

**MINUTES OF THE 113th MEETING OF THE
GOA STATE POLLUTION CONTROL BOARD
HELD ON 27th MAY, 2014 AT 3:00 pm
IN THE BOARD'S CONFERENCE HALL**

1. The 113th meeting of the Goa State Pollution Control Board was held on 27th May, 2014 at 3.00 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. M.K. Shambu, Chief Conservator of Forests
3.	Mr. S.T. Nadkarni, Chief Engineer, Water Resources Dept. was represented by Mr. R. Kamat, A.C.E
4.	Director of Industries, Trade and Commerce was represented by Mr. Jayant Tari, General Manager (DIC)
5.	Director of Mines was represented by Mr. Parag Nagarcenkar, Assistant Director.
6.	Dr. Vassudev Deshprabhu, Chairperson, Pernem Municipal Council
7.	Mr. Shekhar Sardesai, President, Goa Industries Association.
8.	Ms. Fatima Pereira, Sarpanch, Village Panchayat Velsao
9.	Mr. Levinson Martins, Member Secretary

II. At the outset the Chairman welcomed all the members present for the 113th meeting of the Goa State Pollution Control Board. The Chairman informed that Mr. Shrirang Jamble had sought leave of absence which was granted. Thereafter, the agenda items were taken up for discussion:

Agenda Item no. 01

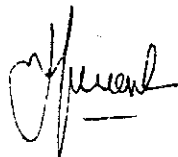
Confirmation of the minutes of the 112th meeting of the Goa State Pollution Control Board held on 25th March, 2014.

The members perused and confirmed the minutes of the 112th meeting of the Goa State Pollution Control Board held on 25th March, 2014, so as to enter the same in the minutes book.

Agenda Item no. 02

Follow up action on the decision taken at the 112th Meeting of the Board.

Agenda item no. 02 – Table item no. 2 – Decisions of the Board has been communicated to M/s Harekrishna Petroleum. –



The members were informed that the decision taken by the Board at the earlier meeting regarding permitting M/s Harekrishna Petroleum to dispose-off the diesel and petrol that was presently stored in his tanks. Chairman further informed that the unit had disposed off the available petrol and diesel and had sought through an application, permission for Consent to Operate under the Water Act and the Air Act. The issues concerning seepage and run-off, of petrol and diesel into the river Valvanti, which is a drinking water source was discussed at length and members expressed concern that appropriate measures would need to be taken by the applicant prior to any approval being issued by the Board. Various proposals were placed before the Board by the members and after detailed discussions, it was approved that the unit be directed to construct a reinforced cement concrete enclosure of appropriate thickness for the tanks, so that any leakage could be contained within the enclosure. It was further approved that after this construction is carried out, an inspection be done by the Environmental Engineer of the Board and Consent application could be processed.

Agenda item no. 5 – Chairman informed that as decided in the earlier Board meeting, he had obtained biodata's of Dr. Sangeeta Sonak, and Mr. N. Somasundaram. He further informed that he was unable to obtain the bio-data of Dr. Antonio Mascarenhas. Chairman informed the members that the reason to appoint a Consultant was to avail of his/her expertise for the JAICA funded river Sal project that was presently underway and was to complete by November, 2014. He further informed that the nature of expertise required was in the field of Microbiology. It was stated that Dr. Sonak had shifted to Mumbai and Mr. N. Somasundaram's expertise was more in Hydrogeology.

Chairman proposed that Dr. Joe D'Souza, Retired Professor from the Department of Microbiology, Goa University would be best suited for such a consultancy project and after deliberations, it was decided to avail the services of Dr. Joe D'Souza – Retired Professor – Goa University for a period of four months renewable upto completion of the project, on a consolidated salary of Rs. 20,000/- (Twenty thousand only) per month and accordingly sign a Contract in this regard.

Agenda item no. 8 - Chairman informed the members that the decision to procure FRP motor boat for conducting National Water Quality Monitoring was kept in abeyance due to the Model Code of Conduct (MCC) in force and since the MCC was lifted the process will be initiated.

