

**MINUTES OF THE 69th MEETING OF THE
GOA STATE POLLUTION CONTROL BOARD
HELD ON 15/02/2006 AT 11.00 a.m.
IN THE BOARD'S CONFERENCE HALL**

I. The 69th meeting of the Goa State Pollution Control Board was held in the Conference hall of the Goa State Pollution Control Board on 15/02/2006 at 11.00 am.

The following members attended the meeting :-

1. Dr. L.U. Joshi, Chairman
2. Dr. N.P.S. Varde, Director, STE
3. Dr. Arvind Salelkar, Director of Health Services
4. Shri J.B. Bhingui, Director, Mines
5. Shri S.G. Redkar, Chief Inspector, Factories and Boilers
6. Shri Nitin Kunkolienkar, President, G.C.C.I
7. Shri Atul Pai Kane, Rep. of Goa Small Ind. Assocn.
8. Shri A.T. Fernandes, Dy. G.M (Hotels) representative of Managing Director) GTDC.
9. Shri Ryan Braganza, Vice-Chairperson, Mapusa Mun. Council
10. Mrs. Carmeline Menezes, Sarpanch, Village Panchayat Guirim
11. Shri Joseph Sequeira, Sarpanch, Village Panchayat Calangute
12. Shri Savio Almeida, Sarpanch, Village Panchayat, Anjuna
13. Shri A.K. Vazirani - Member Secretary

Shri P.K. Nambiar, Principal Chief Engineer, PWD, Shri A.V. Palekar, Managing Director, GIDC and Mrs. Piedade Noronha, Chairperson, Margao Municipal Council did not attend the meeting.

Chairman welcomed the new members to the Board and introduced them. The Annual Report 2004-2005 of the Board was issued to the members for perusal.

AGENDA ITEM NO. 1

**CONFIRMATION OF THE MINUTES OF THE 68th MEETING OF THE
GOA STATE POLLUTION CONTROL BOARD**

The Chairman stated that the minutes of the 68th meeting have to be confirmed. As recorded in the Agenda notes, the members noted that the minutes of the 68th meeting, duly approved are entered in the Minutes Book.

AGENDA ITEM NO. 2

FOLLOW UP ACTION ON THE DECISION TAKEN AT THE 68th MEETING.

Agenda Item No. 4 – The members noted that the Revised Estimate and Budget Estimate are forwarded to Director S.T.E

As regards Mr. C.Y. Ramani, Chartered Accountant, the members were informed that he intends to complete the accounting and related assignment and retainer-ship work entrusted to him by March, 2006. However Chairman also informed that in case he is not able to complete the same by March, 2006, the Board will have to grant him some more time in completing the same.

Agenda Item no. 7 & 8 – The categorization of Industries as classified by the Expert Committee constituted by the Board, was placed before the Board members for perusal and approval. The classification of industries was approved by the members. The same will be forwarded to the Govt. for issue of a suitable Notification and shall come in force, once the Notification is issued.

As regards to the fee structure, Chairman informed the members that he will place before the Board after consulting financial experts, so that the Board does not loose any revenue, since the Board has to see the financial implications i.e loss of revenue which will occur due to re-structuring of the fee, as the Board cannot rely on the Govt. for giving grants. Chairman also informed the members that now since the laboratory is made functional, the expenditure on the staff, the equipments and the purchase of chemicals will have to be looked into.

Table Item no. 1 – Chairman informed the Board that the revised fee structure for analysis of samples for various parameters to be analysed in the Board Laboratory have been re-framed by comparing the same with other State Boards i.e Maharashtra State Pollution Control Board, Karnataka State Pollution Control Board, West Bengal State Pollution Control Board, Central Pollution Control Board and the Directorate of Health Services, Govt. of Goa. It was also informed that in some cases the

analysis fees are kept on a lower side as compared to the other State Boards. The members perused and approved the same for forwarding the same to the Govt. for issue of a suitable Notification.

