

**MINUTES OF THE 109TH (SPECIAL) MEETING OF THE
GOA STATE POLLUTION CONTROL BOARD
HELD ON 19TH JULY, 2013 AT 3.30 PM
IN THE BOARD'S CONFERENCE HALL.**

I. The 109th (Special) meeting of the Goa State Pollution Control Board was held on 19th July, 2013 at 3.30 pm in the Conference hall of the Goa State Pollution Control Board.

The following members / officials attended the meeting:

1.	Mr. Jose Manuel Noronha, Chairman, Goa State Pollution Control Board.
2.	Addl. Principal Conservator of Forests, Department of Forests was represented by Mr. Cedric D'Souza, Dy. Conservator of Forests.
3.	Director of Mines and Geology was represented by Mr. Parag Nagarcenkar, Assistant Director
4.	Dr. Vassudev Deshprabhu, Chairperson, Pernem Municipal Council
5.	Ms. Fatima Pereira, Sarpanch, Village Panchayat Velsao
6.	Mr. Shekhar Sardessai, President, Goa State Industries Association
7.	Mr. Shrirang Jamble, Agriculturist, Savoi - Verem
8.	Mr. Levinson Martins, Member Secretary

II. At the outset the Chairman welcomed all the members present for the 109th (Special) meeting of the Goa State Pollution Control Board. Thereafter, the one Item Agenda was taken up for discussion.

AGENDA ITEM NO. 1

Draft amendment to the Goa Water (Prevention and Control of Pollution) Rules, 1988 and the Goa Air (Prevention and Control of Pollution) Rules, 1989.

The members were informed that the Director, Department of Science, Technology & Environment had issued a Notification where the Consents fees to be paid by the mining units were based on the tonnage production, wherein 80% of the fee contribution was to be sent to the State Government and 20% of the fees to the Goa State Pollution Control Board. The mining companies aggrieved on the Notification, approached the Hon. High Court and challenged the fee structure, stating there was a quantum jump in the fees payable.



During the course of the hearing in the Hon. Court it was observed that the Rules of Business were not followed, a statement to this effect was made by the Counsel of the State Government in the Hon. High Court, and that the fee structure would be re-notified.

Since the file pertaining to the re-notification of the fee structure was moved by the Law Department, after making necessary changes, as per the Air and Water Acts, they submitted that there should be consultation with the Board, based on the recommendations of the Board members, the file is to be moved through the Department of Science, Technology & Environment to the Goa State Pollution State Government.

During the process of re-drafting the Board prepared a draft notification, taking into account the air monitoring and water quality, the Board has to conduct for the mining units, and also modified the categorization and fee structure.

Chairman informed the members that as decided during the 108th meeting wherein it was decided to waive the late fees and past fees of the units not operating without the Consent of the Board, it is decided that the waiver of fess / late fees be made effective till 31st December, 2013.

The members perused the proposed amendment to the Goa Water (Prevention and Control of Pollution) (amendment) Rules, 2013 and the Goa Air (Prevention and Control of Pollution) (amendment) Rules, 2013, and resolved to recommend the same to the State Government for approval and notification with the following substitution:

a. Table no. 9 in the Goa Water (Prevention and Control of Pollution) (amendment) Rules, 2013 to be substituted as follows:

Table no. 9

Every mining lease or group of contiguous leases having common Environmental Clearance issued by the Ministry of Environment and Forests, Government of India	Re. 1.00 per ton of production capacity per annum as specified in the Environmental Clearance issued by the Ministry of Environment and Forests, Government of India, or 5 lakhs whichever is more, in addition to the fees to be paid based on capital investment as specified in Table no. 2
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b. Table no. 9 of the Goa Air (Prevention and Control of Pollution) (amendment) Rules, 2013 to be substituted as follows:

Table no. 9

Every mining lease or group of contiguous leases having common Environmental Clearance issued by the Ministry of Environment and Forests, Government of India	Rs. 2.00 per ton of production capacity per annum as specified in the Environmental Clearance issued by the Ministry of Environment and Forests, Government of India, or 10 lakhs whichever is more, in addition to the fees to be paid based on capital investment as specified in Table no. 2.
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The representative of the Department of Mines and Geology suggested addition of the following:

Para 22 (10) of page 33 of 34	of the Goa Water (Prevention and Control of Pollution) (amendment) Rules, 2013
Para 23 (10) of page 34 of 34	
Para 22(11) of page 31 of 32	of the Goa Air (Prevention and Control of Pollution) (amendment) Rules, 2013
Para 23 (11) of page 31 of 32	

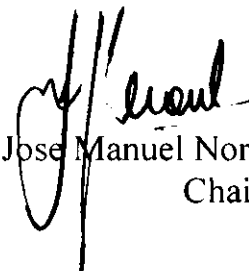
“Renewal of lease - Form ‘K’ as applicable”.

The members agreed for the same.

III. The meeting ended with thanks to the Chair.



(Levinson Martins)
Member Secretary



(Jose Manuel Noronha)
Chairman