

APPENDIX X-B

ORISSA AIR (PREVENTION AND CONTROL OF POLLUTION) RULES, 1983

S.R.O. No. 849/83, dated 30th November 1983.¹—In exercise of the powers conferred by Sec. 54 of Air (Prevention and Control of Pollution) Act, 1981 (Act 14 of 1981), the State Government hereby makes the following rules namely :—

CHAPTER I

PRELIMINARY

1. *Short title and commencement.*— (1) These rules may be called the Orissa Air (Prevention and Control of Pollution) Rules, 1983.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. *Definitions.*— (1) In these rules unless the context otherwise requires :

- (a) "Act" means the Air (Prevention and Control of Pollution) Act, 1981 (Act 14 of 1981);
- (b) "Appellate Authority" means the Appellate Authority constituted by the State Government under sub-section (1) of Sec. 31;
- (c) "Board" means the State Board referred to in Sec. 4 of Act;
- (d) "Chairman" means the Chairman of the Board;
- (e) "Form" means a form set up in schedule;
- (f) "Furnace" means any structure or installation where any form or type of fuel is burnt or otherwise a high temperature higher than ambient is maintained;
- (g) "Government" means the Government of Orissa;
- (h) "Premises" means any building structure or property used for industrial or grade purposes where pollution occurs;
- (i) "State Air Laboratory" means a laboratory established or specified as such under sub-section 1 of Sec. 28;
- (j) "Schedule" means schedule appended to these rules;
- (k) "State Board Laboratory" means a laboratory established or recognised as such under sub-section (2) of Sec. 17;
- (l) "Water Rules" means the Orissa Water (Prevention and Control of Pollution) Rules, 1983; and
- (m) words and expressions used but not defined in these Rules and defined in the Air (Prevention and Control of Pollution) Act, 1981 shall have the meanings respectively assigned there to in that Act.

CHAPTER II

The provision of rules 4 to 11 rule 13 and rule 17 of the water Rule, shall *mutatis mutandis* apply to these rules.

1. Published in the Orissa Gazette , Extraordinary, No. 1626, dated 12th December, 1983.

CHAPTER III

4. The form of application and fees etc.— (1) An application received under Sub-section (2) of Sec. 21 of the Act for obtaining consent of the State Board for operating any industry shall be made to the Board in Form I.

(2) Such applications shall be accompanied by fee as fixed by Government from time to time.

(3) Any application not accompanied by the prescribed fee shall not be entertained by the Board.

(4) The prescribed fees shall be paid by Bank draft in the favour of the Board as may specified by the Board.

(5) In case of any areas newly declared as Air Pollution Control areas the application in Form I for this purpose shall be made within one hundred day from the date of such declaration.

CHAPTER IV

5. (1) On receipt of an application for consent under Sec. 21 the Board may depute of any of its Officers accompanied by as many Assistants as may be necessary to visit and inspect any place or premises under the control of the applicant or the occupier, to which such application relates for the purpose of verifying the correctness or otherwise of the particulars furnished in the application or for obtaining such further particulars or information as such Officer may consider necessary. Such Officer for that purpose, inspect any place or premises, where emission from the chimney or fugitive emissions from any location within the premises of the industry as also any control devices installed in the said premises. Such Officer, may for that purpose, inspect any place or premises under the control of the applicant or occupier, and may require the applicant to furnish to him any plans, specifications or other data relating to control equipment or systems or any part thereof that he considers necessary.

(2) Such Officer shall before visiting any premises of the applicant for the purpose of inspection under Sub-rule (1) above, give notice to the applicant of his intention to do so in Form II. The applicant shall furnish to such Officer all information and provide all facilities to conduct the inspection.

(3) An Officer of the Board may, before or after carrying out an inspection under Sub-rule (1) above, require the applicant to furnish to him orally or writing such additional information or clarification, or to produce before him such documents, as he may consider necessary for the purpose of investigation of the application and may for that purpose summon the applicant or his authorised agent to the office of the Board.

CHAPTER V

6. Submission of Information by the occupier.—An Officer-in-charge of Industrial Plant or occupier of the premises from where due to an accidental break down of some processes or installations or otherwise, an emission occurs or is apprehended to occur in excess of the standards laid down by the Board shall forthwith intimate the fact of such occurrence or of the apprehension of such

occurrence to the Board, District Collector, Sub-Divisional Magistrate, nearest Police Authority and the nearest Officer of the Local Authority including Panchayat, Public Health Department and Department of Industry.

CHAPTER VI

7. The manner of taking samples of air or emission.— (1) The Board or any Officer empowered by it in this behalf shall have the power to take, for the purpose of analysis, samples of air or emission from any chimney flue or duct, plant or vessel or any other sources and outlets, stationery or mobile. The occupier of the premises shall provide all necessary facilities for sampling of air or emission from any chimney, flue or duct, plant or vessel or any other sources and outlets, stationery or mobile, as may be specified by the Board or any Officer empowered by it in his behalf. The occupier of the premises shall provide all necessary facilities for access to the sampling places as may be specified by the Board or any Officer empowered by it in this behalf.

