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THE AIR (PREVENTION AND CONTROL OF POLLUTION) RULES, 1982

DEPARTMENT OF ENVIRONMENT

NOTIFICATION

¹G.S.R. 712(E)- In exercise of the powers conferred by section 53 of Air Prevention and Control of Pollution) Act, 1981 (14 of 1981) the Central Government in consultation with the Central Board for the Prevention and Control of Water Pollution hereby makes the following rules, namely: -

1. As published in Gazette of India, Extraordinary Part II 3 (i), and dt. 18.11.1982.

CHAPTER I

PRELIMINARY

1. Short title and commencement-

- (1) These rules may be called the Air (Prevention and Control of Pollution) Rules, 1982.
- (2) They shall come into force on the date of their publication in the Official Gazette.

2. Definitions- In these rules, unless the context otherwise requires-

- (a) “Act” means the Air (Prevention and Control of Pollution) Act, 1981;
- (b) “Chairman” means the Chairman of the Central Board;
- (c) “Form” means a form set out in the Schedules;
- (d) “Meeting” means a meeting of the Central Board or a meeting of Committee constituted by the Central Board;
- (e) “Member Secretary” means the member secretary of the Central Board;
- (f) “Schedule” means a Schedule appended to these rules;
- (g) “Section” means a section of the Act;
- (h) “Year” means the financial year commencing on the 1st day of April;
- (i) Words and expressions not defined in these rules but defined in the Act shall have the meaning assigned to them in the Act.

CHAPTER II

PROCEDURE FOR TRANSACTION OF BUSINESS OF THE BOARD AND ITS COMMITTEES

3. Notice of meetings-

- (1) Meeting of the Central Board shall be held on such dates as may be fixed by the Chairman.
- (2) The Chairman shall, upon a written request of not less than five members of the Central Board or upon a direction of the Central Government, call a special meeting of the Central Board.
- (3) Fifteen clear days notice of an ordinary meeting and three days notice of a special meeting specifying the time and the place at which such meeting is to be held and an agenda of business to be transacted thereat, shall be given by the member secretary or Chairman to the members or any other officers of the Board.
- (4) Notice of the meeting may be given to the members by delivering the same by messenger or sending it by registered post to his last known place of residence or business or in such other manner as the Chairman may, in the circumstances of the case, think fit.
- (5) No member shall be entitled to bring forward for the consideration of a meeting any matter of which he has not given ten clear-day's notice to the member Secretary unless the Chairman, in his discretion, permits him to do so.
- (6) If the Chairman or presiding officer adjourns a meeting from day to day or any particular day he shall give reason thereof and no fresh notice shall be required for such an adjourned meeting;

4. Presiding Officer- Every meeting shall be presided over by the Chairman and in his absence, by a presiding officer to be elected by the members present from amongst themselves.

5. All questions to be decided by majority-

- (1) All questions at a meeting shall be decided by a majority of votes of members present and voting shall be by raising of hands in favour of the proposal.
- (2) In case of an equality of votes, the Chairman or presiding officer shall have a second or casting vote.

6. Quorum-

- (1) Five members shall form the quorum for any meeting.
- (2) If at any time fixed for any meeting or during the course of any meeting a quorum is not present, the Chairman or presiding

member shall adjourn the meeting and if a quorum is not present after the expiration of fifteen minutes from such adjournment, the presiding officer shall adjourn the meeting to such time on the following or on such other future date as he may fix.

(3) If the meeting is adjourned to some future date due to lack of quorum, fresh notice will be given to the absentee members as to the date and time on which the next meeting will be held.

(4) No matter which had not been on the agenda of the original meeting shall be discussed at such adjourned meeting.

7. Minutes-

(1) Record of the proceedings of every meeting along with the names of members who attended the meeting shall be kept by the member secretary in a book maintained by him exclusively for the purpose.

(2) The minutes of the previous meeting shall be read at the beginning of every succeeding meeting and shall be confirmed and signed by the Chairman or presiding officer at such meeting.

