WEST BENGAL POLLUTION CONTROL BOARD
(Department of Environment, Govt. of West Bengal)
Paribesh Bhawan
Bldg. No. 10A, Block - LA, Sector -III, Salt Lake City
Kolkata - 700 098
Tel : 2335-9088, 2335-7428, 2335-8211, 2335-8073, 2335-6731
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08.07.2005


ORDER

Sub: Validity period of Consent to Establish and Consent to Operate: revision thereof

In modification/continuation of all the previous orders, the West Bengal Pollution Control Board (WBPCB) in its 131st Board meeting held on 29.06.2005 resolved that the validity periods of Consent to Establish (NOC) and Consent to Operate would be followed as under depending upon category of the industry:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Item</th>
<th>Existing Maximum validity period</th>
<th>Revised Maximum validity period</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>New project</td>
<td>1 year</td>
<td>5 years</td>
</tr>
<tr>
<td>2.</td>
<td>Expansion of the existing unit</td>
<td>1 year</td>
<td>5 years</td>
</tr>
</tbody>
</table>

**Consent to Operate**

1. Identified Grossly Pollution Units
   a. Fresh | 1 year | 1 year
   b. Renewal | 1 year | 2 years
2. Units under Special Red category (other than Gross Polluting Units)
   a. Fresh | 2 years | 2 years
   b. Renewal | 2 years | 3 years
3. Units under Ordinary Red category | 2 years | 3 years
4. Units under Orange category | 3 years | 4 years
5. Units under Green category | 5 years | 5 years

2. All concerned Board officers are requested to impress upon the project proponent (hereinafter called unit) to apply for the revised complete validity period. If the unit does not apply for the revised complete validity period, a letter from the concerned unit shall be obtained to that effect. In case of renewal of Consent to Operate for more than 1 year, the fee has to be collected for the entire period as specified above for which consent is renewed under the Water (Prevention and Control of Pollution) Act 1974 (hereinafter called the Water Act), and the Air ((Prevention and Control of Pollution) Act 1981 (hereinafter called the Air Act).

3. In view of the above, all the concerned offices of the WBPCB are hereby directed to follow the above instructions, and collect the consent fee accordingly before issuing / forwarding consent applications. Requests for increase in revised complete validity periods need not be insisted upon, if the applications are already received.

4. The existing order 949-7/WPB-P/98 dated 05.08.1998, under which the units, which have not yet come under the consent administration of the Board, and which are applying for the Consent to Operate...
for the first time, are required to submit the consent fee for the previous four years in addition to the consent fee as indicated in para (2), will continue.

5. The existing Board’s order no. 4989-4W-1/2003 dated 05.07.2004, under which it was stipulated that consent will be issued covering the entire month in which the validity period of the consent would expire, will continue.

7. In respect of the submission of penalty of 10% per annum for the units failing to submit the renewal application for Consent to Operate in time, i.e. before expiry of the consent period, the Board’s previous order no. 3741-4W-1/2003 dated 12.04.2004 would continue.

8. Consent to Operate under the Water Act 1974 and the Air Act 1981 and the hazardous waste authorization under the Hazardous Waste (Management & Handling) Rules, 1989 & the amendment thereafter, will be co-terminus. For the new industries coming under Consent administration and generating hazardous waste, they should submit the applications for Consent to Operate and hazardous waste authorization together.

9. The hazardous waste authorization fee per year will be @ Rs. 1500/- per year.

10. This order will come in force immediately.

Sd/-

(Dr. S. K. Sarkar)
Member Secretary
08.07.2005.

No. 1 0 3 6/05/4Z-1/2001

Copy forwarded to-
- The President, Bengal Chamber of Commerce & Industry, 6 N.S. Road, Kolkata 700 001.
- The President, Bengal National Chamber of Commerce & Industry, 23 R.N. Mukherjee Rd, Kol-1.
- The President, Bharat Chamber of Commerce, 57A Park Street, Kolkata 700 016.
- The President, Calcutta Chamber of Commerce, 18H Park Street, Kolkata 700 071.
- The President, Marchants Chamber of Commerce, 15B Hemanta Basu Sarani, Kolkata 700 001.
- The President, Oriental Chamber of Commerce, 6A Clive Row, Kolkata 700 001.
- The President, Indian Chamber of Commerce, 4 India Exchange Place, Kolkata 700 001.
- The President, Eastern Chamber of Commerce, 12 India Exchange Place, Kolkata 700 001.
- The President, Federation of Chamber of Commerce & Industry, North Bengal, Bidhan Sarani, Siliguri-734 401.
- The President, Hooghly Chamber of Commerce, Seoraphuly, Hooghly.
- The President, Howrah Chamber of Commerce, 243 G.T. Road (North), Lilua 711 204.
- The President, Indo-German Chamber of Commerce, 3A Gurusaday Road, Block A, 1st floor, Kol-19.
- The President, Raniganj Chamber of Commerce, Raniganj-713 347, Burdwan.
- The President, Bankura Chamber of Commerce & Industry, 37A V.S. Sarani, Bankura.
- The President, Raniganj Industries & Trade Asson, 104 J.L. Nehru Road, Raniganj 713347, Burdwan.

Sd/-

(S.K. Roy)
Deputy Secretary

&
Senior Personnel Manager.