



SPEED POST

AQM/ ULB/2018-19/

January 14, 2019

The Chairman
U.P. State Pollution Control Board
3rd Floor, PICUP Bhawan
Vibhuti Khand, Gomti Nagar
Lucknow – 226 020

Sub.: Directions under Section 18 (1) (b) of The Air (Prevention and Control of Pollution) Act, 1981 for strict enforcement of actions to control air pollution in NCR town (Ghaziabad, Greater Noida & Noida) and submission of bi-weekly report- reg.

WHEREAS, under Section 17(1) (a) of The Air (Prevention and Control of Pollution) Act, 1981, one of the functions of SPCBs is to plan comprehensive programs for prevention, control and abatement of air pollution and to secure the execution thereof;

WHEREAS, rising air pollution in Delhi during winter season is a matter of serious concern, especially with regard to high levels of particulate matter exceeding National Ambient Air Quality Standards, 2009;

WHEREAS, historical trends indicate further increase in air pollution in Delhi during winter season between 15th October to 15th February;

WHEREAS, a Graded Response Action Plan (GRAP) was notified by MoEFCC on January 12, 2017 for implementation of identified actions under different Air Quality Index (AQI) categories for prevention of high pollution events and dealing with air pollution emergencies, and concerned agencies are required to take actions as per the plan;

WHEREAS, winter season being critical with regard to air pollution, CPCB teams have been deployed to visit various areas in Delhi-NCR from September 15, 2018 to provide feedback on air polluting mitigation activities & level of implementation of GRAP;

WHEREAS, Chairman, CPCB issued on September 15, 2018 issued directions under Section 18 (1) (b) of The Air (Prevention and Control of Pollution) Act, 1981 to DPCC and NCR SPCBs regarding implementation of Graded Response Action Plan and Strict Enforcement in Delhi and National Capital Region (NCR) and to maintain air quality during upcoming winter season;

WHEREAS, Chairman, CPCB issued directions to Construction Agencies/Landowning Agencies/Municipal Corporation to ensure that the directions of Hon'ble Supreme Court, Hon'ble NGT for control of pollution are strictly complied with and, effective corrective action in all cases of air polluting activities being reported through SAMEER app by teams of CPCB or joint teams of CPCB and other agencies of government is taken immediately and in any case not later than 48 hours of such reports. Failure to comply with these directions shall make defaulting agencies/ individuals liable to criminal prosecution which may be initiated by CPCB under appropriate provisions of law;

WHEREAS, Chairman, CPCB on October 29, 2018 issued directions under Section 18 (1) (b) of The Air (Prevention and Control of Pollution) Act, 1981 to DPCC and NCR SPCBs to initiate criminal prosecution against Construction Agencies/Municipal Corporation/Landowning Agencies failed to take corrective action for control of pollution and submit action taken report;

WHEREAS, air quality in Delhi-NCR in the month of December required extensive enforcement on ground in hot spot areas;

WHEREAS, UPPCB has not submitted the action taken report to CPCB;

Now therefore, in exercise of powers delegated to the Chairman, CPCB under Section 18 (1) (b) of The Air (Prevention and Control of Pollution) Act, 1981, Chairman, UPPCB is hereby directed to submit action taken report with regard to following:

- (a) mechanism followed by UPPCB for daily monitoring of complaints and action against all such complaints.
- (b) action taken to prevent illegal dumping of C & D waste and illegal dumping and burning of Municipal Solid Waste.
- (c) action taken against operation of illegal industries.
- (d) penalty levied and prosecution filed in the Court for violations related to construction and demolition activities, pollution control regulation in industries, use of DG sets etc.

UPPCB shall submit response within a week on the above points for the month of December. The report shall be followed by submission of Bi weekly action taken report i.e. on every Tuesday and Friday to CPCB.

UPPCB shall acknowledge receipt of this direction immediately.


(S.P. Singh Parihar) 15/12/18
Chairman