Agenda item no. 10 – Chairman informed the members that as decided earlier, a Committee was constituted comprising of the following members to study the implementation of office automation system using SAP ARP:

1.	Mr. A.P. Selvan, Head IT Division, CSIR – National Institute of Oceanography, Dona Paula
2.	Mr. Rakesh Shrivastava, Professor, Goa Institute of Management Studies,

Official

	Sankhali
3.	Dr. Damodar Reddy, Assistant Professor, National Institute of Technology, Farmagudi.
4.	Mrs. Louella Mesquita Colaco, Assistant Professor, Computer Department, Padre Conceicao College of Engineering, Verna
5.	Mr. D.M. Naik, Accounts cum Administrative Officer, GSPCB
6.	Mr. Sanjeev Joglekar, Environmental Engineer, GSPCB
7.	Miss Indira Faldessai, Network Engineer (Software), GSPCB

He further informed that a representative of SAP wanted to clarify certain issues like scope of their work, technology, usage etc to the Board members and the Chairman invited them to make a presentation before the Board. After the presentation, the matter was discussed in detail and it was pointed out that the Committee should take a closer look at other office automation software systems and Chairman was authorized to decide on the issue to be adopted after which quotations / tender could be invited.

Agenda item no. 3

Annual Report of the Board for the year 2013-2014

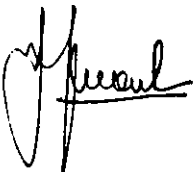
Chairman informed the members that a copy of the Annual Report of the Goa State Pollution Control Board for the year 2013-2014 has been forwarded to the members. He further informed the members that the achievements / works undertaken by the Board during the past one year have been highlighted. The Report was discussed in brief and the members acknowledged the achievements made by the Board during the period under review and proposed to forward the report to the Director, Department of Environment for placing the same before the Goa Legislative Assembly.

Agenda item no. 04

Application of M/s Sanofi India Limited, Plot no. L-121, Phase III, Verna Industrial Estate, Verna, Salcete Goa, for Consent to Operate under the Water Act and the Air Act (expansion)

The Chairman informed the members that M/s Sanofi India Limited, has submitted a proposal for expansion of the unit i.e manufacture of additional products - Paracetamol and Myoril Capsules.

The members noted that the unit has to make provisions for rain water harvesting and re-charging of wells, within their premises, so as to recharge the ground water aquifer, which has been depleted. The members observed that the applicant unit may be required to take permission from the Ground Water Officers appointed under the Goa Ground Water Regulation Act, 2002, for construction of bore wells or utilization of the ground water in the area.



The members suggested that the unit should submit their plans for rain water harvesting and re-charge of wells along with designs to the Water Resource Department for scrutiny and approval.

The members approved the proposal of M/s Sanofi India Limited, Plot no. L-121, Phase III, Verna Industrial Estate, Verna, Salcete Goa, for Consent to Operate under the Water Act and the Air Act (expansion), subject to obtaining approval from the State HPCC on industries and implementation of rain water harvesting and ground water recharge

Agenda item no. 05

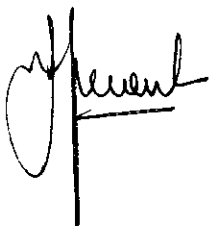
Application of M/s. Swanson Plastics (India) Private Limited, Plot No 2, Honda Industrial Estate, Honda, Sattari, Goa, for Consent to Establish under the Water Act and the Air Act (expansion)

The Chairman informed the members that M/s Swanson Plastics (India) Private Limited, has submitted a proposal for expansion in the manufacturing capacity of PE (Polyethylene embossed film) from the existing capacity of 3000MT/annum to 6000MT/annum.

The members noted that the unit has to make provisions for rain water harvesting and re-charging of wells, within their premises, so as to recharge the ground water aquifer, which has been depleted. The members observed that the applicant unit may be required to take permission from the Ground Water Officers appointed under the Goa Ground Water Regulation Act, 2002, for construction of bore wells or utilization of the ground water in the area.

