

MAHARASHTRA POLLUTION CONTROL BOARD

☎ 24010437/4701/24020781
24037124/5273
Fax : 24024068
Visit us on :
<http://mpcb.gov.in>

Kalpataru Point 3rd & 4th Floor,
Sion Matunga Scheme Rd No.8,
Opp. Cine Planet Cinema,
Near Sion Circle, Sion(E),
Mumbai – 400 022.

BO/P&L Div/B- 330

Date : 14/1/2013

Circular

Sub. :- Review meeting regarding performance of CETPs was held in the Head Office of the Board on 21.12.2012

A meeting was conducted in the Head Office of the Board in compliance of the Order passed by the Hon'ble High Court in the PIL No. 17/2011 filed by M/s Nicholas Almeida V/s S.o. M. & Ors.dtd. 13.12.2012, to take review of performance of CETPs, which are party Respondents in the above PIL, on 21.12.2012 at 11.00 hrs., in order to finalize further line of action and Action plans about various CETPs.


The concerned Regional Officers had attended the Joint Meeting on the subject matter at the Head Office and presented their information on the performance of the CETPs and proposed actions to be initiated for improvement / up gradation / enhancement of the capacity, wherever applicable.

During the course of meeting it has been decided to take following measures by the concerned Regional Officer of the Board:-

- 1) Concerned Regional Officer shall finalize the Action Plan for each CETP in consultation with all the Heads of the Departments of the MPCB. While finalizing the Action Plan for each CETP real / specific action points to be reflected in Action Plan.
- 2) Concerned Regional Officer should issue **appropriate directions** for compliance of specific Action Plan to the Respondent CETPs in their jurisdiction, as per the finalized Action Plan.
- 3) To see that the **Committee Visits and surprise visits** are to be carried out continuously. The action is to be initiated against the defaulting units find out and reported by the Committee / Officers of the Board during their surprise visits as per the criteria communicated to all Regional Officers vide Circular dtd. 24.7.2012.
- 4) The **monitoring** of CETPs and defaulting industries is to be done continuously without keeping any gap.
- 5) The **sampling** be carried out as per the Circular No. MPCB/JDIWPC)/B-7288 issued vide letter dtd.12.12.2012

- 6) The concerned Regional Officer shall obtain the Bank Guarantees from the CETPs for performance & operation and maintenance as per the Circular issued vide letter No.BO/P&L Div/B- 329 Dtd. 14/01/2013. However, fresh Bank Guarantees, if any should be taken only after accounting existing Bank Guarantees, so that no undue hardship is caused to CETP operator.
- 7) The further compliance is to be reported with progress report as well as Action Taken Report regularly to the Head Office to JD (WPC) under intimation to Sr. Law Officer as well as concern H.O.D.

You are hereby directed to ensure the compliance of the above points mentioned in this Circular.


(Rajeev Kumar Mittal)
Member Secretary

Copy to : JD (WPC) / JD (APC) / PSO / AS (T) / SLO (D) / RO (HQ) / JD (PAMS) – for information and necessary follow up .

Copy to : Regional Officer – Thane / Pune / Kolhapur / Raigad / Kalyan – for information and necessary compliance with reference to the party Respondent CETPs in their jurisdiction in the PIL No. 17/2011 and bringing to the notice of their concerned Sub-Regional Officers. - The concerned Regional Officer / Sub-Regional Officer alongwith their H.o.D. has to sign and file the Affidavit prepared in the above matter. They have to brief our Panel Advocate Shri. Nitin Deshpande well in advance and also to attend the date of hearing by contacting him and getting the number of the Board and the time at which to attend the Court. During the course of hearing, they may remain present at the back side of our Panel Advocate and brief him suitably, whenever, he is unable to answer the queries raise by the Court or giving different reply than as per the factual position / law.

Copy to : Regional Officer, MPCB – Raigad / Thane / Kolhapur / Kalyan / Pune / Navi Mumbai / Nagpur / Aurangabad – for information – They are directed to take measures with reference to other CETPs in their jurisdiction. All Affidavits and orders are kept on the website of the Board, which shall be perused. They should ensure that instead of issuing general directions to upgrade & maintain CETP etc., they should mention specific non-compliances and impose specific conditions with time frame to secure compliance thereof in a time bound manner and should take follow up till compliance is secured.

Copy to : Asstt. System Officer, EIC Section, MPCB, Mumbai – for information and necessary action. He is instructed to place the said circular on the website of the Board in the link of various Standing Orders/Circulars issued by the Board. This may also be brought to the notice of CAC for kind perusal.