



F. No. 110018/01/2021-CAQM-Vol-VI/6646-99

Dated: 09.05.2024

## ORDER

**Sub: Action against grossly violating C&D sites, imposition and realisation of appropriate environment compensation charges and closures- reg.**

Various emission inventory studies and source apportionment models point to significantly high contribution / influence of dust from various construction / demolition activities in infrastructure / housing / other works, to the overall adverse air quality scenario prevailing in Delhi and other areas in NCR round the year and particularly in the summer season.

2. To this effect, besides directing for effective implementation the C&D Waste Management Rules, 2016 notified by the MoEFCC and "Guidelines on dust mitigation measures in handling construction material and C&D wastes, 2017" issued by the CPCB, the Commission issued **Statutory Directions Nos. 11-18 dated 11.06.2021** for Remote monitoring of dust control measures at construction and demolition sites in NCR through a web-portal and **Direction No. 69 dated 02.11.2022** for Deployment of adequate numbers of anti-smog guns in proportion to the area under construction for all C&D projects in NCR. **Direction No. 79 dated 13.02.2024** was further issued to all agencies issuing completion certificates / occupancy certificates for C&D projects to issue such certificates only after ensuring that no closure direction is pending against the project. An **Advisory No. 12 dated 14.02.2024** has also been issued to ULBs and project monitoring agencies to incorporate measures towards abatement of dust in the respective permissions / sanctions, including in the conditions of contracts / agreements.

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3. The Hon'ble Supreme Court, while hearing the matter under WP (C) 13029/1985 M.C. Mehta Vs UOI & Ors. vide its order dated 22.04.2024 have expressed their concern on the non-compliances of various statutes and guidelines in this regard and have inter alia directed as under:

*13 (a) Some authority must verify whether all construction sites involved in construction and demolition (C&D) activities have been registered on respective web portals*

*13 (b) There are number of non-compliant C&D activities site. However, action of closure appears to have been initiated only against selected few. Dust pollution is created by C&D activities and therefore, stricter action is required against the non-compliant C&D sites*

4. Towards compliance of the Hon'ble Supreme Court's orders and directions, it is hereby reiterated and ordered that under no circumstances any project on a plot area of  $\geq 500$  sqm be permitted to take up construction/ demolition activities until and unless it is registered on the web-portal of the concerned NCR state PCB / DPCC and also fulfils the other requisites as per the statutory directions. Any project violating the above statutory directions needs to be immediately issued a "closure" direction.

5. It further needs to be also ensured that for smaller C&D projects, which are not mandated to be registered on the web portal, all prescribed measures towards dust suppression and mitigation are scrupulously implemented and followed by all the project proponents and project implementing / monitoring agencies. Concerted inspection drives need to be therefore, carried out and deterrent punitive actions need to be taken against grossly violating C&D sites including imposition and realisation of appropriate environment compensation charges and closures, if warranted.

6. Status in the above context may be submitted to the Commission as a part of the monthly report on abatement of air pollution from the C&D sector, being submitted to the Commission hitherto.

  
(Arvind Nautiyal)

Member Secretary

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To,

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2. Additional Chief Secretary, Department of Environment, Room No' 335, 3 rd Floor, Haryana New Secretariat, Sector 17, Chandigarh'
3. Additional Chief Secretary / Principal Secretary, Department of Environment, Government of NCT of Delhi, Room No. 801, 3tt' Floor, B Wing, Delhi Secretariat, Delhi - 110002.
4. Principal Secretary Environment Department, Govt. of Rajasthan ([prsecy-forests-rj@gov.in](mailto:prsecy-forests-rj@gov.in))
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8. Member Secretary, UPPCB ([ms@uppcb.in](mailto:ms@uppcb.in))

### **ULBs / Municipal bodies in NCR**

#### **Delhi**

9. The Chairperson, New Delhi Municipal Council (NDMC), Palika Kendra, Parliament Street, New Delhi-110001.
10. The Commissioner, Municipal Corporation of Delhi, Civic Centre, 4<sup>th</sup> Floor, Minto Road, Delhi-110002
11. Vice-Chairman, Delhi Development Authority (DDA), B Block, 1<sup>st</sup> Floor, Vikas Sadan, INA, New Delhi-110023

