



ਪੰਜਾਬ ਪ੍ਰਦੂਸ਼ਣ ਰੋਕਥਾਮ ਬੋਰਡ
PUNJAB POLLUTION CONTROL BOARD

No. SEE(HQ-2)/2020/ 475

Dated: 21-8-20

OFFICE ORDER

The Government of India, Ministry of Environment and Forests (MoEF & CC) vide notification dated 04.04.2016 notified the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016. Under the provisions laid down under Rule 13, the importer, who is a trader, importing other wastes listed in Part-D of Schedule -III, on behalf of actual user(s), shall have to obtain onetime authorization from the State Pollution Control Board.

Considering the frequent complaints received due to establishment of godowns for storage of scrap in residential areas, adopting procedures being followed by MoEF&CC while granting such authorizations for import and in line with the State Govt. policies of ease of doing business, the Board in its 184th meeting held on 22.07.2020 has decided to revise the procedure and documentations for obtaining one-time authorization from the Board under Rule 13 by a trader, who intend to import other wastes listed in Part-D of Schedule -III, on behalf of actual user(s) as under:

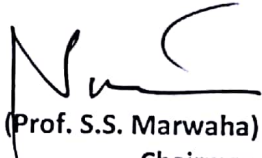
1. One-time authorization shall be granted for a specified quantity of waste (e.g. 500 MT) and not in terms of per month (e.g. 500 TPM). As & when this specified quantity of waste is imported then the onetime authorization shall come to an end.
2. The validity for this onetime authorization shall be for a period of 18 months or till the specified quantity of waste for which authorization granted is imported, whichever is earlier.
3. All one time authorizations earlier granted before 31.01.2019 shall deemed to have been cancelled. Authorization granted after 31.01.2019 shall be considered as expired after the completion of 18 months from the date of issue of such authorization. A public notice in this regard shall be given in the leading newspapers and the Customs Authorities shall also be appraised accordingly.
4. In case of failure to comply with the conditions of the authorization, the Board may suspend or cancel such authorization after affording an opportunity of hearing to the holder of the authorization and after recording the reasons thereof.
5. To avoid the multiple fee structure, revised processing fee suitable to the new procedure shall be as under:
 - a) Rs. 50 per Metric Ton (MT) with minimum fee of Rs. 2500/-.
 - b) Payable to concerned Environment Engineer of the Regional Office in whose jurisdiction, the godown is located.
 - c) In case of resubmission of application on account of refusal / cancellation / change of actual user, the trader has to deposit fresh processing fee.
 - d) In case of returning of application due to incompletions, no additional fee will be charged.

6. The trader shall have to obtain suitability certificate of the area for allowing the establishment of their godown (s) for storing scrap / waste from the following concerned authorities:
- Concerned Municipal Authority: In case the godown is located within the Municipal Limits.
 - Concerned District Town Planner: In case the godown is located outside the Municipal Limits.
7. The revised documentation for obtaining onetime authorization by the trader on the behalf of actual user(s) as required under Part-D of Schedule-III of Hazardous and other waste (Management and Transboundary) Rules, 2016 is placed as per **Annexure-A**.
8. The format for issuance of one-time authorization is placed as **Annexure-B**.

Further, in order to facilitate the traders, concerned Environmental Engineer of the Regional Office shall be the competent officer to grant / cancel this one-time authorization for import under Hazardous and other Waste (Management & Transboundary Movement) Rules, 2016.

This order issues in the supersession of all the earlier office orders issued in the matter of grant of one-time authorization.

This order will come into force with immediate effect.


(Prof. S.S. Marwaha)
Chairman

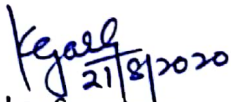
Endst. No. SEE(HQ-2)/2020 18340-43

Dated 21/8/20

A copy of the above is forwarded to the following for information please:

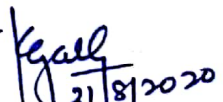
- The Principal Secretary to Government of Punjab, Department of Science, Technology & Environment, Chandigarh.
- The Chief Executive Officer, Punjab Bureau of Investment Promotion, Chandigarh
- The Director, Directorate of Environment & Climate Change, Chandigarh.
- The Director, Department of Industries and Commerce Chandigarh.

Endst. No. SEE(HQ-2)/2020 18340-47


Member Secretary
Dated 21.8.20

A copy of the above is forwarded to the following for information and necessary action:

- Director General, Directorate General of Foreign Trade, Directorate General of Foreign Trade, Udyog Bhawan, H-Wing, Gate No-2, Maulana Azad Road, New Delhi-110011.
- The Director (Customs), Ministry of Finance, Department of Revenue, Central Board of Excise and Customs, North Block, New Delhi -110001.
- The Commissionerate of Custom, Custom's Dry port, Dhandari Kalan, Ludhiana.