(3) The proceedings shall be open to inspection by any member at the office of the Central Board during office hours.

8. Maintaining order at meetings- The Chairman or presiding officer shall preserve order at a meeting.

9. Business to be transacted at a meeting-

(1) No business shall be transacted in the meeting without quorum.

(2) Except with the permission of the chairman or presiding officer, no business which is not entered in the agenda or of which notice has not been given by a member under sub-rule (5) of the rule 3, shall be transacted at any meeting.

10. Order of business-

(1) At any meeting business shall be transacted in the order in which it is entered in the agenda circulated to the members under sub-rule (3) of rule 3.

(2) Either at the beginning of the meeting or after the conclusion of the debate on a motion during the meeting, the Chairman or presiding officer or a member may suggest a change in the order of business as entered in the agenda and if the majority of the members present agree, the Chairman or presiding officer shall agree to such a change.

11. Procedure for transaction of business of committees constituted by the Board under sub-section (1) of Section 11-

(1) The time and place of the meeting of a committee constituted by the Central Board under sub-section (1) of section 11 shall be

as specified by the Chairman of the committee.

- (2) Provision of chapter 2 of these rules shall as far as practicable, apply to the meeting of the committee constituted under section 11.

CHAPTER III

- 12.** A member of a committee other than a member of the Board shall be paid an allowance of rupees fifty if he is a resident of Delhi and rupees seventy-five (inclusive of daily allowance) and also travelling allowance at such rate as is admissible to a grade I officer of the Central Government in the case of non resident, for each day of the actual meeting of the committee which he attends.

Provided that in case of a member of Parliament who is also a member of the Central Board, the said daily and travelling allowances will be admissible when the Parliament is not in session and on production of a certificate by the member that he has not drawn any such allowance for the same journey and halts from any other Government source.

CHAPTER IV

TEMPORARY ASSOCIATION OF PERSONS WITH THE CENTRAL BOARD

- 13. Manner and purpose of Association of persons with the Central Board under sub-section (1) of section 12-** The Central Board may invite any person whose assistance or advice is considered useful in performing any of its functions, to participate in the deliberations of any of its meetings or the meetings of a committee formed by it.

- 14. Fees and allowances to be paid to such temporary association of persons under sub-section (3) of section 12-**

- (1) If the person associated with the Board under rule 13 happens to be a non-official resident in Delhi, he shall be entitled to get an allowance of rupees fifty per day for each day of actual meeting of the Central Board in which he is so associated.

- (2) If such person is nonresident of Delhi, he shall be entitled to get an allowance of rupees seventy five per day (inclusive of daily allowance) for each day of actual meeting of the Central Board when he is so associated and also to travelling allowance at such rates as is admissible to a grade I officer of the Central Government.

- (3) Notwithstanding anything in sub-rules (1) and (2) if such person is a Government servant or an employee in a Government undertaking, he shall be entitled to travelling and daily allowances only at the rates admissible under the relevant rules applicable to him:

Provided that in case of a member of Parliament who is also a member of the Central Board, the said daily and travelling allowances will be admissible when the Parliament is not in session and on production of a certificate by the member that he has not drawn any such allowance for the same journey and halts from any other Government source.

CHAPTER V**BUDGET OF THE CENTRAL BOARD****15. Form of budget estimates under section 34-**

- (1) The form in which and time within which the budget may be prepared and provided and forwarded to the government shall be as provided in forms, I, II, III, and IV of Schedule 1.
- (2) The estimated receipts and expenditure shall be accompanied by the revised budget estimates for the current year.
- (3) The budget shall, as far as may be, based on the account heads specified in Schedule 11.

CHAPTER VI**ANNUAL REPORT OF THE CENTRAL BOARD**

- 16. Form of Annual report under Section 35-** The annual report in respect of the year last ended giving a true and full account of the activities of the Central Board during the previous financial year shall contain the particulars specified in Schedule III and shall be submitted to the Central Government by 15th of May each year.

