

NOTIFICATION

The 17th March, 1998

No.3/7/96-STE(5)/ 562 Whereas, it is necessary and expedient to take immediate steps under section 5 & 7 of the Environment (Protection) Act, 1986 and rules framed thereunder to maintain ecological balance in the State, to prevent environmental degradation and avoid traffic and human health hazards;

And whereas stone crusher units in the State of Punjab have been causing grave air pollution and causing hazards to traffic and human health;

And whereas to abate air pollution created by the stone crusher units, the Punjab Government notified a policy on the siting of stone crushers vide Notification dated 3/7/96-STE(4)/1120 dated 15th May, 1996;

And whereas various stone crusher owners have filed civil writ petitions bearing Nos. 16520 of 1996, 16832 of 1996, 16853 of 1996, 17101 of 1996, 17647 of 1996, 17654 of 1996, 18106 of 1996 challenging the said notification dated 15th May, 1996 in the Hon'ble High Court of Punjab & Haryana;

Now, therefore, in supersession of the said notification No. 3-7-96-STE(4)/1120 dated 15th May, 1996 and in exercise of powers conferred by Section 5 of the Environment(Protection) Act, 1986, read with Government of India, Ministry of Environment and Forests, Department of Environment, Forests and Wild Life Notification No.S.O.389(E), dated the 14th April, 1988 and in pursuance of the provisions of Section 7 of the said Act and Rule 4 of the Environment(Protection) Rules, 1986, the Governor of Punjab, hereby directs as under:-

1. FOR NEW STONE CRUSHERS:-

No new stone crushing unit shall be allowed to be installed

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and operated within the limits of:-

- A. (i) 500 metres on National Highway/State Highway/Scheduled Roads in plain areas and 250 metres in sub-mountainous areas.
- (ii) 5 Km. of the city limit of metropolitan cities/Municipal Corporations.
- (iii) 2 Km. of the city limits of A-Class Towns.
- (iv) 1.5 Km. of the city limits of B-Class Towns.
- (v) 1.0 Km. of other Cities/Towns.
- (vi) 500 metres of Village Phirni/Lal Lakir/Approved Residential Colony.
- (vii) 300 metres of Historical Places/Educational Institutions/Zoological Parks/Wild Life Sanctuaries/Protected Monuments.
- (viii) 100 metres of link roads and other district roads.
- (ix) 300 metres of all major districts roads in plain areas and 150 metres in sub-mountainous area.

B. Stone crushers shall be located in a minimum area of 0.4 hectare which should be owned by the stone crusher unit or by taking land on lease either owned by the panchayats or in the private sector.

FOR EXISTING STONE CRUSHERS:-

The existing stone crushers meeting the guidelines given below alongwith standards notified under Environment (Protection) Act, 1986 and the code of practice for pollution prevention as specified hereinafter should be allowed to operate:-

- (i) No dust emitting point within 100 metres from right of way of scheduled roads within the Chandigarh Capital Periphery Control Area/Communication Zone.
- (ii) No dust emitting point within 30 metres from the right of way of Highways/Scheduled Roads in other parts of the State.
- (iii) 250 metres from Municipal/Notified Area Committee Limit/Village Lal Lakir/Approved Residential Colonies/Historical Places/Zoological Parks/Wild Life Sanctuaries/Protected Monuments.

NOTE:-

- (1) Those units which are not conforming to the

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above guidelines should be shifted from the present sites.

- (ii) The Environment Impact of existing stone crushers may be studied and their further continuation reviewed after a period of five years.

3. FOR NEW CLUSTERS OF STONE CRUSHERS:-

In addition to the guidelines for new stone crushers recommended above, the following criteria will be adopted where stone crushers are set up in clusters:-

- (i) A green belt of width as specified by the Punjab Pollution Control Board will be provided all around the clusters.
- (ii) Only one approach from National Highway/Scheduled Road will be provided to the cluster.
- (iii) The approach road leading to a cluster of five or more stone crushers shall not pass through any village.
- (iv) All new clusters of stone crushers shall get the layout plan approved from Town and Country Planning Department, Punjab.

