

**PROCEDURE FOR PROCESSING OF CONSENT TO OPERATE (CTO) APPLICATION BY
STATE POLLUTION CONTROL BOARD, ODISHA**

1.	<p>As per section 25 of the Water [P&CP] Act, 1974 as amended, no person shall without the previous consent of the State Board, establish or take 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 any stream or well or sewer or on land. As per Sub Section 2 of Section 25 of the said Act, an application for consent of the State Board under Sub Section [1] shall be made in such form and contain such particulars and shall be accompanied by such fees as may be prescribed.</p> <p>Also as per Section 21 of the Air [P&CP] Act, 1981 as amended, no person shall without the previous consent of the State Board, establish or operate any industrial plant for the purpose of any industry specified in an Air Pollution Control area. As per Sub section [2] of section 21 of the said Act, an application for consent of the State Board under Sub section [1] shall be accompanied by such fees as may be prescribed and shall be made in the prescribed form and shall contain the particulars of the industrial plant and such other particulars as may be prescribed.</p> <p>The State Pollution Control Board, Odisha (OSPCB) enforces the Water [P&CP] Act, 1974 as amended, Air [P&CP] Act, 1981 as amended and the Environment (Protection) Act, 1986. Under the Water [P&CP] Act, 1974 as amended and the Air [P&CP] Act, 1981 as amended, the industries have to apply for the consent to operate of the Board for operation of the industry.</p>
2.	<p>OSPCB has implemented online consent management system since November 2014. All the industrial establishments and mines need to register themselves in the website of online consent management system.</p> <p>Information related to consent to operate application shall be filled up by the applicant online. The website is designed in such a way that all the filled in information can be compiled by the system to generate filled in consent to operate application, which is as per the prescribed format. There is no charge for filing of consent application online. Consent to operate fee shall be deposited by the applicant in shape of Demand draft drawn in favour of the Member Secretary, State Pollution Control Board, Odisha payable at Bhubaneswar.</p>
3.	<p>The online application for consent to operate can be viewed by the System Administrator of OSPCB sitting at Head Office at Bhubaneswar. The System Administrator has been assigned with the responsibility to segregate the applications and forward to the concerned dealing assistants of the CTO Branch at Head Office.</p>
4.	<p>The dealing assistants shall scrutinize the online application and the documents submitted along with the online applications and verify the adequacy of consent fee paid. He/she shall put his/her observations especially on adequacy of fees, documents etc. in the online notes and put up the file to the concerned Board officer assigned with the jobs.</p>
5.	<p>The concerned officers at HO / RO shall scrutinize the application and raise clarification to the industry online, if any deficiency / discrepancies are observed in respect of consent application or its accompaniments or fees. Simultaneously, they will take steps for getting inspection report so as to avoid delay and early disposal of the case.</p>

6.	<p>The concerned officers of Regional office of OSPCB shall conduct inspection of the industries and mines, conduct monitoring of stack emission, ambient air quality, analysis of effluent samples etc. as per the standard procedure prepared for Air and Water sampling and analysis. They should also verify compliance to the Consent conditions (directions, if any) and upload the detailed observations (inspection and monitoring reports) online.</p>
7.	<p>Inspection reports in respect of (i) 17 category of Highly polluting category of Industries (Red-A), (ii) Industries having investment more than Rs. 50 crores (Industries other than 17 category of Highly polluting category of Industries) and (iii) Mines of major minerals shall be forwarded by the Regional Office online to the designated Officers of the Head office of OSPCB, as per the delegation of power for grant of CTO at its Head Office for taking decision on grant / refusal of CTO (Delegation order of the Board Annexed).</p> <p>CTO of other categories of Industries and Mines shall be dealt by the Regional offices.</p>
8.	<p><u>AT HEAD OFFICE-</u> The concerned officers at Head office (AEE/ AES or DEE/DES, EE/ES and SEE/SES) shall scrutinize the application technically with respect to emission details, discharge details, production capacities, process modules and status of pollution control measures adopted, compliance to CTE conditions / CTO conditions / Directions / BG conditions imposed earlier, BG conditions (if any) etc. Capacities of production and process modules shall be verified with the approved capacities as mentioned in Consent to establish obtained from OSPCB and Environmental clearance (if applicable) obtained from MoEF/ SEIAA, Odisha. The observations and recommendations shall be submitted online to the authority as per the power delegated for disposal of CTO. Decision for Grant or Refusal CTO shall be taken at the level of SEE / SES / MS / Chairman as the case may be based on delegation of power.</p> <p>When CTO is approved by the appropriate Authority, as the case may be, the online file shall come back to concerned officer for preparation of draft CTO order. The draft CTO order shall be placed before the concerned authority for approval, after which CTO order shall be issued online to the applicant industry / mine. Hard copies of CTO order and all online note-sheets shall be kept in concerned hard files after due signature of all concerned for record.</p>
9.	<p><u>AT REGIONAL OFFICES-</u> The concerned officers at Regional offices (AEE/ AES or DEE/DES & RO) shall scrutinize the application technically with respect to emission details, discharge details, production capacities, process modules and status of pollution control measures adopted, compliance to CTE conditions / CTO conditions / Directions / BG conditions imposed earlier, etc. Capacities of production and process modules shall be verified with the approved capacities as mentioned in Consent to establish obtained from OSPCB and Environmental clearance (if applicable) obtained from MoEF/ SEIAA, Odisha. Based on the observations, the Regional officer (RO) shall take a decision on grant / refusal of CTO.</p> <p>When CTO is approved by RO, the online file shall come back to concerned officer for preparation of draft CTO order. The draft CTO order shall be placed before the RO for approval after which CTO order shall be issued online to the applicant industry / mine. Hard copies of CTO order and all online note-sheets shall be kept in concerned hard files after due signature of all concerned for record.</p>