CHAPTER VII**ACCOUNT OF THE CENTRAL BOARD**

- 17. Form of annual statement of accounts of the Central Board under Section 36-** The annual statement of accounts of the Central Board shall be in Forms V to IX.

SCHEDULE I**FORM I****CENTRAL POLLUTION CONTROL BOARD****DETAILED BUDGET ESTIMATES FOR THE YEAR 19....****(See Rule 15)****ADMINISTRATION****(EXPENDITURE)**

Heads of Account	Actual for the past three years			Sanctioned estimate for the current year	Actual of last six month i.e., year		Actual of six months of the current year 19-
	19	19	19	19	19-	19-	19-
1	2	3	4	5	6		7

Revised estimate for the current- year 19-	Budget estimate for the next year 19-	Variations between columns 5 and 8	Variations between columns 8 and 9	Explanation for columns 10 and 11
8	9	10	11	12

FROM**CENTRAL POLLUTION CONTROL BOARD ESTABLISHMENT****Statement of details of provisions for pay of officers/Establishment for the year 19.....19...****(See Rule 15)**

(1) Name and designation	(2) Reference to page of estimate form	(3) Sanctioned Pay the Post _____-Min.____ Max Actual pay the person concerned due on 1 st April next year (a) (b) (c)	(4) Amount of provisions for the year at the rate in column 3(c)
--------------------------------	--	---	--

(5)	(6)	(7)
Increment falling due within the year	Total provision for the year, i.e., total of columns 4 & 5 (c)	Remarks
Date of increment (a) Rate of increment (b)		
Amount of increment for the year (c)		

FROM**CENTRAL POLLUTION CONTROL BOARD****ABSTRACT OF NOMINAL ROLLS (See Rule 15)**

Name and designation	Pay	Dearness allowance	City Compensatory allowance	House rent allowance
(1)	(2)	(3)	(4)	(5)
Over-time allowance	Children Educational allowance	Leave travel concession	Other Allowance	Total
(6)	(7)	(8)	(9)	(10)
TOTAL				

FROM IV**CENTRAL POLLUTION CONTROL BOARD****ABSTRACT OF NOMINAL ROLLS (See Rule 15)**

Actual sanctioned strength as Particulars of post
on 1st March, 19...

Sanctioned Budget Grant 19... -19....

No. Of posts
included

Pay and
allowances

(1)

(2)

(3)

(4)

I Officers

(a) Posts filled

(b) Posts vacant

Total I Officers

II Establishment

(a) Posts filled

(b) Posts vacant

Total II Establishment

III Class IX

(a) Posts filled

(b) Posts vacant

Total III—Class IV

GRAND TOTAL- I, II and III.

Revised Estimates

Budget Estimates 19...19...

Explanation for the difference
between sanctioned Budget Grant
Revised Estimates and Budget
Estimates.

19... 19...

No. Of posts Pay and
included allowances

No. Of posts Pay and allowance
included

(5)

(6)

(7)

(8)

(9)

SCHEDULE II

BUDGET AND ACCOUNT HEADS

[See Rule 15 (3)]

ADMINISTRATION

Heads of Accounts (Expenditure)

1. Salaries.
2. Wages.
3. Travel expenses.
4. Office expenses.

- (a) Furniture.
 - (b) Postage.
 - (c) Office machines/equipment.
 - (d) Liveries.
 - (e) Hot and cold weather charges.
 - (f) Telephones.
 - (g) Electricity and water charges.
 - (h) Stationery.
 - (i) Printing.
 - (j) Staff car and other vehicles.
 - (k) Other items.
- 5. Fee and honoraria.
 - 6. Payment for professional and special services.
 - 7. Rents, rates and taxes/royalty.
 - 8. Publications.
 - 9. Advertising sales and publicity expenses.
 - 10. Grants in aid/contributions/subsidies.
 - 11. Hospitality expenses sumptuary allowances etc.

12. Pensions/gratuities.
13. Write off /losses.
14. Suspense's.
15. Expenses in connection with the setting up and maintenance of the Board laboratory.
16. Other charges (a residuary head, this will also include rewards and prizes).

