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ಕರ್ನಾಟಕ ರಾಜ್ಯ ಮಾಲಿನ್ಯ ನಿಯಂತ್ರಣ ಮಂಡಳಿ Karnataka State Pollution Control Board

“ಪರಿಸರಭವನ”, 1 ರಿಂದ 5ನೇ ಮಹಡಿಗಳು, ನಂ.49, ಚರ್ಚ್‌ಸ್ಟ್ರೀಟ್, ಬೆಂಗಳೂರು - 560 001, ಕರ್ನಾಟಕ, ಭಾರತ
"Parisara Bhavana", 1st to 5th Floor, # 49, Church Street, Bengaluru - 560 001, Karnataka, INDIA

No. KSPCB/717/COC/2016-17/ 627

Date: 04 MAY 2016

NOTIFICATION

Sub : Re-categorization of industry/organization/activity as per the directions of CPCB and Prescribing consent validity period-reg.

- Ref : 1. CPCB direction No.B-29012/1/2012/ESS/1539 dated: 4.6.2012
2. Notification No. : KSPCB/717/COC/2012-13/6311 dated : 04.01.2013
3. Addendum No. : KSPCB/717/COC/2014-15/3052 dated: 17.08.2015
4. Notification No. PCB/798/COC/2015/3955 dated : 15.10.2015
5. CPCB Direction No. B-29012/ESS(CPA)/2015-16 dated : 07.03.2016
6. Proceedings of 203rd Board Meeting held on 04.04.2016

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The Central Pollution Control Board vide reference (1) had issued a direction under Section 18(1)(b) of the Water (Prevention and Control of Pollution) Act, 1974 revising the list of Red, Orange and Green categories to bring uniformity in classification across the entire country and for grant of consent, inventorization and other related activities. As per these CPCB directions, the Karnataka State Pollution Control Board has notified the list of Red, Orange and Green category of industry/organization/activity vide reference (2). This list was modified from time to time and the latest list was notified vide reference (3) for the purpose of enforcement, monitoring and consent fee. The same is being followed till date.

The Central Pollution Control Board vide reference (4) has issued modified directions under Section 18(1)(b) of the Water (Prevention and Control of Pollution) Act, 1974 and Section 18(1)(b) of the Air (Prevention and Control of Pollution) Act, regarding harmonization of classification of industrial sectors under as Red, Orange, Green and White categories and following 'Directions' for compliance by all SPCBs and PCCs.

1. That the SPCBs and PCCs shall adopt the Revised Criteria of categorization of industrial sectors as detailed in table nos. F1, F2, F3 and F4 and Revised Lists of Red, Orange, Green and White categories of industrial sectors, presented at table no. G2, G3, G4 and G5 respectively, in the 'Final Report' as attached with the CPCB directions.

....2/-

2. That all pending applications for consideration of 'Consent to Establish' and 'Consent to Operate' and future such applications shall be processed as per revised criteria.
3. That the SPCBs and PCCs will provide the list of industries identified in each category existing in the State which have been considered for grant of consents. SPCBs/PCCs will forward the list of such industries before 31.05.2016 and the same will be uploaded on the websites of respective SPCB/PCC.
4. That the 'Revised Lists of Red, Orange, Green and White category of industrial sectors' shall be used by the SPCBs and PCCs for Consent Management and inventorization of industries under Red, Orange, Green and White categories. Siting of industries shall be only in conforming areas. SPCBs / PCCs shall evolve sector specific plans for control of pollution and industrial surveillance for verifying compliance.
5. That the SPCBs and PCCs shall revise /prepare the inventory of Red, Orange, Green and White categories of industries operating in their jurisdiction based on the revised criteria specified in the Final Report and submit the same to CPCB within 90 days i.e., before 30.05.2016 in hard copy as well as soft copy.
6. That the listed category of industries or those identified later-on under different categories shall not be linked to sanction of loan / finance or bank proceedings.
7. That any further addition of any new or left-over industrial sector and the their categorization which is not listed in the revised list of Red, Orange, Green and White industrial sectors, shall be done at the level of concerned SPCBs/PCCs following revised criteria & guidelines as detailed in the attached document and no concurrence of CPCB shall normally be required. It is further clarified that while categorizing the industries, fractional numbers shall be rounded off to nearest integer.

The 'Categorization' is based on the relative pollution potential of the industrial sectors and grouping of the industrial sectors based on the use of raw materials, manufacturing process adopted and pollutants likely to be generated.

Board in its 203rd Meeting held on 04.04.2016 discussed the implementation of CPCB directions regarding harmonization of classification of industrial sectors and revision of consent validity period of Consent to Operate in respect of large/medium/small Red, Orange, Green & White category of industries/activities/organizations. The Board has resolved to adopt the revised classification of industrial sectors as per CPCB directions and to revise the validity period of Consent to Operate in respect of large/medium Red and Orange category of industries/activities /organizations.

Now, therefore, in compliance to the directions issued by CPCB vide reference (5) and resolution of the KSPCB in 203rd Meeting held on 04.04.2016, following order is issued.

