



WEST BENGAL POLLUTION CONTROL BOARD
(Department of Environment, Government of West Bengal)
Paribesh Bhawan, 10A, Block - LA, Sector III, Salt Lake
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No. 1260/21/WPB-A/74 (Part V) Order

Date: 29/7/2005

Sub: Consent Administration of WBPCB: Rationalizing thereof

Under the Water (Prevention and Control of Pollution) Act 1974 and the Air (Prevention and Control of Pollution) Act 1981, the WBPCB discharges its function of consent management as regards various industrial and other units. In order to put in external technical input in its decision making process, involve various stakeholders in the same, and introduce transparency in the process, the Board in its 131st meeting held on 29.06.2005, constituted Committees at Head Office, (e.g. CFE/CFO committees, and committee on Closure) Committees at Regional Offices (e.g. CFE/CFO Committee) and Committees at the Circle Office (e.g. CFE/CFO Committee). The composition of member of the committee is placed at Annex A (for Head Office), Annex B (for Circle Office) and Annex C (for Regional Office). The terms and conditions of these Committees are as follows.

Technical Committee (at Head Office)

- i) The Technical Committee at the Board's Head office will deal with those category of projects as stipulated at Table-1, which would attract EIA notification SO.60(E) dt. 27.01.1994 and its subsequent amendments. The functions of the Committee are to:-
 - a) review the EIA & EMP reports as submitted by the project proponents examine the Minutes of Public hearing, and look into the report of site inspections, for making recommendations to the Board,
 - b) deal with any other technical issues referred to it by the Board for offering recommendation.
- ii) The tenure of the member of the Technical Committee will be for 2 years. The Committee will meet at least once in a month at Board's Head Office at Salt Lake, but may meet more than once if there are many pending cases. The members of the Committee (other than the Board members) will be paid a sitting fee and allowance for attending the Committee meeting. The quorum of the committee will be 4 members.

CFE (Consent for Establishment) Committee (at Head Office)

- i) The functions of the CFE Committee at Board's Head office are as follows:-
 - a) to consider the recommendations of the Technical Committee for proposals submitted for CFE, and take a decision;
 - b) to consider proposals for CFE in respect of projects as indicated at Table-1 below after considering the report of the site inspections, and EIA/EMP reports, etc., and take a decision.
- ii) The decision of the CFE committee will be displayed at Board's notice Board and at the Board's website on the same day of the meeting.
- iii) The tenure of the member of the CFE Committee will be for 2 years. The Committee will meet at least once in a fortnight at Board's Head Office at Salt Lake, but may meet more than once if there are many pending cases. The members of the Committee (other than the Board member) will be paid a sitting fee and allowance for attending the committee meeting. The quorum of the committee will be 3 members.

CFO (Consent for Operation) Committee (at Head Office)

- i) The functions of the CFO Committee at the Board's Head office are as follows:-
 1. to examine the CFO applications (fresh as well as renewal) falling within the Category of Industries/units as indicated at Table-1 below;
 2. to take decision on the CFO applications.

- iii) The tenure of the member of the CFO Committee will be for 2 years. The Committee will meet at least once in a fortnight at Board's Head Office at Salt Lake, but may meet more than once if there are many pending cases. The members of the Committee (other than the Board member) will be paid a sitting fee and allowance for attending the Committee meeting. The quorum of the Committee will be 3 members.

COC (Committee on Closure) (Head Office)

- i) The function of the COC at the Board's Head office are
 - (a) to look into details necessitating directions including closure or reopening of the industry/unit by the Board, excluding the cases where immediate action is required.
 - (b) to recommend on the issue of directions.
- ii) The tenure of the member of the COC will be for 2 years. The Committee will meet at least once in a month at Board's Head Office at Salt Lake, but may meet more than once if there are many pending cases. The members of the Committee (other than the Board member) will be paid a sitting fee and allowance for attending the Committee meeting. The quorum of the Committee will be 2 members.