The members suggested that the unit should submit their plans for rain water harvesting and re-charge of wells along with designs to the Water Resource Department for scrutiny and approval.

The members approved the proposal of M/s Swanson Plastics (India) Private Limited, Plot No 2, Honda Industrial Estate, Honda, Sattari, Goa, for Consent to Establish under the Water Act and the Air Act (expansion), subject to obtaining approval from the State HPCC on industries and implementation of rain water harvesting and ground water recharge

A handwritten signature in black ink, appearing to be 'J. Perera', written over a horizontal line.

Agenda item no. 06

Application of M/s Pentair Water India Pvt. Ltd., Plot No. L-52-55, Verna Industrial Estate, Verna, Goa, for Consent to Operate under the Water Act and the Air Act (expansion)

The Chairman informed the members that the State's HPCC has cleared the proposal of M/s Pentair Water India Pvt. Ltd., for the expansion in the manufacturing capacities of its product i.e.

- (a) (i) pumps submersible-VMS-Horizontal-Inline-Single Imperial Driven Sewage, Pumps for Home/Domestic RO System, from 2000 nos./annum to 10,02,000 lakhs nos./annum an increase by 10,00,000 lakhs nos./annum, (ii) Water Treatment System for filtration-Softening-sewage Treatment Effluent, Home/Domestic RO Systems, Water Softeners from 1200 nos./annum to 74400 nos./annum an increase by 73200 nos./annum and (iii) Additional new product i.e. Home/Domestic RO membranes 9,00,000 nos./annum & (iv) Melt Blown cartridges for Domestic RO Systems 30,00,000 nos./annum.
- (b) Increase in the built-area of 3628m²
- (c) Increase in additional water requirement is 45m³/day and additional requirement of Power load is 665KVA (which will be drawn from M/s. Reliance Energy Limited), at Plot No. L-52-55, Verna Industrial Estate, Verna, Goa

The HPCC has cleared the above proposal with a condition that the unit shall make provisions for rain water harvesting and re-charging of wells, within their premises, so as to recharge the ground water aquifer, which has been depleted. The members observed that the applicant unit may be required to take permission from the Ground Water Officers appointed under the Goa Ground Water Regulation Act, 2002, for construction of bore wells or utilization of the ground water in the area.

The members suggested that the unit should submit their plans for rain water harvesting and re-charge of wells along with designs to the Water Resource Department for scrutiny and approval.

The members approved the proposal of M/s Pentair Water India Pvt. Ltd, Plot No. L-52-55, Verna Industrial Estate, Verna, Goa, for Consent to Operate under the Water Act and the Air Act (expansion) as approved by the HPCC and subject to the implementation of rain water harvesting and ground water recharge.

Agenda item no. 07

Application of M/s Tata Consultancy Services Ltd., Plot No 17-B,5A, 5B and 5C, Tivim Industrial Estate, Karaswada, Mapusa, Bardez-Goa, for Consent to Operate under the Water Act and the Air Act (expansion)



The Chairman informed the members that the State's HPCC has cleared the proposal of M/s Tata Consultancy Services Ltd., for enhancing the manufacturing production capacities of its different types of products with existing facilities:

a.	Automatic teller machines, sorting machines, bank notes or cheques processing & acceptors machines etc. with the capacity of 5000 nos./annum
b.	Automatic data processing, parts & accessories for computer & computer based systems with the capacities of 60000 nos./annum
c.	Manufacture of industrial process control equipments for remote sensing of temperature, pressure etc. with the capacity of 7500nos. /annum
d.	Parts and accessories of UPS generator sets, power convertors, etc. with the capacity of 111000 nos./annum
e.	Parts and accessories for Rf transmitters, Radio modules, Base stations and Line Telephony with the capacity of 3000000 nos./annum

The HPCC has cleared the above proposal with a condition that the unit shall make provisions for rain water harvesting and re-charging of wells, within their premises, so as to recharge the ground water aquifer, which has been depleted. The members observed that the applicant unit may be required to take permission from the Ground Water Officers appointed under the Goa Ground Water Regulation Act, 2002, for construction of bore wells or utilization of the ground water in the area.

