



Government of Jammu & Kashmir
J&K STATE POLLUTION CONTROL BOARD

Behind Govt; Silk Factory, Raj Bagh, Srinagar
Tel / Fax : 0194- 2313966, e-mail : chairman87jkspcb@gmail.com

ORDER NO. *242-SPCB* OF 2017
DATED *26*, 10.2017

Subject : Selection / Identification of industries / establishments that need to be inspected for compliance, inspection under Water and Air Act based on Computerized Risk Assessment, as per BRAP, 2017.

Whereas, Department of Industrial Policy and Promotion, Ministry of Commerce and Industry, Government of India has introduced State Level Reforms enabling **“Ease of Doing Business”** to simplify the procedure for setting up of industries by way of providing transparent, efficient and integrated electronic services to the applicants.

Whereas, Industries and Commerce Department, J&K Government with a view to give a fillip to the Industrial Development in the State of J&K in conformity with the National Policy of ensuring **“Ease of Doing Business”** (EoDB) issued Government Order No. of 74-IND of 2015 Dated 24.04.2015 and Order No. 105-IND of 2015 Dated 21.07.2015. The State Government envisaged simplification of procedure of consent management for the industries / projects,

Whereas, Board has already adopted **“Uniform Consent Procedure”** since 2002 as per the directions of CPCB in order to streamline and simplify the consent mechanism besides Board has adopted *Final document on Revised Classification of Industrial Sector under Red, Orange, Green and White Category on 29.04.2016 as per the guidelines of CPCB issued vide No. B-29012/ESS/CPA/2015-16 Dated 07.03.2016.*

Whereas, as per the Business Reforms Action Plan, 2017 for States under **EoDB compliance in the area mentioned at S. No. 165 and S.No. 171 of BRAP** related to the Board, a system for computerized allocation of Field Officers / Inspectors using Computer Risk Assessment under the Central Inspection System


has been devised for conducting compliance inspections under Air Act and Water Act.

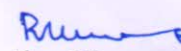
In view of above reforms, a mechanism for allocation of field inspecting officers / inspectors is adopted here under the Ease of Doing Business in order to simplify the procedure in a transparent manner in consonance with various Environmental Laws / Rules in supersession to all previous orders issued for inspection under Consent Mechanism.

S.No.	Schedules of Inspections for allocation to Field Officers.	Competent Authorities															
1.	Selection of industries through a system developed for identifying the establishments that need to be inspected, based on Computerized Risk Assessment considering the different compliance requirements and prevailing categorization of industry.	Chairman / Member Secretary through computerized draw system.															
2.	<p>Mandatory Inspections</p> <table border="1"> <thead> <tr> <th>Sr. No.</th><th>Category of the industries / projects</th><th>Periodicity</th></tr> </thead> <tbody> <tr> <td>(a)</td><td>17 category of highly polluting industries / grossly polluting industries as categorized by CPCB.</td><td>Half yearly (At least once in Six months)</td></tr> <tr> <td>(b)</td><td>Red Category of Industries other than those mentioned at Sr. No. (a) above</td><td>Once in a year</td></tr> <tr> <td>(c)</td><td>Orange Category of Industries</td><td>Once in 03 years</td></tr> <tr> <td>(d)</td><td>Green Category of Industries</td><td>Once in 05 years</td></tr> </tbody> </table> <p>The list of industries / projects to be inspected every month be selected through software system based on computerized risk assessment and will be uploaded on the website of the Board and copy of the same will be supplied to the concerned for compliance.</p>	Sr. No.	Category of the industries / projects	Periodicity	(a)	17 category of highly polluting industries / grossly polluting industries as categorized by CPCB.	Half yearly (At least once in Six months)	(b)	Red Category of Industries other than those mentioned at Sr. No. (a) above	Once in a year	(c)	Orange Category of Industries	Once in 03 years	(d)	Green Category of Industries	Once in 05 years	Chairman / Member Secretary through computerized draw system.
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3.	<p>Inspection of industries as and when required due to following circumstances :-</p> <p>(a) In compliance of orders of various Courts / Tribunals.</p> <p>(b) Orders issued from Head Office for the purpose of verifying the compliance made by the unit.</p> <p>(c) Re-sampling on the request of unit itself.</p> <p>(d) For verification of complaints.</p> <p>(e) To initiate legal action against illegally</p>	<p>Chairman / MS</p> <p>Chairman / MS</p> <p>Chairman / MS</p> <p>Chairman / MS</p>															

	established / operating units.	
4.	Consent to establish for expansion of the project.	Chairman
5.	Consent to operate of the project	Chairman
6.	Inspection of Health Care Establishments (HCUs) required for authorization under Bio Medical Waste (M&H) Rules, 1998.	Chairman
7.	Registration under E-Waste Rules, 2016, Plastic Waste Rules, 2016, Plastic Waste Rules, 2016, Hazardous Waste Rules, 2016 and Authorization to service providers for Common Bio Medical Waste Treatment and Disposal Facility under Bio-Medical Rules, 2016 – Common Treatment and Disposal Facilities (CTDFs).	Chairman

The inspection report shall be routed through the concerned Regional Directors, who shall coordinate the inspections and submit the reports along with his recommendations / comments for further processing at Head Office. In case of Green Categories cases shall be finalized with the Regional Directors after the issuance of inspection schedule in the Central Inspection System.