4. FOR EXISTING CLUSTERS OF STONE CRUSHERS:-

The approach road leading to a cluster of five or more stone crushers shall not pass through any village.

5. CODE OF PRACTICE FOR POLLUTION PREVENTION:-

All the stone crushers shall take the following pollution control measures:-

- (i) All the dust emitting points like Jaw/roller crushers, screens/classifiers should be properly enclosed/covered.
- (ii) Conveyor belts should be of proper quality material instead of used tyres.
- (iii) The ends of conveyor belts should be covered with telescopic chute.
- (iv) Regular water spray should be carried out at all dust emitting points and transfer points.
- (v) Water spray should be done on the boundary as per requirement.

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- (vi) Regular cleaning of approach roads should be carried out.
- (vii) All the approach roads and ramps should be metalled.
- (viii) A green belt consisting of three rows of trees (out of which one row of tall leaved trees and two rows of medium leaved dense trees) should be provided along the periphery.
- (ix) Annual health survey of the workers should be conducted.
- (x) The openings of the housing for the movement of mechanical drives, conveyor belts etc. should be properly sealed with flexible rubber flaps.
- (xi) The process waste i.e. fine material should be dumped along the road side and should be used for filling up of low lying areas.
- (xii) The water spray system should be interlocked with the main crushing operation.
- (xiii) The stone crushers should conform to the emission standards laid down by the Punjab Pollution Control Board.

6. The existing stone crushers meeting the guidelines for existing stone crushers, but not conforming to the guidelines for new stone crushers shall, in addition to the above pollution control measures, provide a 10ft. brick wall as boundary/wind breaking wall facing the road as well as towards residential area with a well defined single entry point from the road.

7. Each stone crusher shall install suitable pollution control measures to the satisfaction of the Punjab Pollution Control Board and shall obtain 'No Objection Certificate' from the Punjab Pollution Control Board and shall obtain 'No Objection Certification' from the Town and Country Planning Department, Punjab and also conform to the other statutory regulations, if any.

8. The stone crusher unit henceforth would be permitted anywhere subject to the restrictions of the Department

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of Town and Country Planning Punjab and the Punjab Pollution Control Board.

9. Existing stone crusher units which are not conforming to the parameters, as detailed above, shall shift to sites conforming to the above parameters within the time frame given by the Punjab Pollution Control Board to them but not later than three months from the date of issue of this notification.

Dated Chandigarh, the
12th March, 1998

Y.S.RATRA
Principal Secretary to Govt. Punjab,
Department of Science, Technology,
Environment & Non-Conventional Energy

No.3/7/96-STE(5)/ 571

Dated, Chandigarh the 17-3-98

A copy is forwarded to the following for information and necessary action:-

1. Principal Secretary to Government Punjab, Department of Local Government, Punjab, Chandigarh.
2. Principal Secretary to Government Punjab, Deptt. of Housing & Urban Development, Chandigarh.
3. Secretary to Government Punjab, Department of Industries & Commerce, Chandigarh.
4. Secretary to Government Punjab, Department of P.W.D. (B&R), Chandigarh.
5. Advocate General Punjab, Chandigarh.
6. Director General of Police, Punjab, Chandigarh.
7. Director of Industries, Punjab, Chandigarh.
8. Chief Administrator, Punjab Urban Planning and Development Authority, Chandigarh.
9. Chairman, Punjab Pollution Control Board, Patiala with the request that copy of the Notification may please be supplied to each existing stone crusher in the State of Punjab.
10. Managing Director, Punjab State Small Industries & Export Corporation, Punjab, Chandigarh.
11. Chief Town Planner, Town & Country Planning Department Punjab, Chandigarh.
12. Secretary to Chief Secretary to Government Punjab for the kind information of Chief Secretary.
13. Private Secretary to Principal Secretary, Science, Technology, Environment & Non-Conventional Energy for the kind information of PSSTE.


Additional Secretary

No.3/7/96-STE(5)/

Dated Chandigarh, the

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