



BIHAR STATE POLLUTION CONTROL BOARD

CITIZEN'S CHARTER

INTRODUCTION

Bihar State Pollution Control Board (BSPCB) is a statutory body constituted in the year 1974 under the provisions of the Water (Prevention and Control of Pollution) Act, 1974. It is also mandated to ensure the provisions of the Air (Prevention and Control of Pollution) Act, 1981, the Environment (Protection) Act, 1986 and the various rules made thereunder. BSPCB is engaged in implementation of policies and regulations for prevention and control of pollution and environment protection.

Economic development has hastened industrialization, thereby, putting additional burden on natural resources and environment. The present challenges include conservation of resources, managing the ever growing solid and other wastes, ensuring treatment of domestic sewage and maintaining purity of our water systems.

OUR MISSION

This Citizens Charter reflects the intention of the Board to work for a cleaner and greener State by ensuring the control, prevention and abatement of pollution of streams, wells, land and the surrounding environment. This Citizens Charter is a step towards transparency in decision making, improving responsiveness to the needs and expectations of the citizens of the State.

The Board is committed towards achievement of a cleaner environment and a better quality of life for the people of the state, through effective implementation of the legislations and creating awareness among the masses with a goal of Sustainable Development.

Important Regulations Being Enforced by BSPCB

- The Water (Prevention & Control of Pollution) Act, 1974
- The Air (Prevention & Control of Pollution) Act, 1981
- The Environmental (Protection) Act, 1986
- The Public Liability Insurance Act, 1991

In the year 2016, Ministry of Environment, Forest & Climate Change, Govt. of India has notified new rules for management of different types of waste in supersession of earlier rules.

Some of important rules are as follows:-

1. The Solid Waste Management Rules, 2016
2. The Plastic Waste Management Rules, 2016
3. The E. Waste Management Rules, 2016

4. The Hazardous and other Waste (Management and Trans-boundary Movement) Rules, 2016
5. The Construction and Demolition Waste Management Rules, 2016
6. The Bio-Medical Waste Management Rules, 2016
7. The Manufacture, Storage and Import of Hazardous Chemical Rules, 1989
8. The Batteries (Management and handling) Rules, 2001

Section 25 of the Water (Prevention and Control of Pollution) Act, 1974

- No person, **without previous consent of the State Board** shall establish or operate any industry, which is likely to discharge sewage or trade effluent into a stream or well or sewer or on land.

Section 21 Air (Prevention and Control of Pollution) Act, 1981

- No person, **without previous consent of the State Board** shall establish or operate any industrial plant in an air pollution control area.

Rule-6 of the Hazardous and Other Wastes (Management and Trans-boundary Movement) Rules, 2016

- Every occupier of the facility who is engaged in handling of hazardous and others wastes is required to obtain an authorization from the State Pollution Control Board under these rules. Such application for authorization shall be accompanied with a copy each of the following documents, namely
- Consent-to-Establish granted by the State Pollution Control Board under the Water and Air Acts.
- Consent-to-Operate granted by the State Pollution Control Board under the Water and Air Acts.
- In case of renewal of authorization, a self certified compliance report in respect of effluent, emission standards and the conditions specified for hazardous and other wastes:

The Public Liability Insurance Act, 1991

- The owners are liable to give relief as specified in **Schedule** to any person (other than a workman) in case of death or injury or damage to any property resulted from an accident, as per section-3(I).
- The owners shall take out one or more insurance policies equivalent to the paid up capital or Rs. 50 crore, whichever is less.
- The owner shall also pay contribution to the Environmental Relief Fund (ERF) annually, established by the Central Government (MoEF&CC), an amount equal to the amount of premium of insurance policy taken by the owner through the insurer.

The Manufacture, Storage and Import of Hazardous Chemical Rules, 1989

- The Occupiers are required to identify the major accident hazard and to take adequate steps for prevention of accidents and to limit their consequences to the persons and the environment.

- The Occupier are also required to obtain the approval before undertaking any industrial activity.
- They have to prepare safety report and on-site emergency plan as applicable.

The Batteries (Management and Handling) Rules, 2001. Amended, 2010.

- Dealers are required to be registered with State Pollution Control Board for five years by submitting application in Form-IV, in addition to submission of half yearly Return to SPCB.
- Other Stake holders such as manufacturers, importers, assemblers and re-conditioners are required to set up collection centres either individually or jointly for collection of used batteries in addition to submission of Half yearly Return to SPCB.

The Plastic Waste Management Rules, 2016

- Producer, recyclers and manufacturers are required to be registered with SPCB.