No:-SPCB/PS/CH/EODB/663-68


(B.Siddhartha Kumar) IFS
Chairman
Dt:- 26.10.2017

Copy for information and necessary action to :

1. Commissioner/Secretary to Govt; Industries & Commerce Deptt; Civil Sectt; Srinagar. This is in reference to the meeting held on 13.10.2017 on Reforms under Ease of Doing Business.
2. Commissioner/Secretary to Govt; Forests, Env. & Ecology Deptt; Civil Sectt; Srinagar
3. Member Secretary, J&K SPCB, Srinagar.
4. PPS to Chief Secretary for information of the Chief Secretary, J&K Government, Srinagar.
5. Head E-Governance / Environmental Engineer, J&K SPCB, Srinagar.
6. Administrative Officer, J&K SPCB, Srinagar.
7. Office Order File.



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Tel / Fax : 0194- 2313966, e-mail : chairman87jkspcb@gmail.com

ORDER NO. 241-^{SPCB} OF 2017
DATED 26.10.2017

Subject :- *Computerized allocation of Inspections to the officers of the Board under Air and Water Act in compliance to Business Reform Action Plan, 2017 for States and submission of inspections reports thereof.*

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Whereas, Department of Industrial Policy and Promotion, Ministry of Commerce and Industry, Government of India has introduced State Level Reforms enabling **"Ease of Doing Business"** to simplify the procedure for setting up of industries by way of providing transparent, efficient and integrated electronic services to the applicants.

Whereas, Industries and Commerce Department, J&K Government with a view to give a fillip to the Industrial Development in the State of J&K in conformity with the National Policy of ensuring **"Ease of Doing Business"** (EoDB) issued Government Order No. of 74-IND of 2015 Dated 24.04.2015 and Order No. 105-IND of 2015 Dated 21.07.2015. The State Government envisaged simplification of procedure of consent management for the industries / projects,

Whereas, Board has already adopted "Uniform Consent Procedure" since 2002 as per the directions of CPCB in order to streamline and simplify the consent mechanism besides Board has adopted *Final document on Revised Classification of Industrial Sector under Red, Orange, Green and White Category on 29.04.2016 as per the guidelines of CPCB issued vide No. B-29012/ESS/CPA/2015-16 Dated 07.03.2016.*


Whereas, as per the Business Reforms Action Plan, 2017 for States under **EoDB compliance in the area mentioned at S. No. 166, 168, 169 and S.No. 172, 174, 175 under BRAP** related to the Board, a system for computerized allocation of Field Officers / Inspectors using Computer Risk Assessment has been devised for conducting compliance inspections under Air Act and Water Act.

In view of above reforms, a mechanism for allocation of field inspecting officers / inspectors is adopted here under the Ease of Doing Business in order to

simplify the procedure in a transparent manner in consonance with various Environmental Laws / Rules in supersession to all previous orders issued for inspection under Consent Mechanism.

S.No.	Purpose of events of Mandatory inspections	Mechanism for allocating Field Officers / Inspectors for Inspections
1,	Mandatory Inspections of the industries / projects other than 17 category industries.(Red, Orange and green Category) Under Uniform Consent procedure of CPCB	Selection by computerized system among the field officers of the same Divisional offices.
2.	(i) Mandatory Inspections of 17 Category Highly Polluting Industries. (ii) Registration under E-Waste Rules, 2016 Plastic Waste Rules, 2016, Hazardous Waste Rules, 2016. (iii) Authorization to Service Providers for Common Bio Medical Waste Treatment and Disposal Facility under Bio Medical Rules, 2016. (iv) Regular Quarterly Inspections of Common Treatment And Disposal Facilities (CTDFS) for Hazardous Waste, Bio Medical Waste and Common Effluent Treatment Plants and Sewage Treatment Plants of the towns.	Selection by computerized system among the field officers of the same Division Office and one officer from Head Office, if required. The officers once inspected the industry will not inspect the same industry / establishment twice consecutively. The inspection report has to be published within 48 hours to the Department as mandated under Business Reforms Action Plan.
3.	Inspection of industries under following circumstances :- (a) In compliance of orders of various courts / Tribunals. (b) Orders issued from Head Office for the purpose verifying the complained made by the unit. (c) Re-sampling on the request of unit itself. (d) For verification of complaints.	Concerned Divisional Officer along with another field officer of the same Division. The officers once inspected the industry will not inspect the same industry / establishment twice consecutively. The inspection report has to be published within 48 hours to the Department as mandated under Business Reforms Action Plan.
4.	Inspection of industries due to following circumstances :- (a) To initiate legal action against illegally establishing / operating units. (b) Consent to establish for expansion of the project. (c) Consent to operate of the project. (d) Inspection of Health Care Units (HCUs) required for authorization under Bio-Medical Waste Rules, 2016.	Concerned Divisional Officer along with another field officer of the same Division. The officers once inspected the industry will not inspect the same industry / establishment twice consecutively. The inspection report has to be published within 48 hours to the Department as mandated under Business Reforms Action Plan.




(B.Siddhartha Kumar) IFS
Chairman

NO : SPCB/PS/CA/EOB/656-62.
DT : 26.10.2017

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6. Administrative Officer, J&K SPCB, Srinagar.
7. PA to Chairman, J&K SPCB, Srinagar for information of the Chairman
8. Office Order File.