AGENDA ITEM NO. 3

FOLLOW UP ACTION ON THE DECISION TAKEN AT THE 63RD MEETING OF THE BOARD

Chairman informed the members of the proposal submitted by NEERI, Nagpur to the Board to carry out a study on the disposal of discarded containers of hazardous Chemicals through induction furnaces, the expenditure of which is to be borne by the induction furnace units operating in the State. Since the three units out of the total 17 units have not paid the fees, it was decided to issue an ultimatum to the three units for making the payment within a stipulated time. In the meanwhile, it was decided to issue a work order to NEERI, Nagpur to carry out the study.

AGENDA ITEM NO. 4

FOLLOW UP ACTION ON THE DECISION TAKEN AT THE 64TH MEETING OF THE BOARD

Chairman informed the members the necessity of extending the Contributory Provident Fund benefits to the employees of the Board. He also informed the members that the total implication on the Board towards its 12 employees approximately works out to Rs. 2 lakhs per annum, if the registration is done with effect from 01/04/06.

As regards to the previous contribution of the Board and of the employees along with the interest applicable to them during the relevant period will be worked out and the same will be deposited with the Employees Provident Fund Office, Panaji.

The members agreed for extending the Contributory Provident Fund benefits to the employees of the Board.

AGENDA ITEM NO. 5

DISCUSSION ON THE AUTHORIZATION GRANTED TO MAPUSA MUNICIPAL COUNCIL

Chairman informed the members the Directions issued by the Hon. High Court vide its Order dated 09/01/06 and stated that the letter of the Board dated 17/08/05 withdrawing the authorization granted in principle to

Mapusa Municipal Council for disposal of municipal solid waste at survey no. 145 (Part), Assagao Village, Bardez Taluka be treated as show cause notice to Mapusa Municipal Council and also stated that the Mapusa Municipal Council may file reply to the same and after hearing the Mapusa Municipal Council and any other persons interested in the matter, the Board may take appropriate decision.

Considering the above decision of the Hon. High Court, a Committee comprising of the following Board members has been formed.

1. Member Secretary, GSPCB – Convenor
2. Shri Tulio De Souza, Architect
3. Shri Atul Pai Kane, Rep. of Goa Small Scale Ind. Asscn.
4. Dr. N.P.S. Varde, Director, STE
5. Shri Joseph Sequeira, Sarpanch, Village Panchayat Calangute
6. Shri S.G. Redkar, Chief Inspector, Factories and Boiler
7. Dr. Arvind Salelkar, Director, Health Services

It was decided to give hearing to the interested parties namely the Mapusa Municipal Council, Comunidade of Assagao and the Sarpanch, Village Panchayat Assagao for the said Hearing, which is to be convened after giving notice to the interested parties. The Hearing is proposed to be held on 3rd March, 2006.

AGENDA ITEM NO. 6

ISSUE OF CONSENT TO OPERATE TO CRUSHERS

Chairman informed the members that there are 145 stone crushers operating in the State of Goa, out of which 13 units are located in Saleli. Most of the units are operating without the Consent to Establish / Consent to Operate of the Board. Since the incidence at Saleli, many stone crushers have now applied for Consent to Establish / Consent to Operate. The members were also informed that many stone crushers who have not applied for Consents of the Board have been issued show cause notices to be replied within 15 days. In case they fail to reply to the Notice, directions for closure will be issued to the units. The members decided to keep the applications of stone crushers in abeyance till such time the units comply with the following directions proposed by the Board within a stipulated time of two months.

1. Construction of wind breaking walls / barriers either of asbestos / ply wood (1 metre above the height of the crusher).

2. Dust containment sum suppression system of the equipment covered with hood for conveyors.
3. Construction of metalled road within the premises.
4. Regular cleaning and wetting of ground within the premises.
5. Carrying out ambient air quality monitoring at a distance of 10 metres from the cluster or individual units every month.
6. Construction of garland drains along the periphery of the unit to avoid siltation of stone dust into seasonal streams / agricultural land etc.
7. Plantation of fast growing trees along the compound wall of the unit to arrest dust pollution.

