

**ENVIRONMENT POLLUTION (PREVENTION AND CONTROL)
AUTHORITY FOR NATIONAL CAPITAL REGION**

MINISTRY OF ENVIRONMENT AND FORESTS

ORDER

New Delhi, the 29th January 1998

S.O. 583 (E) – In exercise of powers conferred by sub- section (1) and (3) section 3 of the Environment (Protection) Act, 1986, (29 of 1986) (hereinafter referred to as the said Act), the Central Government hereby constitutes as authority to be known as the Environment Pollution (Prevention and Control) Authority for the National Capital Region (hereinafter referred to as the Authority) consisting of the following persons [for a period of eight years] with effect from the date of publication of this Order in the Official Gazette, namely:-

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| (1) | [Shri Bhure Lal
Secretary, Coordination and Public Grievances
Sardar Patel Bhawan
New Delhi- 110001 | Chairman |
| (2) | [Commissioner-cum-Secretary
Transport Department,
Government of the National
Capital Territory of Delhi,
Delhi.] | Member |
| 3. | Shri Anil Agarwal.
Director,
Centre for Science and Environment,
41, Tughlakabad Industrial Area,
(Near Batra Hospital),
New Delhi- 110062 | Member |
| 4. | Shri Jagdish Khattar,
Representative of the Automobile
Manufactures Association of India,
Executive Director (Marketing & Sales),
Maruti Udyog Limited,
11 th Floor, Jeevan Prakash | Member |

25, Kasturba Gandhi Marg,
New Delhi

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| 5. | Shri N.R. Raje
Executive Director, R & D Sector
Indian Oil Corporation, Sector -13
Faridabad - 121007, Haryana | Member |
| 6. | Dr. P.C. Chaubey
Additional Professor
Hospital Administration
All India Institute of Medical Science
Ansari Nagar, New Delhi- 110029 | Member |
| 6-A | Smt. Kiran Dhingra
Joint Secretary
Ministry of Textiles, Government of India
Udyog Bhawan
New Delhi- 110011 | Member |
| 7. | Shri D.K. Biswas,
Chairman,
Central Pollution Control Board
Parivesh Bhawan,
East Arjun Nagar,
Delhi- 110054 | Convener |

[The terms and conditions of the Chairman, after his superannuation, shall be determined by the Central Government]

The Authority shall exercise the following powers and perform the following functions for protecting and improving the quality of the environment and preventing, controlling and abating environmental pollution, namely:-

1. exercise the powers under section -5 of the said Act for issuing directions in respect of complaints relating to the violation of an order by any authority or measure specified pertaining to -
 - (i) standards for the quality of the environment in its various aspects.

- (ii) standards for omission or discharge or environmental pollutants from various sources,
 - (iii) restriction of areas in which any industry, operations or processes or class of industries or processes shall not be carried out or shall be carried out subject to certain safeguards,
 - (iv) procedures and safeguard for the prevention of accidents which may cause environmental pollution and remedial measures for such accidents,
 - (v) procedures and safeguards for the handling of hazardous substances.
2. The Authority shall have the power to take up matters as mentioned above, suo- moto, or on the basis of complaints made by any individual, representative body or organization functioning in the field of environment. Such complaints may be against any individual, association, company, public undertaking or local body carrying on any industry, operation or process.
 3. The Authority shall, for controlling vehicular pollution, take all necessary steps to ensure compliance or specified emission standards by vehicles including proper calibration of the equipment for testing vehicular pollution , ensuring compliance of fuel quality standards, monitoring and coordinating action for traffic planning and management.
 4. The Authority shall, for ensuring maintenance of the specified ambient noise standards, have the power to issue directions under section 5 of the said Act, including banning or restricting any industry, process or operation emitting noise.
 5. The Authority shall deal with environmental issues pertaining to the National Capital Region which may be referred to it by the Central Government.
 6. The Authority shall monitor the progress of the action plan drawn up by the Ministry of Environment and Forests on

pollution in Delhi as contained in the 'White Paper on Pollution on Delhi with an Action Plan', issued by the Central Government on 3rd December, 1997.

7. The Authority shall exercise the powers of entry, inspection, search and seizure under section 10 of the said Act, in respect of any action to be taken under sub- paragraph 9) of the paragraph 2 of this Order.
8. The Authority shall exercise the power to take samples under section 11 of the said Act, in respect of any action to be taken under sub- paragraph (1) of paragraph 2 of this Order.
9. The Authority shall exercise the powers under section 19 of the said Act, for making complaints against offences under the said Act and for non -compliance of directions issued by it under sub- paragraph (1) of paragraph 2 of this Order.
10. The Authority shall have jurisdiction over the National Capital Region as defined in clause (1) of section 2 of the National Capital Region Planning Board Act, 1985 (2 of 1985).
11. The foregoing powers and functions of the Authority shall be subject to the supervision and control of the Central Government.
12. The Authority shall furnish a progress report about its activities at least once in two months to the Central Government.
13. The Authority shall have its headquarters in National Capital Region.
- 14(1) Notification of the Government of India in Ministry of Environment and Forests number S.O. 704 (E), dated the 9th October, 1996 consisting the Environmental impact Assessment Authority for the National Capital Region shall stand superseded (except in respect of things done or omitted to be done before such supersession) from the date of publication of this Order.

- 14(2) Any matter which relates to the powers and functions enumerated in this Order, and pending with the Environmental Impact Assessment Authority shall stand transferred to the Environment Pollution (Prevention and Control) Authority for the National Capital Region constituted under this Order.
- 14(3) Any matter specifically not falling within the scope and jurisdiction of the Authority so constituted shall be dealt with by the statutory authorities concerned.

File No. Q-18011/14/90-CPA
VIJAY SHARMA, Jt. Secy.

Note.

The Principal order was published in the Gazette of the India vide number S.O. 93 (E) , dated the 29th January, 1998, amended vide S.O. 68 (E) dated the 25th January, 2000, S.O. 108 (E) dated the 25th January, 2002, S.O. 99 (E) , dated 28th January, 2003 and S.O. 396 (E), dated 3rd April, 2003.