



ಕರ್ನಾಟಕ ರಾಜ್ಯ ಮಾಲಿನ್ಯ ನಿಯಂತ್ರಣ ಮಂಡಳಿ  
**Karnataka State Pollution Control Board**

"ಪರಿಸರಭವನ", 1 ರಿಂದ 5ನೇ ಮಹಡಿಗಳು, ನಂ. 49, ಚರ್ಚ್ ಸ್ಟ್ರೀಟ್, ಬೆಂಗಳೂರು - 560 001, ಕರ್ನಾಟಕ, ಭಾರತ

"Parisara Bhavana", 1st to 5th Floor, # 49, Church Street, Bengaluru - 560 001, Karnataka, INDIA  
NO:PCB/166 vol:2/CC/2011/512 DATE:29-04-2011

OFFICE MEMORANDUM

2 MAY 2011

**Sub:** Arrears of consent fee -reg.

**Ref:** Proceedings of the 179th Board Meeting held on 07-01-2011.

---0---

**PREAMBLE:**

Industries/Establishments which are covered under the Water Act 1974 & Air Act 1981 while seeking consent have to pay the prescribed fee along with the application. Majority of the industries mostly in the small scale sector who have not applied for consent on their own, even though they are running such industries, approach the Board after they are identified during routine inspection by the officers or when complaints are made against them. It has been a practice to insist for payment of consent fee right from the day they have been functioning till the date of their identification considering it as arrears of consent fee. A number of representations have been received from Industries and Industry Associations requesting the Board not to insist for arrears stating that they are mostly small scale non polluting industries and claiming consent fee with retrospective effect would be a heavy financial burden to them. The Industries Associations have also suggested that an amnesty scheme may be announced under which the existing small scale industries which have not obtained the consent may obtain the same within a stipulated period on payment of prescribed fee in vogue without enforcing collection of fee with retrospective effect. Such approach would act as an incentive and also has good potential to encourage the Industries to voluntarily come forward for coverage under the Acts and Rules, besides increasing revenue of the Board.


In this background, the subject was discussed in the 179<sup>th</sup> Board Meeting held on 07-01-2011. The Board after detailed discussions & taking cognizance of the opinion of the Legal Advisory Committee of the Board has resolved as follows;

" To collect consent fee from the identified industries/activities/organizations from the date of identification without insisting for consent fee to be paid from the date of commissioning of the industry/activities/organizations. Hence the Order.

### ORDER

In view of the above narrated circumstances, it is directed that,

- 1) The consents will be issued to industries/establishments/organization which were functioning earlier but newly identified by the Board by charging consent fee for establishment and one year consent fee for operation under water and Air Act from the date of identification.
- 2) Such units now identified are not required to pay arrears of Consent fee for the past.
- 3) This Order is applicable only to industries/establishments/organizations which have been established without consent in the distance past prior to 31/03/2011 but so far not identified.
- 4) Such cases already settled in the past under the existing procedure prior to this O.M will not be reopened for any relief.

  
MEMBER SECRETARY

To,

1. CEO- Corporate Cell.
2. CEO – (Help Desk & CDM)
3. SEO (Enforcement Cell), SEO (HWM, Battery & Plastics), SEO (17 Category), SEO (BMW, Infra & Cess), SEO (Non-EIA Bng & other than Bng & MSW), SEO (Mines, Steel & Stone Crusher).
4. SEO (Bangalore City), SEO (Bangalore East), SEO (Bangalore South), SEO (Bangalore North), SEO (Mysore), SEO (Mangalore), SEO (Dharwad) and SEO (Bellary), SEO (Chitradurga).
5. All Regional Officers, Regional Office: Bangalore City-1, Bangalore City-2, Bangalore City-3, Bangalore North-1, Bangalore North-2, Bangalore South-1, Bangalore South-2, Bangalore East-1, Bangalore East-2, Peenya, Bangalore West, Mysore, Mandya, Chamarajnagar, Tumkur, Chitradurga, Davangere, Kolar, Shimoga, Dharwad, Belgaum, Bagalkot, Bijapur, Bellary, Raichur, Koppal, Bidar, Gulbarga, Udupi, Mangalore, Hassan, Chikmagalur, Karwar, Chikballapura, Ramangara, Haveri, Yadgiri for information.
6. Chief Scientific Officer, Central Environmental Laboratory, "Nirman Bhavan" for information.
7. EO (17 Cat & EO) to post this O.M on website, EO (17 Cat), EO (MSW & Lakes), EO (Non-EIA), EO-(Deputation to udyog mitra).
8. DEO-Mines, DEO- Infrastructure, DEO-Non EIA (Bng Based), DEO-Non EIA (other than Bng).
9. AEO-BMW, AEO-Help Desk, AEO-HWM Cell, AEO- Non EIA (other than Bng).

10. Chief Administrative Officer for information.
11. Chief Finance Officer for information.
12. Legal Officer for information.
13. Public Relation Officer for information.
14. The PA to Chairman for information.
15. The PA to Member Secretary for information.
16. Master file.