#### **Uttar Pradesh**

12. Chief Executive Officer, NOIDA, Administrative Complex Sector 6, Noida - 201301, District. Gautam Budh Nagar, Uttar Pradesh, India.
13. Chief Executive Officer, Greater Noida, Plot No. 01, Knowledge Park-04, Greater Noida, Gautam Budh Nagar, Uttar Pradesh 201308
14. Vice Chairman, Ghaziabad Development Authority, Vikas Path, Old Bus Stand, Ghaziabad, Uttar Pradesh-201001.
15. Commissioner, Meerut Nagar Nigam, Near Ghanta Ghar, Kaiser Ganj Road, Meerut – 250002
16. Commissioner, Ghaziabad Nagar Nigam, Navyug Market, Opp. Old Bus Stand, Ghaziabad, Uttar Pradesh – 201001
17. Chief Executive Officer, Uttar Pradesh State Industrial Development Authority, UPSIDA Complex, A-1/4 Lakhanpur Kanpur-208024.
18. Commissioner, UP Awas Vikas Parishad, Ghaziabad
19. Vice Chairman, Baghpat and Khekra Development Authority, Baghpat

#### **Haryana**

20. Administrator, HSVP, Gurugram, Administrator HUDA, Sector-14, Gurugram
21. Administrator, HSVP, Faridabad, HUDA Office, Sector-12, Faridabad
22. Commissioner, Municipal Corporation Gurugram, C 1, Info City, Sector 34, Gurugram, Haryana -122001.

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23. Commissioner, Municipal Corporation Manesar
24. Commissioner, Municipal Corporation Faridabad, B.K Chowki, New Industrial Town, Faridabad, Haryana – 121001.
25. CEO, Gurugram Metropolitan Development Authority (GMDA), 3, Sector 44, Gurugram, Haryana-122003
26. CEO, Faridabad Metropolitan Development Authority (FMDA), Sector 69, Faridabad, Haryana-121004
27. Senior Town Planner, Town and Country Planning, Gurugram, HUDA Complex, Sector 14, Gurugram -122001
28. Senior Town Planner, Town and Country Planning, Faridabad, STP, Faridabad HUDA Complex, Sec-12, Faridabad
29. Managing Director, Haryana State Industrial & Infrastructure Development Corporation Ltd. (HSIIDC), Plot No: C-13-14, Sector 6, Panchkula-134109 ,Haryana
30. District Municipal Commissioner, Jhajjar
31. Executive Engineer, HSIIDC Bahadurgarh, Jhajjar
32. Executive Engineer, HSVP Bahadurgarh, Jhajjar
33. District Town Planner, Town and Country Planning, Jhajjar
34. Commissioner, Municipal Corporation Sonipat
35. District Town Planner, Town and Country Planning, Sonipat
36. Estate Officer, HSVP Sonipat
37. AGM, HSIIDC, Barhi , Sonipat
38. AGM, HSIIDC Kundli Sonipat.
39. AGM HSIIDC, Rai, Sonipat.
40. AGM, HSIIDC, Kharkhoda Sonipat.
41. Sr. Manager HSIIDC, Rohtak
42. Senior Town Planner, Town and Country Planning, Rohtak
43. Commissioner, Municipal Corporation Rohtak
44. Administrator, HSVP, Rohtak

### **Rajasthan**

45. CEO, BIDA, H-5, Bhagat Singh Colony, U.I.T., Bhiwadi, Rajasthan 301019
46. Commissioner, Municipal Council Bhiwadi 1/548, Sector 1 Rd, Sector 1, U.I.T., Bhiwadi, Rajasthan 301019
47. Resident Engineer, Housing Board, Bhiwadi
48. Secretary, Urban Improvement Trust (UIT), Alwar
49. The Commissioner, Nagar Parishad, Alwar, Church Road, Alwar, Rajasthan.
50. Resident Engineer, Housing Board, Alwar

### **Copy for information also to:**

51. Chief Secretary, Govt. of Haryana
52. Chief Secretary, Govt. of Uttar Pradesh
53. Chief Secretary, Govt. of Rajasthan
54. Chief Secretary, Govt. of NCT of Delhi

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