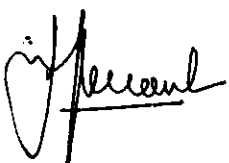
The members suggested that the unit should submit their plans for rain water harvesting and re-charge of wells along with designs to the Water Resource Department for scrutiny and approval.

The members approved the proposal of M/s Tata Consultancy Services Ltd, Plot No 17-B,5A, 5B and 5C, Tivim Industrial Estate, Karaswada, Mapusa, Bardez-Goa, for Consent to Operate under the Water Act and the Air Act (expansion), as approved by the HPCC and subject to the implementation of rain water harvesting and ground water recharge.

Agenda item no. 08

Fees for correction in the Consent /Authorization orders

Chairman informed the members that the Board issues Consents /Authorizations to units for processing the relevant applications on line through the XGN software and in hard form. Subsequently, once the Consent to Establish / Consent to Operate are issued, the Board receives requests from the units that have already been granted Consents for change in name and style, change in process details, change in ownership etc., which resulted in additional work load for the Board staff. Chairman further informed that for making relevant corrections in the Consent, a fee is required to be levied, which after deliberations the members



decided that a fee of Rs. 5000/- be levied on Red Category of industries, Rs. 3000/- for Orange category of industries and Rs. 2000/- for Green category of industries, for each such correction as administrative charges.

The members decided, to send a proposal to the Director, Department of Environment for issue of a suitable Notification.

Agenda item no. 09

Replacing the Bank Guarantee with Bank Deposit.

Chairman informed the members that Board directs units for carrying out compliances to certain conditions as laid down in the Consent to Operate. If the unit fails to comply with the stipulated conditions within a time frame, the unit is required to submit a Bank Guarantee towards the same. The Bank Guarantee once submitted by the industrial units are required to be continuously monitored, and this process is time consuming and in certain cases, the concerned staff may miss the date of renewal / expiry of such a Bank Guarantee prior to encashment in case of deficiencies in terms of Consent to Operate / directions.

For this purpose, it was proposed to replace the Bank Guarantee with a Bank Deposit in the form of fixed deposit of equivalent amount, which would be refunded in case of total compliance of the conditions, to the satisfaction of the Board.

After deliberations the members noted that submission of Bank Guarantee is the preferred mode in Government departments and further noted that it was easier to encash the Bank Guarantee as compared to Fixed deposits.

Members suggested that a calendar be maintained by the Accounts section to track such Bank Guarantee, so that they may be encashed before the due date in case of non-compliance.

Agenda item no. 10

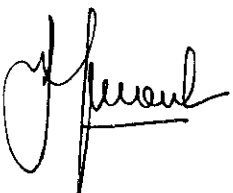
Voluntary Retirement availed by Mr. Lourenco De Souza, Peon, of the Board

The members noted that Mr. Lourenco De Souza, Peon has availed Voluntary retirement from service in the Board office and that he stood relieved from service with effect from 31st March, 2014. Further the members approved that dues admissible to him be paid.

Agenda item no. 11

Procedure for effecting payment of bills of the Board Advocate

Chairman informed the members that the Board at its 106th meeting had resolved that payment of fees by the Board would be governed by certain terms and



conditions. i.e payment of professional fees to the Advocates of the Board to be done only on submission of a duly certified certificate of appearance in a matter as issued by the Court before which the matter has been heard or on submission of a certified copy of the Order of the Court before which the matter has been heard indicating an effective hearing as also the appearance of the concerned Advocate.

It was further informed that the office of the Senior Counsel of the Board Adv. A.N.S. Nadkarni has informed the office that it is not possible for them to submit certificates of appearance from Courts of Law in respect of appearances by the Ld. Senior Counsel and Advocates appearing with him. Further, with regard to submission of certified copies of Orders of the Court indicating hearings, such orders are not passed by the Courts in every instance.