Consent (CFE/CFO) Committee at Circle Office

- i) The functions of the combined Consent (CFE/CFO) Committee at the Circle offices are-
 - 1) to examine the CFE proposal of industry/unit being dealt with at the SEE level/Circle level, as indicated at Table-1 below and take decisions.
 - 2) to examine the CFO proposal of industries/units, as indicated at Table-1 below and take decisions.
- ii) The decision of the Consent (CFE/CFO) Committee will be displayed at Board's Notice Board at the Circle Office and at the Board's website on the same day of the meeting.
- iii) The tenure of the member of the Consent (CFE/CFO) Committee will be for 2 years. The Committee will meet at least once in a fortnight at the respective Circle Offices, but may meet more than once if there are many pending cases. The members of the Committee (other than the Board member) will be paid a sitting fee and allowance for attending the Committee meeting. The quorum of the Committee will be 3 members.

Consent (CFE/CFO) Committee at Regional Offices

- i) The functions of the combined Consent (CFE/CFO) Committee at the Regional Offices are to:-
 - 1. examine the CFE (Consent for Establishment) proposal of industries/units as indicated at Table-1 below and take decisions,
 - 2. examine the CFO(Consent for Operate) proposal of industries/units being dealt with at the Regional level as indicated at Table-1 below, and take decisions.
- ii) The decision of the Consent (CFE/CFO) Committee will be displayed at Board's Notice Board at the Regional Office, and at the Board's website on the same day of the meeting.
- iii) The tenure of the member of the Consent (CFE/CFO) Committee will be for 2 years. The Committee will meet at least once in a week at the respective Regional Office. The members of the Committee (other than the Board member) will be paid a sitting fee and allowance for attending the Committee meeting. The quorum of the Committee will be 3 members.

2. In order to give effect to the implementation of the above Committees, the various offices of the Board will deal with the CFE and CFO applications for the categories of industries/units as mentioned against at Table-1:-

Table-1

	Conse nt type	32 Category of industries	Special Red category of industries	Ordinary Red category of industries	Orange category of industries	Green category of industries
Head Office	CFE & CFO	All with capital investment above Rs. 5 crore *	All with capital investment above Rs. 5 crores (other than 32 caregories)			
Circle Office	CFE & CFO	All with investment below Rs. 5 crore but above than Rs. 1.67 crores ✓	All (other than 32 categories) below Rs. 5 crores	All above Rs. 5 crores		
Regional Office	CFE & CFO	All less than Rs. 1.67 crores		All below Rs. 5 crores other than dealt with by DIC	CFE - All except cases dealt with by DIC and DLLRO CFO (all including DIC cases & excluding DLLRO cases)	All except cases dealt with by DIC

* In case of change of products on 'no increase in pollution load basis', all CFE application will be processed at head office.

✓ Rs. 1.67 crores covers capital investment on land, building, plant and machinery.

3. Henceforth, all consent applications will be received at the Regional Offices, and the procedure for implementing the consent administration is indicated below :-

Consent for Establishment (CFE)

Cases dealt with at Head office indicated at Table-1

- 1) Receipt of application at the Regional Office.
- 2) Scrutiny of the application and, if incomplete, getting the application ready in all respects by the Regional Office
- 3) Conduct site inspection by the Regional Office (within a week from date of receipt of complete application)
- 4) Forward the file by the Environmental Engineer with site inspection report and other observations/comments to the Circle Office.
- 5) Further examination of the proposal by the Senior Environmental Engineer and forwarding the file to the Chief Engineer of the Consent Cell at Head Office with his/her observations/comments.
- 6) Final examination of the proposal by Chief Engineer, and conduct public hearing, if necessary
- 7) Convene meeting of Technical Committee at the Head Office for technical evaluation of the proposal.
- 8) Convene meeting of Consent-to-Establish (CoE) Committee at the Head Office for taking final decision on the project proposal. It will consider recommendation of the Technical Committee, if any
- 9) Display on the same day, the decisions of the CFE Committee on the Notice Board at the Head Office (vide Format at Annex D), and also putting the decisions in the WBPCB's website by the Computer Cell. The project proponent should be informed of the decisions of CFE Committee (vide Format at Annex E, within 3 days of the CFE meeting).

