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राज्य सरकार तथा अन्य राज्य प्राधिकारियों द्वारा जारी किये गये
(सामान्य आदेशों, उप-विधियों आदि को सम्मिलित करते हुए)
सामान्य कानूनी नियम

**DEPARTMENT OF ENVIRONMENT
NOTIFICATIONS
Jaipur, June 24, 2010**

G.S.R.38.-In exercise of the powers conferred by section 64 of the Water (Prevention and Control of Pollution) Act, 1974 (Central Act No. 6 of 1974), the State Government, after consultation with the Rajasthan State Pollution Control Board, hereby makes the following rules further to amend the Rajasthan Water (Prevention and Control of Pollution) Rules, 1975, namely:-

1. Short title and commencement.- (1) These rules may be called the Rajasthan Water (Prevention and Control of Pollution) (Amendment) Rules, 2010.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Substitution of rule 29.- The existing rule 29 of the Rajasthan Water (Prevention and Control of Pollution) Rules, 1975, shall be substituted by the following, namely:-

"29. Application for consent.- (1) An application for obtaining the consent of the State Board,-

- (a) for establishing or taking any steps to establish any industry, operation or process or any treatment and disposal system, or any extension or addition thereto, which is likely to discharge sewage or trade effluent into a stream or well or sewer or on land, under section 25 of the Act, or

- (b) for bringing into use any new or altered outlet for the discharge of sewage or trade effluent into a stream or well or sewer or on land under section 25 of the Act, or
- (c) for making any new discharge of sewage or trade effluent into a stream or well or sewer or on land under section 25 of the Act or for continuing the existing discharge of sewage or trade effluent into a stream or well or sewer or on land under section 26 of the Act,
- shall be made to the State Board, in Form No. XIII or Form No. XIII-A, as the case may be.

(2) Such application shall be accompanied by the fee as prescribed in Schedule IV:

Provided that where a person who is establishing or carrying on any industry, operation or process and is generating hazardous waste as defined under the Hazardous Wastes (Management, Handling and Transboundary Movement) Rules, 2008 and requiring authorization thereunder, the application for consent shall be accompanied with fee equal to one and half times of the amount of fee prescribed under Schedule IV.

Provided further that where a person, after establishing any industry, operation or process or any treatment and disposal system, makes an application for consent to operate, the application shall be accompanied with the fee specified in column number 3 of the following table, namely:-

S. No.	Time of making an application to the State Board for consent to operate	Consent Fee
1	2	3
1.	If made, at least four months, before the expiry of period of consent to establish.	Fee as per Schedule IV.
2.	If made, between four to three months, before the expiry of period of consent to establish.	With additional fee of 25% of the fee, prescribed in Schedule IV.

3.	If made, between three to two months, before the expiry of period of consent to establish.	With additional fee of 50% of the fee, prescribed in Schedule IV.
4.	If made, between two to one months, before the expiry of period of consent to establish.	With additional fee of 75% of the fee, prescribed in Schedule IV.
5.	If made, within one month, before the expiry of period of consent to establish.	With additional fee of 100% (double the amount) of the fee, prescribed in Schedule IV.

Provided also that where a person makes an application for renewal of consent to operate, the application shall be accompanied with the fee specified in column number 3 of the following table, namely:-

S. No.	Time of making application, to the State Board, for renewal of consent to operate	Consent Fee
1	2	3
1.	If made, at least four months, before the expiry of period of consent to operate.	Fee as per Schedule IV.
2.	If made, between four to three months, before the expiry of period of consent to operate.	With additional fee of 25% of the fee, prescribed in Schedule IV.
3.	If made, between three to two months, before the expiry of period of consent to operate.	With additional fee of 50% of the fee, prescribed in Schedule IV.
4.	If made, between two to one months, before the expiry of period of consent to operate.	With additional fee of 75% of the fee, prescribed in Schedule IV.
5.	If made, within one month, before the expiry of period	With additional fee of 100% (double the

	of consent to operate.	amount) of the fee, prescribed in Schedule IV:.
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Provided also that where a person makes an application for consent to establish and consent to operate, after having established and or after having started any industry operation or process or treatment or disposal system, the consent application shall be accompanied with double the amount of fee, each for consent to establish and consent to operate, prescribed under Schedule IV.