AGENDA ITEM NO. 7

APPLICATION OF M/s PENGUIN ALCOHOLS PVT. LTD. FOR EXTENSION IN THE VALIDITY OF THE CONSENT TO OPERATE

The members perused this item where the application of M/s Penguin Alcohols Pvt. Ltd., Canacona Indl. Estate, requesting for extension of the validity of their Consent. As the unit is on record for dumping the fermented molasses soluble in many parts of Goa and the recent incident of dumping at Karwar, and the numerous complaints received from the Villagers of Canacona, the members unanimously decided not to give further extension in the validity of the Consent to the unit, till the ETP is repaired and put in place.

AGENDA ITEM NO. 8

CREATION OF POSTS IN THE BOARD OFFICE

The members perused the enclosure to the item and agreed for creation of posts in the Board office. The same will be forwarded to the Govt. for approval.

AGENDA ITEM NO. 9

ADVERTISEMENT OF THE VACANT POSTS

The members perused and approved the expenditure proposed to be incurred for issuing of advertisements to the vacant posts.

AGENDA ITEM NO. 10

WAIVER OF LATE FEES IN RESPECT OF SANJIVANI SAHAKARI SAKHAR KARKHANA LTD.

The members perused this item in respect of late fees to be paid by M/s Sanjivani Sahakari Sakhar Karkhana Ltd., Dayanandnagar, Tisk, Usgao, Goa. After deliberations it was decided that the unit cannot be exempted from paying the fees as the Rules framed cannot be amended by the Board.

The members also noted that if exemption is granted to a Govt. of Goa undertaking unit, then it will be a precedence to other units as well, to request for such a waiver. As such the Board did not favour waiver of late fees.

It was decided to inform M/s Sanjivani Sahakari Sakhar Karkhana Ltd., Dayanandnagar, Tisk, Usgao, Goa to pay the balance fees in the form of Demand Draft.

AGENDA ITEM NO. 11

PAYMENT OF FEES TO THE ADVOCATE OF THE BOARD

Chairman informed the members the bill of Rs. 5000/- per hearing, submitted by the Advocate of the Board, Adv Gilman Coelho Pereira and the bill of Adv. Joaquim Godinho, Junior Counsel of Adv. Coelho Pereira who has to be paid Rs. 1500/- per hearing for defending the Board in the Hon. High Court. The same was placed before the Board, since the fees are on a higher side as compared to the Govt. Circular for the fees prescribed for the Govt. Counsel.

After deliberations the fees of the Board Advocates was approved as, Adv. Gilman Coelho Pereira is a Senior Counsel.

AGENDA ITEM NO. 12

The members perused this item and were of the opinion that since the Committee appointed to verify the site does not have any objection to the site, as per the technical view point, Sanguem Municipal Council should be granted authorization. The objections raised by the Village Panchayat should be solved by the Council and the Panchayat. Since the site was proposed by the Sanguem Municipal Council.

The members were also of the opinion that if the Committee feels that a particular site, as proposed by the Municipal Councils / Panchayats is technically suitable for treatment and disposal of municipal solid waste, the same should be granted without taking into account the objections of the

locals. It was also expressed that the Board should make it mandatory that the concerned Municipal Councils / Panchayats should first submit the NOC from the Town and Country Planning Dept. for selection of the site.

AGENDA ITEM NO. 13

APPLICATION OF M/s RAJARAM BANDEKAR, SIRIGAO MINES & M/s DEMPO MINING CORPORATION, SIRIGAO MINES FOR PUMPING OUT THE WATER FROM THEIR MINES.

The Chairman informed about the applications received from M/s Rajaram Bandekar, Sirigao Mines and M/s Dempo Mining Corporation, Sirigao mines for pumping out the water from their mines, the same was placed before the Board, as the Board has been receiving complaints from the Villagers.

It was also placed before the Board that similar application was earlier received and permission was granted with certain conditions.