Heads of Account (Receipts)

1. Payments by Central Government
2. Fees.
3. Fines and other receipts.

¹[SCHEDULE III

(See Rule 16)

CENTRAL POLLUTION CONTROL BOARD ANNUAL REPORT FOR THE FINANCIAL YEAR

April 1, 19... To March 31, 19...

- | | |
|-----------|--|
| Chapter-1 | Introduction. |
| Chapter-2 | Constitution of the Board including changes therein. |
| Chapter-3 | Meeting of the Board with major decisions taken therein. |
| Chapter-4 | Committees constituted by the Board and their activities |
| Chapter-5 | Monitoring Network for air, water and soil quality |

- Chapter-6 Present state of environment, environmental problems and countermeasures
- Chapter-7 Environmental Research
- Chapter-8 Environmental Training
- Chapter-9 Environmental Awareness and Public Participation.
- Chapter-10 Environtal Standards including time, schedule for their enforcement.
- Chapter-11.1 Prosecutions launched and convictions secured for environmental pollution control.
- Chapter-11.2 Directions given for Closure of polluting industrial units.
- Chapter-12 Finance and accounts of the Board.
- Chapter-13 Annual Plan of the following year
- Chapter-14 Any Other important matter dealt with by the Central Board.
1. Subs. by G.S.R. 108(E), dt. 19.2-1992.

ANNEXURES

1. Members of the Board.
2. Organisation Chart.
3. Staff Strength including recruitment.
4. Publications.
5. Training Courses/Seminars/Workshops organised or attended.

6. Consents to establish industries, Operations & processes-issued/refused.

7. Consents to operate industries operations & process-issued/refused.]

FORM V
CENTRAL POLLUTION CONTROL BOARD
Receipts and Payments for the year ended
(See Rule 17)

Previous Year (1)	Receipts (2)	Previous (3)	Payment (4)
Opening Balance-----		1. Capital Expenditure_____	
1. Grants received ----		(i) Works_____	
(a) From Government--		(ii) Fixed Assets_____	
(b) From other agencies—		(iii) Other Assests_____	
II. Free-----		(a) Laboratory Equipment	
		(b) Vehicles	
		(c) Furniture's and Fixture	
		(d) Scientific Instrument and Office appliances	
		(e) Tools and plant	
III. Fines and Forfeitures.		2.Revenue Expenditure_____	
		(A) Administrative _____	
(IV) Interest of investments.		(i) Pay of Office_____	
		(ii) Pay of Establishment____	
(V) Miscellaneous Receipts.		(iii) Allowances and Honoraria	
		(iv) Leave Salary and Pension	
(VI) Miscellaneous Advances.		Contributions_____	
		(v) Contingent Expenditure____	
(VII) Deposits		Deduct Recoveries_____	
Total_____		(B) (i) board Laboratory	
		(ii) Charges to be paid to the Central Water Laboratory.	
		(C) Running and Maintenance of vehicles_____	

(D) Maintenance and Repairs

(i) Building and land Drainage including
rents, if any_____

(ii) Works_____

(iii)Furniture, and Fixtures__

(iv) Scientific Instruments and Office
Appliances

(v) Tools and Plants

(vi) Temporary works (including
maintenance and repairs)_____(E) Fees to Consultants and
Specialists_____

(F) Law charges_____

(G) Miscellaneous_____

(H) Fees for Audit_____

3. Purchases_____

4. Miscellaneous_____

5. Advances_____

6. Deposits_____

Closing Balance_____

Total_____

FORM VI**CENTRAL POLLUTION CONTROL BOARD****ANNUAL STATEMENT OF ACCOUNT****Income and Expenditure Account for the year ended 31st march, 19****(See Rule 17)**

Expenditure				Income			
Previous year Rs.	Details	Total of sub-head Rs	Total of major head Rs.	Previous year Rs.	Details	Total of sub-head	Total of major head Rs.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)

Capital and Liabilities				Property and Assets			
Previous year	Detail	Total of sub-head	Total of major head	Previous year	Details	Total of sub-head	Total of major head
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)