Provided also that where a person intends to obtain consent to establish or consent to operate within a period of seven days of making application to the State Board in this behalf and who is otherwise entitled to such consent at a fee prescribed in Schedule IV, the application for consent to establish or consent to operate, as the case may be, shall be accompanied with double the amount of the fee prescribed in Schedule IV.

- (3) An application not accompanied with the prescribed fee shall not be entertained by the Board.
- (4) The fee shall be paid through Bank Draft payable in favour of the Member Secretary, Rajasthan State Pollution Control Board, Jaipur."

[No.F.6(1) ENU./77 Part.]

Jaipur, June 24, 2010

G.S.R.39.- In exercise of the powers conferred by section 54 of the Air (Prevention and Control of Pollution) Act, 1981(Central Act No. 14 of 1981), the State Government, after consultation with the Rajasthan State Pollution Control Board, hereby makes the following rules further to amend the Rajasthan Air (Prevention and Control of Pollution) Rules, 1983, namely:-

1. Short title and commencement.- (1) These rules may be called the Rajasthan Air (Prevention and Control of Pollution) (Amendment) Rules, 2010.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Amendment of rule 5.— The existing proviso to sub-rule (1) of rule 5 of the Rajasthan Air (Prevention and Control of Pollution) Rules, 1983, shall be substituted by the following, namely:-

“Provided that where a person who is establishing or operating any industrial plant and is generating hazardous waste as defined under the Hazardous Wastes (Management, Handling and Transboundary Movement) Rules, 2008 and requiring authorization thereunder, the application for consent shall be accompanied with a fee equal to one and half times of the amount of fee prescribed under the Schedule:

Provided further that where a person, after establishing an industrial plant, makes an application for consent to operate, the application shall be accompanied with the fee specified in column number 3 of the following table, namely:-

S. No.	Time of making application, to the State Board, for consent to operate	Consent Fee
1	2	3
1.	If made, at least four months, before the expiry of period of consent to establish.	Fee as per the Schedule.
2.	If made, between four to three months, before the expiry of period of consent to establish.	With additional fee of 25% of the fee, prescribed in the Schedule.
3.	If made, between three to two months, before the expiry of period of consent to establish,	With additional fee of 50% of the fee, prescribed in the Schedule.

4.	If made, between two to one months, before the expiry of period of consent to establish.	With additional fee of 75% of the fee, prescribed in the Schedule.
5.	If made, within one month, before the expiry of period of consent to establish.	With additional fee of 100% (double the amount) of the fee, prescribed in the Schedule:

Provided also that where a person makes an application for renewal of consent to operate, the application shall be accompanied with the fee specified in column number 3 of the following table, namely:-

S. No.	Time of making application, to the State Board, for renewal of consent to operate	Consent Fee
1	2	3
1.	If made, at least four months, before the expiry of period of consent to operate.	Fee as per the Schedule.
2.	If made, between four to three months, before the expiry of period of consent to operate.	With additional fee of 25% of the fee, prescribed in the Schedule.
3.	If made, between three to two months, before the expiry of period of consent to operate.	With additional fee of 50% of the fee, prescribed in the Schedule.
4.	If made, between two to one months, before the expiry of period of consent to operate.	With additional fee of 75% of the fee, prescribed in the Schedule.
5.	If made, within one month, before the expiry of period of consent to operate.	With additional fee of 100% (double the amount) of the fee, prescribed in the Schedule:

Provided also that where a person makes an application for consent to establish and consent to operate, after having established and or after having started operation of any industrial plant, the consent application shall be accompanied with double the amount of fee, each for consent to establish and consent to operate, prescribed under the Schedule:

Provided also that where a person intends to obtain consent to establish or consent to operate within a period of seven days of making application to the State Board in this behalf and who is otherwise entitled to such consent at a fee prescribed in the Schedule, the application for consent to establish or consent to operate, as the case may be, shall be accompanied with double the amount of the fee prescribed in the Schedule."

[No.F.6(1) ENU./77 Part]

By Order of the Governor,

वी.एस.सिंह,

Principal Secretary to the Government.

Government Central Press, Jaipur.