

RAJASTHAN WATER (AMENDMENT) RULES 1995

17 Phalgun 17, hed Regd. No. R], 2777/93 RAJASTHAN GAZETTE Extraordinary Published by Authority 8, 1995 tday, Saka 19] 6—March 8, 1995 DEPARTM .N OF ENVIORNMENT NOT FICATION Jaipur, 8 h rvfarch, 1995 G.S.R. 131:—In exercise gf the powers conferred by Section 64 of he Water (Prevention and Contiol of Pollution) Act, 1974 (Central Act J 6 of 1974), the State Govei•nhent after consultation with the Rajasthan State Pollution Co Itr I Board, hereby makes the following Rules further to amend the Raja 'than Water (Prevention and Control Qf Pollution) Rules, 1975 namely

1. Short title and commencement: (i) These Rules may be the Rajasthan Wa Prevention and Control of POI uti n) Alnendment Rules, 199 (ii) They shall come into orce from the date ot:-ilæiTxpYxblica tion in the official Gazette

2. In clause (b) of Rul •2 f the Rajasthan Waler (Preventi and Control of Pollution) Rules, 19 hereinafter referred •to as the.id rules", for the words "Rajastha S ate Board for Prevention and Control (if Water Pollu tion" occurring n end, the words "Rajasthan State Pollution Control Board" shall be substituted

3. In rule 5 of the said ule :—(i) In sub-rule (i) for th expression "Rs. 50/ -I the expression "Rs.l (0/-" shall be su and "Rs. 15/ the expression "Rs. shall' bé Substitüted. "Rs. Gi) In sub-rule-k9ÉfÖF •xpre\$\$i01i "'Rs. substitu ed \$(ji-" the expression 'i'Rs. 1 I pet Su>stituted. (iii)Jms -ru c (3) fo th expression "Rs. 15/ -"ethe "Rs. shall be sub tituted

4. Jn rule 6 of the said rule f 110 ving sub rule shall be substituted For sub-rule namely: "(2) The Chairtnan ay undertake tours within Rajasthan or the territories of India for outside Rajastl an within f nctions of the-board." carrying öüt th rd "appointment" •shall be i:ißerted (ii) In sub-rule (3) the w beti,veen the words 'powers in mattersof" and promotion". (iii) For sub-rule (4) .ollowing sub-rule shall be substitu ted narnely:— "(4) The Chairnnan ha I have full powers in the mar acceptance o tenders"

5. In rule 7 of the said rules for the proviso to sUb-rule (1) the following proviso shall be subs iluted, "Provided that for cr ation of the posts above the rank of Enviornmental Enginee 0k any other post equFv•alent thereto the Board shall obtain prio sa ction of the State Government" 6.In the said rules sub rules (8) and sub-rules (10) of rule 8 shall be omitted

7. In rule 17 of the said Rules.—(i) In sub-rule (1) for the words "in the month of October of each year for approval" the words and figures "before 31st. December of each year for approval" shall be substituted. The following sub-rule shall be substituted (ii) For sub-rule. (2) the following shall be substituted:— "(2) After approval of the budget estimates by the Board, four copies of the approved budget proposals with copies of the same shall be furnished to the State Government and the Board shall forthwith". 8. For rule 21 of the said rules, the following rule shall be substituted; namely: "21. The fund of the Board shall be operated by the Member Secretary of the Board or by any other officer of the Board who may be so empowered, subject to such conditions as may be laid down, by the State Board." 9. In rule 22 of the said rules for the words and figures "the 15th May each year." the words and figures "the 30th of September each year" shall be substituted. 10. In the said rules after rule 25, following rule 25A shall be added; namely:— "25A. Qualifications for Government or State Board Analyst:—A person shall not be qualified for appointment or person shall be recognised as (Q) Government analyst or a Board analyst as follows:— (a) Graduate in science from a recognised university with five years experience in laboratory, engaged in environmental investigation, testing or analysis; or (b) Post graduate in science or a graduate in engineering or a graduate in medicine or equivalent with two years experience in a laboratory, engaged in environmental investigation, testing or analysis; or (c) Post graduate in environmental science from a recognised university with two years experience in a laboratory engaged in environmental investigation, testing or analysis. 11. In rule 27 of the said rules: (d) For the words "stream or well" wherever occurring, the words "stream or well or sewer or on land" shall be substituted. (b) For the words "from any plant" the words "from any plant or outlet" shall be substituted. 12. For rule 29 of the said rules, the following shall be substituted; namely:— "29. (1) Application for consent.—An application for obtaining the consent of the State Board. (a) For establishing or taking any steps for establishing any industry, operation or process or any treatment and disposal system, or any extension or addition thereto, which is likely to discharge sewage or trade effluent into a stream or well or sewer or on land under section 25 of the Act or (b) For bringing into use any new or altered outlet for the discharge of sewage or trade effluent into a stream or well or sewer or on land under Section 25 of the Act or (c) For making any new discharge of sewage or trade effluent into a stream or well or sewer or on land under section 25 of the Act or for continuing the existing discharge of sewage or trade effluent into a stream or well or sewer or on land under section 25 of the Act shall be made to the State Board".

