

**TERMS & CONDITIONS FOR RECOGNITION OF LABORATORIES UNDER THE ENVIRONMENT (PROTECTION) ACT, 1986**

The following terms and conditions shall be observed for recognition of laboratories under Section 12 (1) (b) of the Environment (Protection) Act, 1986.

1. The laboratory (Private/NGOs) shall be legally identifiable and registered with an appropriate statutory body i.e. local govt., state govt. or central govt.
2. The laboratory shall perform all the functions as mentioned in Rule 9 of the Environment (Protection) Rules, 1986.
3. It shall carry out the tests as per the method prescribed by the Central Government of any authorities constituted under Section 3 (3) of the Environment (Protection) Act, 1986 from time to time.
4. The test report shall be recorded in Form III of the Environment (Protection) Rules 1986 in triplicate. It shall be signed by the Government Analyst and be sent to the officer from whom the sample is received by the laboratory.
5. It shall carry out those tests, which are specified in APPENDIX-A to F of the application and it shall not carry out any other test on the samples given.
6. The laboratory shall charge rates not exceeding those fixed for EPA recognized laboratories.
7. The laboratory shall not charge rates higher than the rates they charge to any other Government or Public Sector organization.
8. The laboratory shall ensure that a sample submitted to it for testing will only be tested by a person, recognized as 'Government Analyst' by Central Government under provisions of the Environment (Protection) Act and as notified in the official gazette from time to time.
9. When a Government Analyst ceases to be in the services of the Laboratory, the Head of the Laboratory shall report this fact to the Central Government within fifteen days and simultaneously take steps for filling up this vacancy.
10. Any report signed by the Government Analyst may be used as evidence of facts in a court of law as per Section 14 of the Environment (Protection) Act, 1986. The laboratory shall provide all facilities to the 'Government Analyst' for giving evidence in a court of law, if it becomes necessary.
11. It shall maintain complete secrecy in respect of the test results. These shall not be divulged to any person or authority other than the Officer empowered under Section 11 of the Act of the court having jurisdiction.

12. Laboratory shall remain open for all working days except weekly off, Central & State Govt. holidays. Environmental laboratory of an educational institute/college will make arrangement of acceptance of samples and their analysis during any vacation exceeding more than 5 days i.e. summer/winter vacation etc.
13. It shall maintain proper records and registers and the calculations and test results in respect of tests conducted by them.
14. The laboratory and the Government Analysts employed by the laboratory shall participate in (Analytical Quality Control Exercises) organized by the Central Government or an organization designated by it to test the capabilities of the recognized laboratories and analysts from time to time. The fee if so, for AQC exercise has to be paid by the participating laboratory to the designated organization.
15. If feel necessary, Central Government will send dummy environmental samples to the laboratory to keep constant check over the laboratories of the results of the sample, which are to be analyzed, free of cost by the laboratory and results will be provided to the Central Government.
16. If the laboratory is sent samples from an establishment with which it has got connections through ownership or other means which make it improper for the laboratory to carry out the tests with respect to that sample, it shall disclose the fact to the empowered officers or authority sending the sample and shall refuse the samples.
17. It shall be the responsibility of the laboratory to maintain properly the necessary infrastructure for conducting tests successfully.
18. In case the laboratory desires to make a mention of its recognition as environmental laboratory in its letter heads, printed material, signboards, etc., it shall specify the period of recognition and such mention of the recognition shall cease immediately after the expiry of recognition.
19. The laboratory shall comply with all the rules and regulations notified under the Environment (Protection) Act, 1986.
20. The recognition shall become effective from the date of its Gazette Notification up to a period of five years or revocation whichever is earlier.
21. The Central Government / CPCB shall have the right to de-recognize the laboratory at any time in public interest without assigning any reason, if it is deemed necessary by the Central Government.
22. Private/NGO's laboratory shall maintain complaint register (bounded and numbered) having the following columns

<b>Customer's name and address</b>	<b>Ref. No. if any</b>	<b>Date on which sample received</b>	<b>Name of complainer</b>	<b>Complaint has been rectified in the laboratory</b>

23. The recognition accorded to Government Analysts in an environmental laboratory ceases along with the de-recognition of that environmental laboratory.
24. Each of environmental sample test report provided by the private laboratory to the customer must give in their footnote regarding availability of complaint register with the owner.
25. (a) The recognised laboratories shall operate from the approved location / address, where it has been granted recognition.  
 (b) The proposal for change in location / site address of laboratory, if any, will require prior permission from the Central Govt. (for Private Sector and NGO laboratories) and Central Pollution Control Board (for Govt. / Semi-Govt. / Autonomous / Public Sector Undertakings / Educational Institutes / State Pollution Control Board / Pollution Control Committee Laboratories).  
 (c) The recognized laboratory in case of shifting from its original registered address has to apply afresh.
26. In case of take over of a recognized private laboratory, its ownership changes; occurrence of such changes must be communicated to the recognition body MOEF/CPCB within one month. Through, an appropriate mechanism that the laboratory continues to comply with the criteria against which recognition was originally granted will be verified.
27. After recognition, laboratory can be re-inspected at any time for its periodic assessment/performance.

The aforesaid terms and conditions are acceptable to us.

Dated: \_\_\_\_\_ Signature \_\_\_\_\_  
 (Head of Laboratory)

Full Name \_\_\_\_\_  
 (in capital letters)

Address \_\_\_\_\_  
 \_\_\_\_\_

Seal of laboratory

**ACKNOWLEDGEMENT RECEIPT FOR THE LABORATORY**

I hereby acknowledge the receipt of the Central Pollution Control Board, (Ministry of Environment & Forests) Letter No. \_\_\_\_\_ dated \_\_\_\_\_ regarding the recognition of our laboratory as Environmental Laboratory under Section 12 of the Environment (Protection) Act, 1986.

I accept the terms & conditions mentioned in the MOEF/Central Board's letter cited.

Dated : \_\_\_\_\_

Signature \_\_\_\_\_  
(Head of laboratory)

Full name \_\_\_\_\_  
(in capital letters)

Address : \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SEAL OF THE LABORATORY