ORDER

1. Adopt the revised classification of industrial sectors and prepare the list of industrial sectors as per CPCB criteria. The revised list of Red, Orange, Green and White industries/organizations enumerated by CPCB is enclosed as annexure and shall be in force with effect from 1st June, 2016.
2. The sectors which are not finding place in the CPCB's revised list of Red, Orange, Green and White categories, the same shall be categorized based on the relative pollution potential of industrial sectors as enumerated in the CPCB's "**Final Document on Revised Classification of Industrial Sectors under Red, Orange, Green and White Categories (February 29, 2016)**" by the Committee constituted as under. The list thus prepared will be approved by the Board.

Sl. No.	Name and designation of the Officer	
1.	Member Secretary, KSPCB	Chairman
2.	Chief Environmental Officer – 1, KSPCB	Member
3.	Chief Environmental Officer – 2, KSPCB	Member

3. As per CPCB final report, white category industries shall not be included in the consent mechanism.
4. The consent validity period for large/medium/small/micro Red, Orange, Green category industries/organization/activities with effect from 1st June, 2016 is as under.

Category	Consent Validity Period		
	Red	Orange	Green
Large	3 Year (3 Fees)	5 Years (5 Fees)	10 Years (5 Fees)
Medium	3Years (3 Fees)	5 Years (5 Fees)	10 Years (5 Fees)
Small	5 Years (3 Fees)	5 Years (3 Fees)	10 Years (1 Fee)
Micro (<25 lakhs)	5 Years (1 Fee)	5 Years (1 Fee)	One time permanent consent (1 Fee)

5. The industries covered under Red, Orange and Green category will remain in force till the validity of CFO/CTO. When they apply for renewal of CFO/CTO, it shall be considered under the revised list.
6. In case of industry/organization/activity which were already covered and having expired CFO or those which have not at all applied/obtained consent so far shall be covered as per the revised list.
7. Coverage of industries/organizations/activities indicated in the revised list under consent mechanism shall be subject to the requirements of Section 25 of the Water Act and Section 21 of the Air Act.
8. The consent validity prescribed in respect of Health Care Establishments issued vide Order No. KSPCB/SEO/BMW/2009-10/710 dated: 12.10.2009 remains unaltered.
9. The 'F' register shall be revised based on the revised list (as per Annexure) with effect from 01.06.2016.

The above order supersedes all other orders in respect of consent validity period issued earlier.


MEMBER SECRETARY

To :

1. SEO (Waste Management), SEO (17 Category), SEO (Infrastructure), SEO(Mines, Steel & Stone Crushers), SEO (Non-EIA, Enforcement, Awareness, Inspection & Monitoring)
2. SEO (Bengaluru City), SEO (Bengaluru East), SEO (Bengaluru South), SEO (Bengaluru North), SEO (Mysuru), SEO (Mangaluru), SEO (Dharwad), SEO (Ballari) SEO (Chitradurga), SEO (Kalaburagi) .
3. Chief Scientific Officer -1, Enviro Care Cell, Head Office
4. Chief Scientific Officer -2, Central Environmental Laboratory.
5. All Regional Officers, Regional Office: (1) Bengaluru City-East, (2) Bengaluru City-Peenya, (3) Bengaluru City-South, (4) Bengaluru City-West, (5) Dasarahalli, (6) Doddaballapura, (7) Nelamangala, (8) Yelahanka, (9) Anekal, (10) Bommanahalli, (11) Rajarajeshwari-nagara, (12) Ramnagar, (13) Sarjapura, (14) Chikkaballapur, (15) Hosakote, (16) Mahadevpura, (17) Mysuru-1, (18) Mysuru-2, (19) Mandya, (20) Chamarajnagar, (21) Tumakuru, (22) Chitradurga, (23) Davangere, (24) Kolar, (25) Shivamogga, (26) Dharwad, (27) Gadag (28) Belagavi-1, (29) Belagavi-2 (Chikkodi Centre), (30) Bagalkot, (31) Vijayapura, (32) Ballari, (33) Raichur, (34) Koppal, (35) Bidar, (36) Kalaburagi, (37) Udupi, (38) Mangaluru, (39) Hassan, (40) Chikkamagaluru, (41) Karwar, (42) Kodagu (43) Haveri, (44) Yadgiri.

6. EO (e-governance), EO(KUM), EO (Waste Management), EO(CCM), EO (Non-EIA, other than Bengaluru), EO (Non-EIA Bengaluru), EO (17 Cat), EO (Enforcement (excluding Large Red), Complaint, Vigilance), EO (Corporate), EO (Mines, Steel & Stone crushers), EO (Infrastructure Projects)
7. SO (AQM) Cell, Head Office.

Copy to :

1. PA to Chairman & Member Secretary for information.
2. Chief Environmental Officers – 1,2 & 3
3. Administrative Officer
4. Chief Finance Officer
5. Law Officer
6. Public Relation Officer
7. AEEs, Building Division
8. Website