<p>(A) Capital Fund</p> <p>(i) Grants received from Govt. for Capital expenditure.</p> <p>(a) Amount utilised upto 31st March 19__</p> <p>(b) Unutilized balance on 31st march 19__</p> <p>(ii) Grants from other agencies for Capital expenditure</p> <p>(a) Amount utilised upto 31st March 19__</p> <p>(b) Unutilized balance on 31st March 19__</p> <p>(iii) Value of land provided by Govt. (per contra)</p>	<p>1. Works__</p> <p>(As per Form VIII)</p> <p>2. Fixed Assets</p> <p>(As per Form IX)</p> <p>(a) Value of land provided by Govt.(at cost)</p> <p>(b) Buildings_____</p> <p>Balance as per last</p> <p>Balance sheet</p> <p>Additions during the year</p> <p>Total_____</p>
<p>(B) Capital Receipts__</p>	<p>_____</p>
<p>(C) (i) Deposits received for works from outside bodies__</p> <p>(ii) Deposits__</p> <p>Less Expenditure</p> <p>(iii) Other deposits_____</p>	<p>Less:</p> <p>Depreciation during the year</p> <p>Total: _____</p> <p>_____</p> <p>3. Other Assets__</p> <p>(As per Form IX)</p> <p>(a) Laboratory Equipment as per last Balance sheet—additions during the year</p> <p>Total: _____</p> <p>_____</p> <p>Less:</p> <p>Depreciation during the year</p> <p>Total: _____</p>
<p>(D) Amounts due_____</p> <p>(i) Purchases</p> <p>(ii) Others</p>	<p>_____</p> <p>(b) Vehicles as per last balance sheet.</p> <p>Additions during the year</p> <p>Total: _____</p> <p>_____</p>
	<p>(c) Furniture and Fixtures.</p>

(E) Excess of income over expenditure____	As per last Balance Sheet.
(i) Upto 31 st March 19____	Additions during the year.
(ii) Add for the year	Total: _____
(iii) Deduct__Excess of Expenditure over income.	_____
	(d) Scientific Instruments and Office, Appliances____
	As per last Balance Sheet.
	Additions during the year
	Total: _____

	(e) Tools and Plants____
	As per last Balance Sheet
	Additions during the year
	Total: _____

	Less:
	Depreciation during the year.
	(i) Amounts due from outside bodies for expenditure incurred-
	Expenditure
	Less amount received
	(ii) Other Sundry Debtors
	5. Advance-
	(a) Miscellaneous Advances.
	(b) Cash at Bank
	(c) Cash in hand
	(d) Cash in transit _____
	Total: _____
TOTAL: _____	

Accounts Officer

Member-Secretary

Chairman

FORM VIII**CENTRAL POLLUTION CONTROL BOARD****ANNUAL STATEMENT OF ACCOUNT****Expenditure on Works as on 31st March, 19****(Item-Assets of the Balance Sheet)****(See Rule 17)**

Sl. No.	Name of work	Up to 31 st March 19			During the year 19			Up to 31 st March 19		
		Direct	Over	Total	Direct	Over	Total	Direct	Over	Total
		Expe-nditure	Head	Expe-nditure	Expe-nditure	Head	Expe-nditure	Expe-nditure	Head	Expe-nditure
		Charges			Charges			Charges		

Total

Accounts Officer

Member-Secretary

Chairman

FORM IX**CENTRAL POLLUTION CONTROL BOARD****ANNUAL STATEMENT OF ACCOUNTS**Fixed Assets as on 31st March, 19 (Item 2 Assets of the Balance Sheet)Other Assets as on 31st March, 19 (Item 3 Assets of the Balance Sheet)**(See Rule 17)**

Sl. No.	Particulars Of Assets	Balance As on 31 st March 19	Additions during the year	Total	Depreciation During the Year	Sales of write off during the year	Balance As on 31 st March 19	Cumulative depreciation as on 31 st March 19
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Accounts Officer

Member Secretary

Chairman.