



JHARKHAND STATE POLLUTION CONTROL BOARD

T.A. DIVISION BUILDING (GROUND FLOOR), H.E.C., DHURWA, RANCHI-834004

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Ref. Letter No. _____

Ranchi, Dated:- _____

Memorandum

Subject: Standard Operating Procedure for obtaining for change in raw-material mix/product-mix/ quantities within the product/ number of products including the no. of products falling into the same category/ configuration of the plant or process or operations in existing area or in areas contiguous to the existing area specified in the environmental clearance of the project under the EIA Notification S.O 980 (E) dated 02 March 2021- regarding.

- Ref.: 1. Environment Impact Assessment Notification, Dated: 1409.2006
2. Amendment to EIA Notification No. S.O. 3518(E) dated 23.11.2016
3. MoEF & CC Notification dated 02.03.2021

Ministry of Environment, Forest & Climate Change, Govt. of India has published Notification on 02.03.2021 for consideration of Existing project (having prior Environment Clearance) with no increase in pollution load & procedure for verification of No Increase in Pollution Load. Therefore, in compliance to the MoEF&CC Notification dated 02.03.2021, a Standard Operating Procedure (SOP) for dealing applications under raw-material mix/product-mix/ quantities within the product/ number of products including the no. of products falling into the same category/ configuration of the plant or process or operations in existing area or in areas contiguous to the existing area specified in the environmental clearance of the project is required to be drawn. According, Standard Operating Process for obtaining permission for change in raw-material mix/product-mix/ quantities within the product/ number of products including the no. of products falling into the same category/ configuration of the plant or process or operations in existing area or in areas contiguous to the existing area specified in the environmental clearance of the project under the EIA Notification dated 02.03.2021 has been framed and its outlined herein as below:

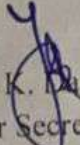
1. The instant amendment in EIA Notification exempts the requirement of prior Environment Clearance applicable for the projects as per MoEF&CC Notification dated 02.03.2021.
2. "No increase in pollution load" submitted by the Project Proponent from the environment auditors empanelled by Central Pollution Control Board (CPCB) or Ministry of Environment Forest & Climate Change (MoEF&CC) will be accepted till 30.05.2022.

However, after 30.05.2022, it will mandatory for all environmental auditors empanelled by CPCB or MoEF&CC to get empanelled by the Jharkhand State Pollution Control Board for consideration of the certificate issued by them.

3. Project Proponent shall upload "No increase in pollution load" and required details along with Boards Performa on PARIVESH portal and get system generated acknowledgement.
4. Project Proponent shall apply with applicable fees (one term fee based on total Category of the Project as per EIA Notification, 2006) for amendment in Consent to Operate with following specific documents:

- a. Specified format of information as provided on PARIVESH portal.
 - b. "No increase in pollution load" certificate.
 - c. Copy of prior environment clearance.
 - d. Last valid consent to operate.
 - e. Online system generated acknowledgement from PARIVESH portal.
 - f. Details of Online Continuous Monitoring System connected to the servers of the JSPCB and CPCB to report the quantity and quality, of emission and discharges. (Undertaking may also include regular calibration of OCMS and compliance of guidelines regarding OCMS being issued by JSPCB/CPCB/MoEF&CC)
5. This amendment in Consent to Operate under Product mix procedure shall not be applicable if such change or increase results in change in category of project or activity from Category- "B" to either Category- "A" or Category- "B-1"
 6. Regional Office shall verify the information furnished by industry with application based on inspection and technical scrutiny and the application along-with the comments of Regional Officer shall be forwarded to the respective authorities (Section Head) as per the delegation of powers within 7 days.
 7. The application so received, to the respective authorities (Section Head) shall be forwarded to the Convener of the Verification cum Technical Committee for Verification of No Increase in Pollution Load, in 5 days.
 8. The application along with Environmental Auditors shall make presentation before the Verification cum Technical Committee. The Verification cum Technical Committee shall examine the details and certificate of no increase in pollution load received from the applicant and the environment auditors as well as the report of the scrutiny done by the Board.
 9. The meeting of the Verification cum Technical Committee shall be conducted at least once in a month.
 10. Based on the deliberations and the scrutiny, the Verification cum Technical Committee will make its recommendations.
 11. The convener of the Verification cum Technical Committee shall communicate the recommendations of the Committee to the respective authorities.
 12. Based on the recommendations of the Verification cum Technical Committee, the matter shall be placed before the Chairman, JSPCB for taking final decision with respect to the application received from the project proponent for the change in consent to operate for the purpose of change in raw-material mix/product-mix/ quantities within the product/ number of products including the no. of products falling into the same category/ configuration of the plant or process or operations in existing area or in areas contiguous to the existing area specified in the environmental clearance of the project. The decision by the Chairman, JSPCB shall be final and will be conveyed to the applicant.

13. If on verification the JSPCB holds that the change or expansion or modernization will result or has resulted in increase in pollution load, the exemption claimed under this clause shall not be valid and it shall be deemed the project proponent was liable to obtain Prior Environment Clearance before under taking such changes or increase. In this case, amendment in Consent to operate under raw-material mix/product-mix/ quantities within the product/ number of products including the number of products falling into the same category/ configuration of the plant or process or operations in existing area or in areas contiguous to the existing area specified in the environmental clearance of the project shall not be granted. Project Proponent shall be directed to take prior EC before such changes or increase.
14. In case it come to notice during scrutiny that Auditor who have given certificate for "No increase in pollution load" is not empanelled by JSPCB then Project Proponent shall have to re-register to PARIVESH with revised certificate.
15. Project Proponent shall not initiate activities for changes or increase without prior amendment in Consent to Operate under raw-material mix/product-mix/ quantities within the product/ number of products including the no. of products falling into the same category/ configuration of the plant or process or operations in existing area or in areas contiguous to the existing area specified in the environmental clearance of the project from JSPCB.
16. In case of non-compliance under the notification, suitable actions including directions closure, Environment Damage Compensation, Legal case under section 19 of the Environment (Protection) Act, 1986 shall be initiated based on violation after taking approval from competent authority.


(Y. K. Das)
Member Secretary