Member Secretary
Dated 21/8/2020

Endst. No. SEE(HQ-2)/2020 18848-55

Dated 21.8.20

A copy of the above is forwarded to the following for information and necessary action:-

1. The Chief Environmental Engineer, Punjab Pollution Control Board, Patiala /Ludhiana/Jalandhar & Bathinda / HQ / PBIP.
2. The Special Secretary (G & P), Punjab Pollution Control Board, Mohali.
3. The Senior Environmental Engineer, Punjab Pollution Control Board, HQ-I/II, Zonal Office, Patiala-I/II, Ludhiana-I/II, Jalandhar, Amritsar and Bathinda.
4. The Senior Scientific Officer, Punjab Pollution Control Board, Head Office, Patiala.
5. The Environmental Engineer, Punjab Pollution Control Board, EPA/Mega/HQ-I/II/ Regional Office, Patiala / Sangrur / Bathinda / Faridkot / Batala / Jalandhar / Hoshiarpur / Mohali / Roop Nagar / Amritsar / Fatehgarh Sahib and Ludhiana-I/II/III/IV.
6. The Environmental Engineer (Computer), Punjab Pollution Control Board, Patiala for uploading the office order on the website of the Board.
7. The Administrative officer / Senior Law Officer/Deputy Control (F & A), Punjab Pollution Control Board, Head Office, Patiala.
8. PS to Chairman / PA to Member Secretary, Punjab Pollution Control Board, Patiala.

Kjall
21/8/2020
% Member Secretary
Dated: 21.8.20

Endst. No. SEE(HQ-2)/2020 18856

A copy of the above is forwarded to the Deputy Director (PR), Punjab Pollution Control Board, Head Office, Patiala with a request to give wide publicity to this order of the Board through newspapers/media/various associations for information of all concerned. Special reference w.r.t. stipulation as mentioned at Sr. No. 3 of the above office order shall be made in the public notice.

Kjall
21/8/2020
% Member Secretary

ਵਾਤਾਵਰਣ ਭਵਨ, ਨਾਭਾ ਰੋਡ, ਪਟਿਆਲਾ

VATAVARAN BHAWAN, NABHA ROAD, PATIALA

Phone: 0175-2215802 E-mail : msppcb@gmail.com, Web: www.ppcb.gov.in

Documentation required for submission of application for obtaining onetime authorization by the traders for import of scrap on the behalf of actual users as required under Part-D of Schedule-III of Hazardous and other waste (Management and Transboundary) Rules, 2016.

1. Form – 7 as per Hazardous and other waste (Management and Transboundary) Rules, 2016. (Annexure A/1)
2. Copy of TIN / VAT / GST Number
3. Copy of Import / Export Licence issued from Directorate General of Foreign Trade.
4. Site Plan/Location Plan of the Godown.
5. Land documents of storage godown such as Registration deed/Jamabandi/ Rent deed/ lease deed indicating details of the property.
6. Certificate/ NOC from the Concerned Authority i.e. Municipal Authorities (in case godown is within M.C. limit) and District Town Planner (in case godown is outside M.C limit) regarding suitability of location for godown to be used for the storage of scrap / other waste.
7. Copy of Consent to operate under the Water (Prevention and Control of Pollution) Act, 1974 or Air (Prevention and Control of Pollution) Act, 1981 of each actual user(s) on behalf of which trader intends to import other waste showing the quantity of raw material consumption to compare with the quantity of Other Waste intends to be imported. An actual user can import
8. Undertaking from authorized actual user (s) on behalf of trader intends to import other waste. (Annexure A/2)
9. Undertaking from trader. (Annexure A/3)
10. The application must be accompanied with Demand draft in favour of concerned Environmental Engineer, Punjab Pollution Control Board.

The application must be submitted in duplicate i.e. 2 sets of documents self-attested by the trader as well as actual user, wherever required.

FORM 7

[See rule 13 (2) (c)]

APPLICATION FORM FOR ONE TIME AUTHORISATION OF TRADERS FOR PART- D OF
SCHEDULE III, WASTE

[To be submitted by trader to the State Pollution Control Board]

1.	Name and address of trader with Telephone, Fax Number and e-mail	:	
2.	TIN / VAT / GST Number/Import/ Export Code	:	
3.	Description and quantity of other waste to be imported	:	
4.	Details of storage, if any	:	
5.	Names and address of authorized actual user (s)	:	

Signature of the authorised person

Date:

Place:

Undertaking from Authorized Actual User(s)
 (For whom the trader intend to import scrap / other waste on behalf of actual user under
 Rule 13 of Hazardous and Other Wastes (Management and Transboundary Movement)
 Rules, 2016)