After deliberations it was decided that the claims raised by the Ld. Advocate General and other Board Advocates are to be submitted along with the Rozanama duly certified by the individual Advocate / responsible officials in the Advocate General Office as the case may be or be certified by the Legal Section of the Goa State Pollution Control Board, based on the Rozanama submitted by the Advocates.

The members further agreed to insertion of condition no. 10 to the terms and conditions as adopted by the Board at its 106th meeting, namely;

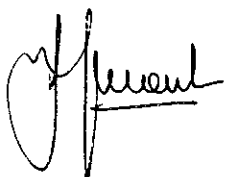
‘10. The Chairman of the Board has the discretion to engage any Advocate as he deems fit, to represent the Board before any Court of Law or Judicial Forum or Tribunal, after consultation with the Senior Counsel of the Board and to decide on the amount of professional fees to be paid to the said Advocate so appointed. The Chairman of the Board further has the discretion to decide on the payment of supplementary expenses towards the aforesaid appointment including payment of expenses towards travelling and accommodation incurred by the concerned advocates.’

The members further decided that this discretionary power of the Chairman shall be operative with retrospective effect.

Agenda item no. 12

Empanelment of an Agency by the Board for booking of tickets / vehicle / accommodation on official tours.

Chairman informed the members that the staff of the Board are quite often deputed for trainings organized by Central Pollution Control Board / Ministry of Environment and Forests / Administrative Staff College of India and other such institutions. At times, intimation is received at a very short notice. In such instances, it is not possible to arrange for booking of tickets i.e air fare / train tickets / bus tickets. Accommodation is also required to be arranged in some cases.



Further, the Board staff is also required to attend Court cases in the National Green Tribunal, Pune. In this case, the Board was required to hire vehicles for the staff attending the hearings, as a large number of files are required to be carried along with them for reference.

Chairman informed the members that considering the above difficulties faced, it was proposed that the Board empanel an agency which could provide services for booking of air tickets / train tickets / bus tickets / booking of accommodation / hiring of vehicles etc.

The members approved the proposal and further approved that an advertisement be issued in the local newspapers inviting agencies for providing the above services and selection of an agency be made as per rules in force.

Agenda item no. 13

Purchase of vehicle for the Chairman of the Board.

Chairman informed the members that the Chairman of the Board is presently using the vehicle Honda city, which was purchased in the year, May, 2008. He further informed that the vehicle had presently covered a mileage of 1,00,300 kms, and there were constant break downs and the vehicle required servicing quite often.

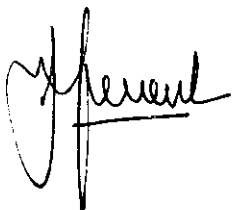
Chairman further informed the members that a budgetary provision of Rs. 10.00 lakhs had been made in the Budget Estimate 2014-2015 and that as per the State Government Circular, Chairman of autonomous bodies are entitled for purchase of new vehicle upto Rs. 10 lakhs.

Chairman further informed that the present vehicle is proposed to be disposed under the buy-back scheme and the price offered by the authorized dealer of the Honda City was Rs. 2,00,000/- . After discussions, it was approved that a new vehicle be purchased for Chairman within the present budget and type of vehicle be that of Chairman's choice.

Agenda item no. 14

Extension of time for obtaining Consent to Operate under the Water Act and Air Act.

Chairman informed the members that the Board at its 77th meeting had decided to waive the past fees for Consent from those industries, which had not obtained Consent of the Board under the Water Act and the Air Act. Subsequently, the Board at its 108th meeting decided to extend the time limit for waiver for obtaining Consent under the Water Act and the Air Act upto 31/12/2013, considering that the industries that have not obtained Consent are small scale and micro



enterprises, it was proposed to extend waiver of past fees for such industries applying for Consent upto 31/12/2014.