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Form No. XIII or Form No. XIII-A as-the case may e. (2) Such applica tio s all be accompanied by the fees as prescribed in Sch du e I V. 8, 1995 (3) An application not acc méanied with the prescribed fee shall not be entertained by he Board. (4) The Fee shall be paid t rough Bank Draft payable in favour Of the Member Secreta y, Rajasthan State Pollution Control Board, Jaipur



13. In the said rules after rule 30, following new rules 30-A and 30-B shall be added, namely:—30-A Directions. (1) Any direction issued under section 33 A shall be in writing. (2) The direction shall specify the nature of action to be taken and the time within which it shall be complied with by the person, officer or the authority to whom such direction is given. (3) The person, officer or authority to whom any direction is sought to be issued, shall be granted an opportunity of being heard. Provided that where the State Board is of the opinion that in view of the likelihood of a grave injury to the environment, it is not expedient to provide an opportunity of being heard, it may for reasons: to be recorded in writing, issue direction without providing such an opportunity. (4) Where the direction is for the stoppage or regulation of electricity or water or any other service affecting the carrying on of any industry, operation or process, a copy of the direction shall also be endorsed to the occupier of the industry, operation or process. 30-B. Manner of giving notices. (1) the manner of giving notice under clause (b) of sub-section (1) of section 49 shall be as follows; namely:— (i) The notice shall be in writing in



Form No. XV (ii) The person giving notice may send it to (a) The Member Secretary, Rajasthan State Pollution Control Board, Jaipur or (9) Any other officer authorised by the Board in this behalf. (iii) Notices shall be sent by registered post with acknowledgment due. (2) The period of sixty days mentioned in clause (b) of sub-section (1) of section 49 shall be reckoned from the date of its first receipt by one of the authorities mentioned above. the existing expression "State Board for 14. In the said rule (f) Prevention Control of Water Pollution" wherever occurring in Form Nos I to XII and XIV the expression "Rajasthan State Pollution Control Board" shall be substituted. 8