Cases dealt with at Circle Office indicated at Table I

- 1) Receipt of application at the Regional Office.
- 2) Scrutiny of the application and, if incomplete, getting the application ready in all respects by the Regional Office.
- 3) Conduct site inspection by the Regional Office in the case of 32 category and special red. If required, site inspection may be made in the case of ordinary red, orange and green (within a week of the receipt of application).
- 4) Forward the file by the Environmental Engineer with site inspection report and other Observations/comments to the Circle Office.
- 5) Final examination[@] of the proposal by the Senior Environmental Engineer at the Circle Office.
- 6) Convene meeting of CFE/CFO Committee at Circle Office by the Senior Environmental Engineer, for taking final decision on the Project proposal.

[@] In the case of 32 category industries requiring environmental clearance from GoI/MoEF, the concerned, the proposals along with EIA/EMP and site inspection should be sent to the Consent Cell of the Board's Head office for conducting public hearing, and for dealing with through the Technical Committee/CFE Committee at Headquarter. The files at the Regional office should be routed through the Circle office.

7) Display the decisions on the same day of the Consent Committee on the Notice Board at the Circle Office (vide Format at Annex D), and also putting the decision in the WBPCB's website by the Computer Cell.

8) A Copy of the decisions be faxed to the Board's Head Office (Consent Cell). The project proponent should be informed of the decision of the CFE/CFO Committee within 3 days of the meeting (vide Format at Annex E).

Cases dealt with at Regional Office as indicated at Table-1

1) Receipt of application at the Regional Office.

2) Scrutiny the application and, if incomplete, getting the application ready in all respects by the Regional Office.

3) Conduct site inspection in the case of 32 categories and special red. If required, site inspection be made in the case of ordinary red, orange and green category of industries.

4) Final examination of the proposal by the Environmental Engineer.

5) Convene meeting of CFE/CFO at Regional Office, by the Environmental Engineer, for taking final decision on the project proposal.

6) Display the decisions on the same day of the Consent Committee on the Notice Board at the Regional Office (vide Format at Annex D), and also putting the decisions in the WBPCB's website by the Computer Cell. The decisions of the CFE Committee should be informed to the project proponent within 3 days (vide Format E).

7) A copy of the decisions be faxed to the Board's Head Office (Consent Cell) and respective Circle Office.

Consent for Operation (CFO)

Cases dealt with at Head office as indicated Table- 1

1) Receipt of application at the Regional Office.

2) Scrutiny the application and if incomplete, getting the application ready in all respects by the Regional Office

3) Inspect the unit, if not done within the last 3 months in the case of 32 categories, and special red.

4) Forward the file by the Environmental Engineer with his/her observations/comments to the Circle Office.

5) Further examination of the case by the Senior Environmental Engineer and forwarding the file to the Chief Engineer of the Consent Cell of the Head Office with his/her observations/comment.

6) Convene meeting of Consent-to-Operate (CoO) Committee at the Head Office, by the Member Secretary, for taking final decision on the case.

7) Display the decisions on the same day of the Consent Committee meeting on the Notice Board at the Board's Head Office (vide Format at Annex D), and also putting the decisions in the WBPCB's website by the Computer Cell.

Cases dealt with at Circle Office as indicated at Table-1

1) Receipt of application at the Regional Office.

2) Scrutiny the application and, if incomplete, Getting the application ready in all respects by the Regional Office.

- 3) Inspect the unit, if not done within 3 months, in the case of 32 category, special red, and ordinary red category of industries.
- 4) Forward the file by the Environmental Engineer with his/her observations/Comments to the Circle Office.
- 5) Final examination of the case by the Senior Environmental Engineer.
- 6) Convene meeting of CFE/CFO Committee at Circle Office, by the Senior Environmental Engineer, for taking final decision on the case.
- 7) Display the decisions on the same day of the Consent Committee meeting on the Notice Board at the Circle Office (vide Format at Annex D), put the ' decisions in the WBPCB's website by the' Computer Cell and fax a copy of the decision to the Board's Head Office.

Cases dealt with at Regional Office as indicated at Table-1

- 1) Receipt of application at the Regional Office.
- 2) Scrutiny the application and if incomplete, getting the application ready in all respects by the Regional Office.
- 3) Inspect the unit, if not done within 3 months, in the case of 32 category, and ordinary red category of industries. If necessary, inspection may be made in the case of Orange and Green category of industries
- 4) Final examination of the case by the Environmental Engineer.
- 5) Convene meeting of Consent Committee at Regional Office, by the Environmental Engineer, for taking final decision on the case.
- 6) Display the decisions on the same day of the Consent Committee meeting on the Notice Board at the Regional Office (vide Format at Annex D) put the decisions in the WBPCB's website by the Computer Cell and fax a copy of the decision to the Board's Head Office and respective Circle Offices.