After deliberations, it was decided to permit the two mining units, i.e M/s Rajaram Bandekar, Sirigao Mines and M/s Dempo Mining Corporation, Sirigao mines for pumping out the water from their mines, but with conditions that the water pumped out is being monitored and analysed and found to be within the permissible limits and the time frame for such discharge of the accumulated water and the mines apply for Consent to Operate under the Water and Air Act after obtaining the Environmental Clearance.

AGENDA ITEM NO. 14

ISSUE OF CONSENT TO OPERATE TO THE MINING UNITS

The Chairman informed the Board that the mining companies are required to be given Consent to Operate under the Water and Air Acts to those units who have been granted Environmental Clearance by the Ministry of Env. & Forests, Govt. of India. It was also informed to the members that the Board has filed an application in the Hon. Supreme Court listing the conditions to be incorporated in the Consent to Operate to be issued to the mining unit.

The members perused the same.

It was also deliberated that the mining units should be made to pay the fees for Consent to Operate, as per the prevailing Rules including the

fees and penalty for the period operated without Consent i.e 1988 for Consent to Operate under the Water Act and 1991 for Consent to Operate under the Air Act.

AGENDA ITEM NO. 15

APPLICATION OF M/s MARMAGOA SPONGE PVT. LTD.

M/s Marmagoa Sponge Pvt. Ltd., a sponge iron plant was earlier proposed to be established at Curtorim, the same was stopped due to withdrawal of NOC by the Village Panchayat and the stiff opposition from the local residents.

M/s Marmagoa Sponge Pvt. Ltd. (MSPL) have now submitted an application along with the relevant details / documents to the Board to set up the sponge iron plant at plot no. 3 and 4 of Goa Indl. Dev. Corpn. at Navelim, Bicholim Goa.

The members deliberated the same and opined to defer this item.

AGENDA ITEM NO. 16

APPLICATIONS CLEARED DURING THE TECHNICAL COMMITTEE MEETING HELD FROM 15/11/05 TO 07/02/06.

The members perused the enclosure to the item, wherein the status report of the applications cleared by the Technical Committee of the Board were cleared.

TABLE ITEM NO. 1

The members were informed by the Chairman that the Board is receiving complaints against M/s Britto Amusement Park, Dona Paula (Vaiguinim Valley Resort) of the non functional of the sewage treatment plant established by the unit and the discharge of the effluent in the nallah, and that it does not meet the standards prescribed by the Board. It was also informed that the unit was issued show cause notices, by the Board. The unit replied stating that the operation of the STP will be stabilized within 15 days. However, on inspection by the Board officials it was observed that the effluent is seen overflowing into the nallah that drains into the sea.

After deliberations the Board decided that the unit be issued a Closure directions, for failing to comply with the directions issued by the Board.

TABLE ITEM NO. 2

Chairman placed before the members, that numerous complaints are received in the Board office regarding operation of fabrication workshops, carpentry units, stone cutting and polishing units, automobile / two wheeler service stations, glass cutting on the ground floor of the complexes with residential flats on subsequent floors.

It was decided to forward a recommendation to the Govt. for not permitting such activities in the residential complexes on the ground floor by the local bodies.


TABLE ITEM NO. 3

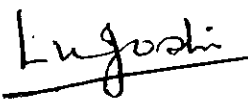
The members perused this item wherein the members were informed of the site selected bearing survey no. 112/1 and 112/2 of Taleigao Village and Survey no. 20/1, 2,3 and 3A of Baiguinim Village, by the Corporation of the City of Panaji for setting up of an integrated sanitary land fill solid waste management plant.

The members also perused the NOC's granted in principle for the sites and the sites rejected by the Board as the same were not suitable.

By over sight the name of Anjuna Panchayat was excluded in the Agenda Notes. The same be included at serial no. 18.

III. The meeting ended with thanks to the Chair.


(A.K. Vazirani)
Member Secretary


(Dr. L.U. Joshi)
Chairman