis. Any deviation from the above guidelines will be viewed seriously and action will be initiated against concerned Officer.

This has approval of Chairman of the Board.

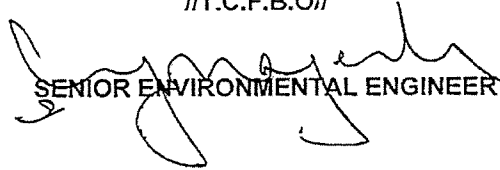
Encl : 1. Format for self certification by the industry.
2. Format for auto renewal of CFO.

Sd/-
MEMBER SECRETARY

To

- 1) All Unit Head-I, II & III, Board Office,
- 2) The Joint Chief Environmental Engineer, Zonal Office, Hyderabad / RC Puram.
- 3) The Environmental Engineer, Regional Office, Hyderabad, Rangareddy-I & II, Warangal, Ramagundem, Kothagudem, SR-I, RC Puram, Nalgonda & Nizamabad.

//T.C.F.B.O//


SENIOR ENVIRONMENTAL ENGINEER

Order No. -

Dt. .11.2015

Sub: TSPCB – Renewal of Consent for Operation – Order issued – Reg.

Ref: 1. CFO order No.
2. Board resolution No. 26.
3. Self certification dt. _____, of compliance for Auto-renewal of CFO order submitted by the industry.

- 1) The Board hereby renews the Consent for Operation (CFO) of the industry, issued vide reference 1st cited, for a period upto _____ under 25/26 of the Water (Prevention and Control of Pollution) Act, 1974 and / or Section 21 of the Air (Prevention and Control of Pollution) Act, 1981 and rules made thereunder, Renewal of Authorization under Rule 5(4) of the Hazardous and Other Waste (Management and Transboundary Movement) Rules, 2016.
- 2) This consent is issued under the auto renewal system of the Board vide reference 2nd cited and as per the self certificate submitted by M/s _____, vide ref. 3rd cited.
- 3) The Board reserves right to review, modify, revoke conditions and vary the validity period of CFO& HWA of the industry.
- 4) In case of any false certification, non-compliance of conditions / directions and deficiency in furnishing the information by the industry, the Board can withdraw the auto renewed consent and take action under provisions of relevant Acts & Rules including forfeiture of Bank Guarantee.
- 5) Under auto renewal system, the industry shall apply atleast 30 days before the expiry of the existing consent order for further renewals.

MS / JCEE / EE

Date:

To,
The Member Secretary,
Telangana State Pollution Control Board,
Hyderabad.

Sir,

Sub:- Request for extension of consent for operation (CFO) validity period –
Self certification of compliance for Auto-renewal of CFO order –
Submitted - Reg.

I/we _____ as
occupier of _____
do hereby inform that the consent granted under 25/26 of the Water (Prevention and
Control of Pollution) Act, 1974, Section 21 of the Air (Prevention and Control of
Pollution) Act, 1981 and Under Rule 5(3) of Hazardous and Other Waste (Management
and Transboundary Movement) Rules, 2016 for our unit vide Consent Order No. ____-
_____ dated _____, is expiring on _____
(Copy enclosed) and hence I request you to extend the validity period of CFO order
from _____ to _____.

I / we herewith enclosing the required documents as detailed below:

- 1) Application Forms (Form – I (Air Act) & XIII (Water Act), Form – I (Hazardous and Other Waste (Management and Transboundary Movement) Rules, 2016) duly filled and signed by the occupier.
- 2) Prescribed consent fees.
- 3) Copy of the latest Financial Balance Sheet indicating Fixed Assets (without Depreciation)
- 4) Copy of the previous valid consent order.
- 5) Bank Guarantee for an amount of _____.

I/ we hereby undertake the following:

- All the terms and conditions that have been stipulated by the Telangana State Pollution Control Board in Consents issued under Section 25 of the Water (Prevention and Control of Pollution) Act, 1974, Section 21 of the Air (Prevention and Control of Pollution) Act, 1981 and Under Rule 5(3) of Hazardous and Other Waste (Management and Transboundary Movement) Rules, 2016 are complied with.
- I am applying before 30 days of expiry of the existing consent order.
- There is no increase in production capacity and the pollution load than permitted in the existing CFO & HWA.
- No case is pending before the Hon'ble Appellate Authority or any other Court.
- The immediate preceding application has not been refused.

- No directions for closure or stop production have been issued under 33A of Water Act & 31A of Air Act, from the date of issue of previous CFO to till date.
- The unit is not located within 10 Km radius of Himayatsagar and Osmansagar Lakes as specified under G.O. Ms. No. 111, dt: 08.03.1996
- Complied with all the directions issued by the Board from time to time.
- To comply with any further condition which may be stipulated by TSPCB in future also.
- Apply for prior consent for establishment of the Telangana State Pollution Control Board for any change that has taken place resulting in change of production capacity and pollution loads (Effluents, Emissions & Solid Waste). I shall be held liable for all consequences for the failure to communicate any such change of proposed change.

I / we shall be liable to be prosecuted as per the provisions contained in Water Act 1974 and Air Act 1981 and Rules specified under Hazardous and Other Waste (Management and Transboundary Movement) Rules, 2016 in case of any violation of conditions and furnishing of false information.

Chairman / Managing Director / Proprietor

Date :

Place :