2. The Board's existing order relating to inspection of identified polluting units by various offices of the Board will continue.

3. This order repeals the existing instruction vide 0059/7/WPB-P/98(Part-II) dated 3.4.2003. for processing the consent files in the Board's office in the case of polluting industries falling under NRCD / 17 Category / Major Air Polluting Industries

4. This order will be effective for all the consent applications received at the WBPCB Offices, on and from September 1, 2005.

(Dr S.K. Sarkar)
Member Secretary

CC: All concerned officials of the Board
All Industry Associations
All other officials/ members of the Committees

Annex: Composition of various Committees at Board's Head Office

1. Technical Committee

- 1) Chief Inspector of Factories or his representative
- 2) Director of Fire Services or his representative
- 3) Managing Director, WBIDC or his nominee
- 4) Mr. Alope Mukherjea, former Chairman, WEBEL
- 5) Mr. Dilip Biswas, former Chairman, CPCB
- 6) Prof. S. Dutta, Jadavpur University
- 7) Prof. Arunabha Majumdar, All India Institute of Hygiene & Public Health
- 8) Chairman, WBPCB
- 9) Member Secretary, WBPCB – Convenor

2. Committee for Establish (CFE)

- 1) Shri Sanjay Budia, CII, Eastern Region
- 2) Secretary General, ICC or his nominee
- 3) President Paschim Banga Vigyan Mancha (PBVM) or his nominee
- 4) Prof. Deb Kumar Bose, former Chairman, WBPCB
- 5) MD, WBIDC or his nominee
- 6) Member Secretary, WBPCB – Convenor

3. Committee for Operation (CFO)

- 1) Director NEERI or his nominee
- 2) President ICC or his nominee
- 3) President Paschim Banga Vigyan Mancha or his nominee
- 4) MD, WBIDC or his nominee
- 5) President BCCI or his nominee
- 6) Member Secretary, WBPCB – Convenor

4. Committee on Closure (COC)

- 1) Shri Prabir Roy, formerly MD, Bengal Chemicals
- 2) President BCCI or his nominee
- 3) President ICC or his nominee
- 4) Member Secretary, WBPCB - Convenor

(Dr. S.K. Sarkar)
Member Secretary

Composition of Consent Committees at Circle Offices

Circle Office at Kankinara / Office of SEE (Barrackpore)

1. Senior Environment Engineer (BKP) - Convenor
2. GM, DIC or his nominee
3. President, Raniganj Chamber of Commerce or his nominee
4. President, Hooghly Chamber of Commerce or his nominee
5. President, Gobar Danga Renaissance Institute or his nominee
6. Principal, Kalyani Government Engineering College or his nominee

Circle Office at Camac Street / Office of SEE (Camac Street)

1. Senior Environment Engineer (Camac Street) - Convenor
2. GM, DIC or his nominee
3. Director, Lokmata Rani Rashmoni Mission or his nominee
4. Prof. Sadhan Ghosh, Jadavpur University
5. President BCCI or his nominee
6. President FOSMI or his nominee

Circle Office for Siliguri & Haldia Regions at Board's Headquarter

1. Senior Environment Engineer (P) - Convenor
2. GM, DIC or his nominee
3. President FOCIN, North Bengal, Siliguri or his nominee
4. President, ICC or his nominee
5. Prof. Binoy K. Dutta : Applied Chemistry, University of Kolkata
6. Director, Indian Institute of Training and Development (NGO) or his nominee

(Dr. S.K. Sarkar)
Member Secretary

Composition of Consent Committees at Regional Offices**1. Salt Lake Regional Office, Salt Lake**

1. Environmental Engineer - Convenor
2. GM, DIC or his nominee
3. Nimta Eco Dev. Society, Beliaghata
4. Head, Environmental Science, Raja Bazar Science College, University of Calcutta
5. President of W.B. Battery Association or Dyeing/Bleaching Industry, or his nominee
6. President, FOSMI or his nominee