15. In the said rules for For!!) namtel.y:—



FORM NO. XII APPLICATION FOR CONSENT TO BE SUBMITTED IN (See rule 9) 1995 403 X [11, the following shall be TO ESTABLISH (PLICATE) Application for consent to establish industry, operation or process or any treatment and disposal system under section 25/26 of the Water (Prevention and Control of Pollution Act, 1974. From Dated To, Sir, I/ We hereby apply for consent under section 25/26 of the water (Prevention and Control of Pollution) Act 1974 (No. 6 of 1974) for establishing or taking any steps for establishment of industry/ operation/ process or any treatment/ disposal system on land/ premises owned The other relevant details are as by below:— PART-I, General: Name of a. b. Address and allotment/ land conversion c. Location (also enclose copy order and site-map) d. Category of Industry (Red/ rat ge/Others) e. Scale of Industry (Large/ Medium / Small). f. Whether the unit would generate hazardous waste as defined in the Hazardous Wastes (Management and Rules, 1989. If so, the Category No. PART-11, Surrounding Details. a. Area of land proposed to be acquired (in meter). b. which of the following features exist within 25 kms. of the site: (i) Human settlement (specify population) (ii) Forest/Sanctuary/National Park/ Hill Resort/ National Monument. (iii) Nallah/Stream/River pond/ Lake/ Dam/ any other water body. (iv) Industries, specify. g. 1995 PART-III, Process Detail a. Manufacturing process with flow diagram. Details of Raw Materials, Products, By Products and Storage S.No. (ii) (iv) SNO. (ii) (iii) respectively:— Particulars Raw Materials Products } Hazardous Chemicals c. Energy consumption d. Details of Fuel name 3 Nature 4 Quantity (unit/ day) 5 Auxiliary machines where used 6. Name and quantity (TPD) Coal; Diesel oil-her (Specify) 3: PART-IV, Water pollution Process-wise): a. Water consumption per (i) Boiler/COQ./Industrial spray/Mining; (ii) Domestic. (iii.) Industrial process: Total waste water generated per day c. Total waste water discharged per day. d. Water balance, e. Indicate waste water and sludge characteristics, before and after treatment (physical/chemical). f. Type of treatment proposed to be adopted (enclose details, design and schematic diagram). g. How do you propose to discharge the waste water (specify mode of disposal). h. What method do you propose to adopt for treatment, handling & disposal of sludge. 8, 1995 PART-V, Details of Air Pollutants Stack 5No. attached Volume Stack Details M3/hr Temp: Dia 40S Concentration Others (Mg/NM3) to plant (COY (jii) NOTE:—Enclose layout plan indicating location of each stack. PART-VI, Sludge/Solid Waste/Hazardous Waste (Process-wise) and their proposed treatment. a. Total quantity of wastes (kg/ day) b. Nature of wastes c. Method proposed for treatment & disposal. PART-VII Other types of: d. Is your industry likely to Cause noise pollution? If so what measures are proposed to be taken? b. is your industry likely to cause any other pollution? If some measures are proposed to be taken? PART-VIII; Management of pollution. a. Give details of the Otgahasta Official letter proposed 'for pollution control' and PART-IX, Cost of pollution a. Total capital expenditure (proposed for pollution control.) b. Annual recurring expenditure. c. Has any financial outlay been proposed in Project Report Jorapur? If yes, mention the cost. I/ declare that the information furnished above is correct to of my/our knowledge. - her information- within one 2. I/Ine undertake to furnish; any of its being called by the State Board. I/We enclose herewith Bank Draft No Dated -for Rs. {Rs. in words-----} in favour of the Member Secretary, State Pollution Control Board, payable under Section 25/26 of Act. Yours faithfully, Signature Name 'Signature Applicant 8, 199 16. In the said rules after Form No. *11.1, following new form No. XIII-A shall be added, namely:— FOR N .XIII-A APPLICATION FOR CONSENT TO OPERATE (TO BE SUBMITTED IN TRIPLICATE) (See rule 29) Application for consent to discharge or continue to discharge sewage or trade effluent under Section 25/26 of the Water (Prevention & Control of Pollution) Act, 1974. Date Sir, I/ We hereby apply for Consent/ Renewal of Consent under Section 25 or Section 26 of the water (Prevention & Control of Pollution) Act; 1974-(No. 6 Of 1974) for bringing into use any new/altered outlet or for discharge of sewage/ trade effluent. or to continue to discharge sewage/ trade effluent on land/ premises owned by The other relevant details are as follows: PART-A, GENERAL 1. Full Name of the Name, address, telephone numbers and fax of the applicant 2. The list of individuals, partners, Chairman (Full time or Part time), Managing Director/ Manager (Full time or Part time) & other office bearers with their telephone nos.and addresses 3. Name and Address of the Unit.and its Location 4. Category and scale of Industry.(a) Red/ Orange/Others (b) Large/ Medium Small Number of employees within factory premises and in tk

5. Colony. Raw material Name (a) (b) Quantity (TPD) 7. Products and by-products (TPD) Product quantity By-product quantity Name (a) (b) (c) b. Installed capacity of the plant.