The Bio-Medical Waste Management Rules, 2016.

The Rule is applicable to all the Health Care Facilities including hospitals, Nursing Homes, Pathological Labs., Clinics, Dispensaries, Blood Banks etc. In order to streamline the process of handling of Bio Medical waste in an environmentally sound manner all the health care facilities are required to obtain authorization by the Board under Rule 10 of the said Rules.

BSPCB has developed Online Consent Management and Monitoring System (OCMMS) for CTE/CTO/Authorization

- Online Consent Management and Monitoring System (OCMMS) is a web based application for Consent Management developed by the Ministry of Environment, Forest and Climate Change, Government of India with the support of National Informatics Center, New Delhi for the use of Bihar State Pollution Control Board.
- This system has been developed to improve the efficiency of the processing of the consent applications and to enhance the transparency with which the consents/authorization are granted.
- The users of the OCMMS are broadly divided into two parts BSPCB User and Industry/Health Care establishment (HCE) user.

Features of OCMMS

- Unified Global online application/portal
- Role based application access
- Multi level Security Enabled System
- Online Industry Registration for Consent/Authorization
- Online Submission of Application, submission of fee, Approval Clarification and other activities for CTE, CTO for all category of Industries/Institutions
- Consent Monitoring and Management

- Laboratory Management
- Waste Management
- Reports Generation

Steps to use OCMMS

- Open the URL (<http://bhocmms.nic.in/>) in the browser.
- Click "New Registration"
- New Registration form will be displayed.
- User fills the required information and click "Submit".
- Once submitted, System will validate the input date.
- If date is incorrect or mandatory information not filled, then the system will prompt the user to fill/correct the relevant information required.
- If the data filled by the applicant is correct, then the System will generate a temporary user name and password and will be displayed on the screen and the same will be automatically sent to the applicant in the form of SMS to the registered mobile phone and as e-mail to the registered e-mail ID.

Documents Required for CTE

- PAN Card and Aadhar Card/Voter ID
- land Document: Registered Sale Deed/Lease deed/ Land Possession Certificate (LPC)/ Land receipt
- Project Report consisting of total Project cost, Project details, Manufacturing process, List of Plant and machinery, Proposed pollution control measures.
- Location Map.
- Plant lay out map.
- Undertaking regarding distance of different land marks from the unit boundary as mentioned in application.
- Copy of Environmental Clearance (E.C) from Competent Authority, if required.

Documents Required for CTO

- PAN Card and Aadhar Card/Voter ID
- Copy of CTE/ previous CTO along with compliance report of the conditions imposed therein with evidences like photographs, Reports, bills, receipts, etc.
- Copy of Environmental Clearance (E.C) with compliance report.
- Undertaking regarding compliance of CTE/ previous CTO conditions. (in the prescribed format).

Suvidha Kendra

In order to help the entrepreneurs in filling up online application for Consent/ Authorization the Board has established a Suvidha Kendra at its headquarters. This Suvidha Kendra :

- Facilitates filling of Online application for CTE/ CTO/ Authorization under various Acts/ Rules.

- Helps industry to know the status of their application.
- Helps in resolving the issues related to OCMMS.
- Help applicants for timely compliance of online clarification/ queries for speedy disposal.

The service of Suvidha Kendra can be obtained on payment of a fee of Rs. 1000 (Rupees One Thousand) only.

Helpdesk at Parivesh Bhawan

In addition to the Suvidha Kendra a Helpdesk is also available at 0612-2261250 for any assistance.

Environmental Data

For the information of different stakeholders, researchers, students and public in general data related to air and water are made available at Board's website and updated regularly. Real time data of ambient air quality of Patna, Gaya and Muzaffarpur are also available on the Board's website.

RTI

Bihar State Pollution Control Board has designated the Public Relations Officer and all the Regional Officers of the Board as 'Public Information Officers' under the Right to Information Act, 2005. All the information sought under the Act are being made available to the applicant within the stipulated time. Member Secretary is designated as 'First Appellate Authority' under the Act.

Grievance Redressal Mechanism

Public Complaints are received by the Board directly through e-mail, post, etc. In addition the State of Bihar has enacted the 'Bihar Lok Shikayat Nivaran Adhikar Act, 2015' with an objective to give rights to public for redressal of their grievances within a specified time frame. The Member Secretary of the Board is the Authority declared for redressal of grievances under the Act. The grievances under this Act can be made to the Departmental Public Grievances Redressal Officer of the Department of Environment, Forest and Climate Change, Govt. of Bihar online through their website.

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