2. Alipur Regional Office, Alipur

1. Environmental Engineer - Convenor
2. GM, DIC or his nominee
3. President, PBVM (NGO) or his nominee
4. Mr. S. Kar, Former Joint Director (C&I) (retd.)
5. President, BCCI or his nominee
6. President, FICCI or his nominee

3. Kankinara Regional Office, Kankinara

1. Environmental Engineer - Convenor
2. GM, DIC or his nominee
3. Director, Global Environment Research foundation or his nominee
4. Head, Environment & Ecology Division, Kalyani University
5. President, FOSMI, or his representative
6. Small Industries Association, Kalyani

4. Camac Street Regional Office, Camac Street

1. Environmental Engineer - Convenor
2. GM, DIC or his nominee
3. Prof. Amitava Ganguli, Deptt. of Civill Engineering (Env. Engineering), Jadavpur University
4. President, PBVM (NGO) or his nominee
5. Representatives, FOSMI
6. Representatives, Indian Foundry Association

5. Siliguri Regional Office, Siliguri

1. Environmental Engineer - Convenor
2. GM, DIC or his nominee
3. President, PBVM or his nominee
4. Head, Deptt. of Chemistry, North Bengal University, or his nominee
5. President, FOCIN or his representatives
6. FOSMI, Malda unit

6. Durgapur Regional Office, Durgapur

1. Environmental Engineer - Convenor
2. GM, DIC or his nominee
3. Representative of Durgapur Citizen's Development Centre (DCDC) as NGO
4. Director, Durgapur Regional Institute of Technology or his nominee
5. Chamber of Commerce, Durgapur
6. President, Bengal Chamber of Commerce or his nominee

7. Howrah Regional Office, Howrah

1. Environmental Engineer - Convenor
2. President, FOSMI, or his nominee, Howrah circle
3. President, Steel Rolling Mill and Foundry Association or its nominee

4. Representative of Matri-O-Sishu Bikash Kendra (NGO)
5. GM, DIC or his nominee / DIC
6. Head, Deptt. of Metallurgy, Bengal Science and Engineering University or his nominee

8. Hooghly Regional Office, Hooghly

1. Environmental Engineer - Convenor
2. Head, Deptt. of Civil Engineering, Hooghly Engineering College or his nominee
3. Representative of Mass Education Society (NGO)
4. Representative of Hooghly Chamber of Commerce
5. Representatives of Local Industry Association
6. GM, DIC or his nominee

9. Haldia Regional Office, Haldia

1. Environmental Engineer - Convenor
2. Dean of Engineering, Haldia Institute of Technology, Haldia or his nominee
3. Representative of Bivisonpur Three Star Club (NGO)
4. FOSMI, Haldia unit
5. ICC, Haldia representative
6. GM, DIC or his nominee

(Dr. S.K. Sarkar)
Member Secretary

A Specimen Format to display on the Notice Board the decision of the Committee for information of the concerned industry/unit

(Sample Format)

C - Cleared

SC – Cleared with special condition -

C – Clarification sought CFE / CFO - Consent for Establish / Consent to Operate

R – Reject D - Deferred

List of Industries placed in the CFE/CFO clearance Committee meeting held on

(Illustrative list of CFE)

Sl #	Name of the Industry & Location	CFE sought for	Remarks
1	M/s A	Expansion of units	SC
2	M/s B	-----	R
3	M/s C	-----	R
4	M/s D	-----	D
5	M/s E	-----	SC
6	M/s F	-----	SC

(Illustrative list of CFO)

Sl	Name of Industry	CFO sought for the period	Remarks
1	M/s. A	-----	SC
2	M/s. B	-----	D

A specimen of the Printed Post Card to communicate the decision of the Committee to the Industry/unit

(Sample Format)

From:
West Bengal Pollution Control Board
Paribesh Bhawan
10A, Block LA, Sector III
Salt Lake City
Kolkata 700 098

To
The Applicant

Sub: Application for CFE – Decision of the Board

Ref: Proponent's application dt.

The application submitted by M/s vide reference cited for obtaining CFE of the Board was examined in the CFE meeting held on A decision was taken to issue consent/seek clarification/defer/reject the application. Accordingly, a letter of communication will follow by registered post within a week.

For Member Secretary