9. Date of 10. Capacity of raw materials Item and materials (b) Product (c) By-product (d) V. Management plan. 1995 production/By-product Storage Quantity 407 Māil'itāānē or effluent treatment plant. (b) Particulars of environmental cell/ Laboratory 12. pollution, if any, contained under the provisions of the Industrial Effluents (Control) Act, 1961. PART-13, Pertaining to Sewage 13. Water consumption (litre per day) 14. Waste water treatment Source (Specify) (a) (b) on the basis of (KLD) - (c) Wastewater details (d) Cost of treatment plant (e) Running cost of maintenance (e) Performance of treatment plant with respect to standards laid down by the State Board. Pertaining to hazardous waste and hazardous chemicals. 16: (9) Total quantity generated (kg/day): (b) Nature of hazardous waste, as defined under the Environment (Protection) Act, 1986. (See the Hazardous (Management and Handling) Rules, 1989). Mode of storage in the plant, method of disposal and any other information sought by the State Board. (a) Hazardous Chemicals as defined under the Environment (Protection) Act, 1986 (See the Manufacture, Storage and Import of Hazardous Chemicals Rules, 1989). (b) Whether any isolated storage is involved? if yes, enclose details. (c) Whether emergency plans are prepared for taking- (i) on site measures (ii) off site measures. B/ We declare that information furnished above is correct to the best of my/our knowledge. 19. L/ We hereby submit that in case of change either of the point or the quantity of discharge or its quality, a fresh application for consent shall be made and until such consent is granted, no change shall be made. I/We hereby agree to submit to the State Board an application for renewal of consent one month in advance of the date of expiry of the consented period for outlet/ discharge, if to be continued thereafter. I/ we undertake to furnish any other information within one month of its being asked for. In favour of Pollution Control Act. Called by the State Board. with Bank Draft No dated (Rs. in Words) the Member Secretary. Rajasthan State Control Board, payable under Section 25/26 of Yours Faithfully Signatures .. Name Designation APPLICANT 8, 1995 409 17. In the said rules, after Form No. XV shall be added, a FORM N (see rule Form (1) No. XIV, the following new Form ely:— xv 0B) By Regd. Post A. D. Notice under Section 49 (1) of the Water (Prevention and Control of Pollution) Act, 1974. Whereas an offence under the Water (Prevention and Control of Pollution) Act, 1974 has been committed / is being committed by (2) I/ We hereby give notice of (6) under section 49 (1) (b) of the Water (Prevention & control of Pollution) Act 1974 of my/ our intention to file a complaint in the court against (2) for violation of section (s) of the Water (Prevention and Control of Pollution) Act, 1974. In support of my/ our notice, I/ We are enclosing the following documents (3) as evidence of proof of violation of the Water (Prevention and Control of Pollution) Act, 1974 Place, Date, Explanation:— (Signature) (1) in case of the notices given in the name of a company, documentary evidence authorising the sign the notice on behalf of the company shall be enclosed to this notice. Company or this purpose means a Company defined in explanation to Section 47 of the Water (Prevention and control of Pollution) Act, 1974. (2) Here give the name and address of the alleged offender. In case of a manufacturing/processing/operating unit, Indicate the name/ location/nature of activity etc. include photographs/ (3) Documentary evidence shall include Technical reports, health reports of the area etc. for enabling enquiry into the alleged violation/offence. 8, 1995 18. In the said schedule III following schedule shall be substituted, namely— SCHE ULE 111 (See rule 32) RAJASTHAN POLLUTION CONTROL BOARD JAIPUR ANNUAL REPORT FOR THE FINANCIAL YEAR MARCH 31, 1995 19. Introduction CHAPTER-1. CHAPTER-2. CHAPTER-3. CHAPTER-4. CHAPTER-5. CHAPTER-6. CHAPTER-7. CHAPTER-8. CHAPTER-9. CHAPTER-10 CHAPTER-11.1 CHAPTER-11.2 CHAPTER-12. CHAPTER-B. CHAPTER-14. Constitution changes the Meeting of decisions of the Committee and their activities. Network for air, water and Present status of environment, environmental problems and counter measures. Environmental Research. Environmental Training. Environmental Awareness and public participation. Environmental standards including schedule or their enforcement. Prosecutions launched and convictions secured for environmental pollution Direction given for closure of polluting industrial units. Finance and Accounts of the Board. Annual plan of following year. Any other important matter dealt with the State Board. 8, 1995 411 1. 2. 3. 4. 5. 6

7. Members of the Board Organisation Chart Staff Strength including remuneration. Publications Training Courses/Seminars/Workshops organised or attended Consents to establish industries, operations &

processes issued / refused. Consents to operate industries operations & processes issued/ refused. 19. In the said rules after schedule III following new schedule IV shall be added, namely:— SCHEDULE (See rule 29) s
No. SLAB: AVERAGE WATER CONSENT FEES FEES TO ESTABLISH 1. 2. 3. 4

5. CONSUMPTION PER DAY (In Kilo Liters) 50 or below More than 50 but upto 200 More than 200 but upto 1000 More than 1000 but upto 10000 and above Government of Rajasthan 500 2000 5000 10000 20000 (In Rupees) FEES TO OPERATE 250 500 1000 2000 5000 By Order of the Governor, Secretary to the Government, Jaipur.

