



# Rajasthan State Pollution Control Board

Headquarter, 4, Institutional Area, Jhalana Doongri, Jaipur-302004

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No.F. **OBH THROUGH-V.C.-ITS/344**

Date: **24-6-20**

## OFFICE ORDER

### MODIFICATION IN PROCEDURE OF OPPORTUNITY OF BEING HEARD (OBH)

The Water(Prevention & Control of Pollution)Act,1974, Air(Prevention & Control of Pollution)Act,1981 and Environment(Protection)Act,1986 provided that a reasonable opportunity of being heard has to be given to the project proponents of any industry/mine/project or any other establishment prior to initiate punitive action after show cause notices like : refusal of consent/authorization, revocation of consent/authorization, issuance of closure directions and imposition of Environmental Compensation(EC).

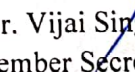
In accordance with the above provisions, OBH was being conducted by the Pollution Control Board before taking any stern action at the Head Quarter as well as Regional Offices level. Due to the outbreak of the COVID-19 and subsequent declaration of lockdowns and guidelines issued by the State Government from time to time, the practice of conducting OBH was discontinued.

Nowadays, lockdown has been lifted but precautionary measures are necessary to contain spread of COVID-19. In this context, it has been decided to restart the OBH with modified procedure, mentioned as below:-

- A. **STEP-1-** One last final show cause notice for intended refusal/ revocation/ closure directions/ legal action/imposition of Environment Compensation (EC) may be issued to the project proponents, as the case may be, mentioning all non compliances/ deficiencies and reference of earlier notices. Project proponents should be given time till 30.07.2020.
- B. **STEP-2-** Based on the compliance/reply of project proponents (PP) decision will be taken on case to case basis.
- C. **STEP-3-** OBH may be given only in those cases where it is deemed very essential or it is requested by the Project-proponent (PP).OBH shall not be given in routine manner. Reasons for proposing OBH must be specified on note sheet before taking approval of competent authority.

All files which are pending for OBH should be submitted to the competent authority including Chairperson by 29.06.2020.

This bears approval of the competent authority.

  
(Dr. Vijai Singhal)  
Member Secretary

Date:

No.F.

Copy to the following for information/compliance:-

1. P.S. to Chairperson, RSPCB, Jaipur.
2. Sr. PA to Member Secretary, RSPCB, Jaipur
3. CEE, RSPCB, Jaipur.

4. CAO/CSO/HOO, RSPCB, Jaipur.
5. Group In-Charge, Planning/PPP/Textile/Mines & SCMG DS/HOGM/MUID/CD & Legal/PDF, Training Project & IEC/Plastic & Liquid Waste/Hazardous Waste Cell/ BMW, ECC, Solid & E-Waste/PCV, Complaints, Grievances, VIP & EC Compliance, RSPCB, Jaipur.
6. Regional Officer, Regional Office, RSPCB, Alwar/Balotra/Bharatpur/Bhiwadi/ Bhiwara/Bikaner/Chittorgarh/Jaipur(South)/Jaipur(North)/Jodhpur/Kishangarh/Kota/ Pali/Sikar/Udaipur.
7. GIC (IT) with directions to upload on the State Board's website.

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Member Secretary