

**COMMISSION FOR AIR QUALITY MANAGEMENT
IN NATIONAL CAPITAL REGION AND ADJOINING AREAS
17thFloor, Jawahar Vyapar Bhawan (STC Building)
Tolstoy Marg, New Delhi-110001**

F. No. A-110018/01/2021-CAQM |6826-6831

Dated: 22nd February, 2022

Subject: Directions under Section 12 of the Commission for Air Quality Management in National Capital Region and Adjoining Areas Act, 2021 for effective control of air pollution in Delhi-NCR - Uninterrupted power supply in NCR to minimize use of Diesel Power Generating Sets.

WHEREAS, Ministry of Environment, Forest and Climate Change, Government of India, in exercise of the powers conferred under Section 3 of the Commission for Air Quality Management in National Capital Region and Adjoining Areas Act 2021, has constituted the Commission for Air Quality Management in National Capital Region and Adjoining Areas (hereinafter referred to as the Commission);

WHEREAS, under Section 12 (1) of the Act, the Commission has powers to take all such measures, issue directions, etc., as it deems necessary or expedient for the purpose of protecting and improving the quality of the air in the National Capital Region and Adjoining Areas;

Whereas, under Section 12 (2) (v) of the Act, the Commission has powers to impose restrictions of areas carrying out any industry, operation or process that have implications on air quality in the region;

WHEREAS, Section 12 (2) (xi) of the Act, empowers the Commission to issue directions in writing to any person, officer, or any authority and such person, officer or authority shall be bound to comply with such directions;

WHEREAS, the Commission has repeatedly taken up the matter relating to air pollution in NCR with the State governments of Haryana, Rajasthan, Punjab,

22nd

Direction No. 61

Uttar Pradesh and Government of NCT of Delhi and various organizations concerned of the Central and State Governments/ GNCTD and has issued various Directions, Orders and has also taken specific decisions for effective implementation of measures for abating air pollution in NCR region from time to time;

WHEREAS, the Commission has been highlighting that amongst others, uncontrolled use of Diesel Generator (DG) sets is a major contributing factor for deterioration of air quality in the region;

WHEREAS, in wake of adverse air quality in NCR, in consonance with the GRAP notified by the Ministry of Environment, Forest and Climate Change in November, 2017, use of DG Sets is banned, except for emergency purposes, in the NCR whenever the air quality of Delhi falls in the "Very Poor" Category (AQI>300);

WHEREAS, a large number of industries, associations, federations and individual entities have represented before the Commission that only owing to interruptions in the regular power supply, such units are compelled to resort to DG sets operations;

WHEREAS, the said units have further submitted that certain continuous industrial processes and production set ups demand un-interrupted power in the interest of salvaging the in-process inventories & semi-finished products and in many cases also for operating various safety and security related systems / equipment;

WHEREAS, some entities have also represented that they are engaged in the telecommunication and data services for which un-interrupted power supply becomes extremely vital and thereby a heavy dependence on DG sets;

22/11

Direction No. 61

WHEREAS, it is very important to prevent, control and abate air pollution caused by the DG sets in the region particularly during the winter months;

WHEREAS, in wake of the above considerations, the Commission in its Directions No. 54-57 dated 09.02.2022 issued strict condition for limited use of DG Sets during the restrictions as imposed under the Graded Response Action Plan (GRAP);

WHEREAS, towards effective implementation of the Directions 54 – 57 referred to above, it is essential to ensure uninterrupted power supply in the National Capital Region;

NOW, THEREFORE, in order to prevent, control and abate air pollution from DG sets and to restrict use of Diesel Generator Sets, the Commission in exercise of the powers vested under Section 12 of the Commission for Air Quality Management in NCR and Adjoining Areas Act 2021, hereby directs the DISCOMS operating in the entire National Capital Region to :-

- (I) Comprehensively assess the power demand and initiate adequate measures and plans sufficiently in advance towards ensuring uninterrupted power supply;

and

- (II) Ensure uninterrupted power supply in the NCR, particularly for the period between October – February when the air quality index in the region generally remains in poor / very poor / severe category;

Further, it is directed that Government of NCT of Delhi and NCR State Governments shall take up the matter effectively with the respective power

and

Direction No. 61

distribution companies to ensure uninterrupted power supply specially during the month of October to February.

Non-compliance of these Directions shall be construed as contravention of the provisions of Commission for Air Quality Management in NCR and Adjoining Areas Act 2021 and may lead to penal action against the power distribution companies / officials concerned under the relevant laws as well as imposition and levying of environmental compensation charges.

Arvind
(Arvind Nautiyal)

Member-Secretary

Tel No.: 011-23701197

Email: arvind.nautiyal@gov.in

To

1. CEO, Jaipur Vidyut Vitran Nigam Limited
2. CEO, Bharatpur Electricity Supply Limited
3. Additional Chief Secretary, Energy Department, Government of Rajasthan