The members approved extension of waiver of past fees upto 31/12/2014, so as to move a proposal to the Director, Department of Environment for issue of a suitable Notification.

A members of the Board suggested that the decision of the Board be conveyed to the Goa Industries Association and the Goa Chamber of Commerce and Industries, which was approved by all present.

Table item no. 01

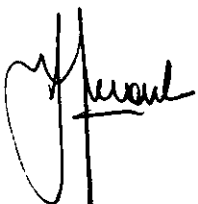
Applications for Consent to Operate of the mine units

Chairman informed the members that the Hon. Supreme Court of India in its judgement passed in Writ Petition (Civil) no. 435/2012 has declared that mining leases operated after 22/11/2007 were illegal and the impugned order of the State of Goa dated 10/09/2012 and order dated 14/09/2012 of the Ministry of Environment and Forests, Govt. of India were not liable to be quashed.

Chairman further informed that the Goa State Pollution Control Board had earlier rejected all applications made by the mining units for renewal of Consent to Operate in light of the Government of Goa order dated 10/09/2012 and Ministry of Environment and Forests, Government of India order dated 14/09/2012 and Hon. Supreme Court judgement dated 21/04/2014. He further informed that the mining units had challenged the directions of the Board before the Administrative Tribunal and Chairman also informed that the Board had filed its replies before the Administrative Tribunal and further informed that the Advocates representing the Board before the Administrative Tribunal in this matter had sought to know the stand of the Board in light of the directions and declarations of the Hon. Supreme Court as contained in the judgement dated 21/04/2014 passed in Writ Petition (Civil) no. 435/2012.

The members were further informed that the State Policy on Mining was yet to be formulated by the State Government and the Board was awaiting the same, so as to process the applications of the mining companies for issue of Consent to Operate.

It was further informed that since the mining leases beyond 2007 were declared to be illegal by the Hon. Supreme Court, it was decided that once the State Government finalizes its mining policy and allocations of leases are made, the concerned lessee could approach the Goa State Pollution Control Board for Consent to Operate under the Water Act and the Air Act.



III. Chairman informed the members that the World Environment Day is celebrated world-wide on 5th June, the theme for this year was 'Raise your voice, not the sea level'. As one of the stake holder, the Goa State Pollution Control Board, as in the past, is organizing series of events to commemorate this day. Chairman further informed that a Memorandum of Understanding is also proposed to be signed with the management of BITS Pilani, Zuarinagar, so as depute the staff of the Board for further studies. The educational programmes conducted under this collaborative arrangement will offer the employees of GSPCB an opportunity to enhance their academic qualification and synergize theory with practice on a sustained basis.

Chairman further informed the members that an invite for the function would be sent to them shortly and requested them to attend.

Chairman further informed the members that initially it was proposed to shift only the laboratory section of the Board, however, he proposed that the whole office be shifted to Saligao as it would be in a better position for administrative reasons. The members approved the proposal of Chairman that the entire office of Goa State Pollution Control Board be shifted to Saligao in the new premises once it is complete.

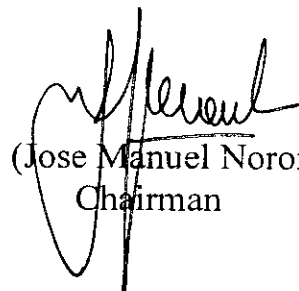
Chairman further informed the members that Architect Gerard Da Cunha was the Architect for the proposed office cum laboratory building and staff quarters. A team of Architects made a presentation before the members of the proposed building. The members expressed their satisfaction on the same. Further, the Architect informed the members that the building was proposed to be a Green building and would consume minimum power and would also utilize water harvesting technique.

Chairman further informed the members that the building is proposed to be completed within one year and he further stated that it was proposed to inaugurate the premises by the 5th of June, 2015. The total cost of the building was estimated to be approximately Rs. 15 crores.

IV. The meeting ended with thanks to the Chair.



(Levinson Martins)
Member Secretary



(Jose Manuel Noronha)
Chairman