I prop. / partner of M/s
 hereby undertake that

1. That our firm have valid consent to operate under the Water (Prevention and Control of Pollution) Act, 1974, the Air (Prevention and Control of Pollution) Act, 1981 as well as authorization under Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 obtained from State Pollution Control Board.
2. That our firm is manufacturing (product with capacity) by using following raw material (as per consent granted):

Sr. no	Raw Material	Quantity of Raw Material

3. That, I/We as a company M/s is the authorized actual user of the above raw material / other waste.
4. That the company M/s is going to import following scrap / other waste on our behalf, which will be used as raw material in our industry

Sr. no	Waste to be imported	Quantity of waste to be imported (MT)

That the above statements and facts given at Sr. no. 1 to 4 above are true to the best of my knowledge.

Name & Designation.....

Name & Address of industry.....

.....

Undertaking from Trader

(Intend to import scrap / other waste on behalf of actual user under Rule 13 of Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016)

I prop./partner of the trading company
M/s..... hereby undertake

1. That our company intend to import scrap / other waste material as specified in Part D of Schedule-III of Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 and same will be sold to the following actual users as per detaild provided below:

Sr. no	Name of the actual user	Description of waste to be imported	Quantity of waste (MT)
	Total		

2. That I/We will submit the quarterly returns, stating the complete details of Import i.e. quantities of waste imported on their behalf, to the concerned Regional Office of Punjab Pollution Control Board.

Name & Designation.....

Name & Address of Trader.....

.....



Annexure-B

PUNJAB POLLUTION CONTROL BOARD

ਪੰਜਾਬ ਪ੍ਰਦੂਸ਼ਣ ਰੋਕਥਾਮ ਬੋਰਡ

Regional Office

No. _____

Dated: _____

To

M/s.....

.....

Authorization no. PPCB/HWM/2020/_____

Date of Issue: _____

Date of Expiry: _____

Subject: One-time authorization to the trader for import of on behalf of actual user under Rule 13 of Hazardous & Other Waste (Management and Transboundary Movement) Rules, 2016.

M/s having IEC code (.....), PAN number (.....), GST Registration No. (.....), is hereby, granted onetime authorization for import of @ MT listed at Basel No. of Part-D of Schedule-III of the Hazardous & Other Waste (Management and Transboundary Movement) Rules, 2016, subject to the following conditions:

1. This import is permitted only on behalf of the actual user(s) namely M/s
2. The import of scrap / other waste should not be contaminated with any other waste.
3. The import shall be only for intended use by the actual user for recovery / manufacturing / recycling at the unit and the imported material shall not be sold further.
4. The importer shall submit the quarterly returns, stating the complete details of import and quantities of waste imported on their behalf to the Environmental Engineer, Punjab Pollution Control Board, Regional Office, alongwith copies of Bill of Landing, Bill of Entry.
5. In case of illegal import of scrap / other waste or import other than mentioned in Part-D of Schedule-III of the Hazardous & Other Waste (Management and Transboundary Movement) Rules, 2016, the waste has to be re-exported by the importer at his own cost within a period of 90 days from the date of its arrival in India and cost of rejuvenation of any environmental damage during this period of storage in India will also be borne by the importer.
6. The scrap / other waste shall either be stored by the trader / importer in its godown in an environmentally sound manner located at or it may be transferred directly to the actual user who shall store it in an environmentally sound manner within its premises as per provisions of Hazardous & Other Waste (Management and Transboundary Movement) Rules, 2016. The manifest system for transport of scrap / other waste in Form-10 as per Rule 19 shall be followed, if applicable.
7. The importer of scrap / other waste shall comply with the provisions of the Environment (Protection) Act, 1986 & Rules made there under and amended from time to time.
8. The importer of scrap / other waste shall not burn/ process / dismantle any kind of scrap / other waste within go-down / outside their premises.
9. The authorization shall be made available for inspection of official authorized by the Board / any Govt. agency.
10. The quantities of individual item shall not be exceeded from the consented quantities of the actual user on behalf of traders is importing the material.
11. The trader shall ensure that no nuisance will be caused in the vicinity due to transportation / handling of scrap.

12. The Board reserves the right to modify /suspend / revoke / cancel this authorization at any time, in case of non compliance of the conditions of this authorization or non compliance of pollution control laws.

Environmental Engineer
For & on behalf of PPCB

Endst. No. _____

Dated _____

A copy of the above is forwarding to M/s (actual user) for information and compliance of the conditions.

Environmental Engineer
For & on behalf of PPCB

Endst. No. _____

Dated _____

A copy of the above is forwarded to the Custom Authorities for information.

Environmental Engineer
For & on behalf of PPCB