(2) The procedures used for sampling air or emission from any chimney, flue or duct, plant or vessel or any other source and outlet, stationery or mobile, the instruments used for sampling and the methods of measuring air pollutants shall be such as may be approved by the Board to suit the situation.

CHAPTER VII

8. Form of notice under sub-section (3) of Sec. 26.—A notice under sub-section (3) of Sec. 26 shall be given in Form III

CHAPTER VIII

9. Report of the Board Analyst.—When a sample of any air or emission has been sent for analysis to a laboratory established or recognised by the Board, the Board Analyst shall analyse the sample and submit to the Board a report of the result of such analysis in triplicate in Form V.

CHAPTER IX

10. Report of the Government Analyst.—When a sample of any air or emission has been sent for analysis to laboratory established by the State Government, the Government Analyst shall analyse the samples and submit to the Board a report of the result of such analysis in triplicate in Form V.

CHAPTER X

State Air Laboratory—

11. Function of the State Board Laboratory and fees prescribed.—(1) The State Air Laboratory shall cause to be analysed any samples of air or emission received by it from any Officer authorised by the Board for the purpose, and the findings shall be recorded in triplicate in Form V.

(2) The fees for giving each such report shall be such as may be specified by the Board from time to time.

CHAPTER XI

12. The qualification required for Government or State Board Analyst.—The qualification for the Government or State Board Analyst under sub-section (1) and (2) of Sec. 29 shall be as follows :—

At least 2nd class Bachelors degree with any of the following subjects.

Physics, Chemistry, Botany, Environmental Engineering, Geology, Public Health Engineering, Geology.

CHAPTER XII

13. Memorandum of Appeal.—(1) Every appeal preferred under sub-section (1) of Sec. 21 shall be filed by the aggrieved party in Form VI.

(2) Every Aggrieved person preferring an appeal shall do so separately in his own name and no joint appeal shall be entertained by the Appellate Authority.

(3) (a) Every appeal shall—

- (i) be in writing;
- (ii) specify the name and address of the appellant and the date of the order appealed against;
- (iii) specify the date on which the order appealed against was communicated to the appellant;
- (iv) contain a clear statement of facts of the case and grounds relied upon by the aggrieved person in support of the appeal;
- (v) state precisely the relief prayed for; and
- (vi) be signed verified by the appellant or an agent duly authorised by the appellant in writing in this behalf.

(b) Every appeal shall be accompanied by—

- (i) an authenticated copy of the order against which appeal is made;
- (ii) any document relating to the appeal; and
- (iii) a satisfactory proof of the payment of the prescribed fee.

(c) The fee fixed by Government from time to time shall be deposited by every appellant in the Office of the Appellate Authority and an authenticated copy of the receipt obtained shall be annexed to every appeal. No appeal which is not accompanied by the aforesaid copy of the receipt shall be entertained by the Appellate Authority.

(d) Every memorandum of Appeal shall be submitted in quadruplicate to the Appellate Authority by the appellant or his authorised agent in person or sent to such Authority by registered post. When the Memorandum of Appeal is presented by an agent duly authorised by the appellant, it shall be accompanied by a letter of authority written on a stamped paper of the value as required by law, appointing him as his agent.

(e) On receipt of the Memorandum of Appeal, the Appellate Authority shall endorse thereon the date of its presentation or receipt by post and the name of the appellant or his duly authorised agent presenting it as the case may be.

14. Procedure to be followed by the Appellate Authority in dealing with and disposal of the Appeal etc.—(1) The Appellate Authority shall, as soon as may be, after the Memorandum of Appeal is filed before it, fix a date for hearing of the appeal and give intimation of the same to the appellant and the Member-Secretary in Form VIII. While giving such intimation to the Member-Secretary, a copy of the Memorandum of Appeal together with its enclosures shall also be sent to the Member-Secretary and he shall be called upon to send to the Appellate Authority, all the relevant records connected with the matter relating to the appeal.

(2) Where the material on record is insufficient to enable the Appellate Authority to come to a definite decision, it may take additional evidence and call for such further material from the appellant or the Member-Secretary, as he deems fit. Such material shall from part of the record, but not before the party other than that from whom such record has been received, has been given an opportunity to pursue such record, itself against anything contained therein which is detrimental to the interest of that party.

(3) Where on the date fixed for hearing or on the date to which the hearing of the appeal is adjourned the appellant or his duly authorised agent does not appear when the appeal is called for hearing, the appeal shall be liable to be dismissed.

(4) Where an appeal is dismissed under sub-rule (3) the appellant may within 15 days from the dismissal of the appeal, apply to the appellate Authority for the restoration of the appeal and if it is shown to the satisfaction of the Appellate Authority that the appellant had not received intimation of the date of hearing of the appeal or was prevented by any cause, sufficient in the opinion of the appellate Authority from appearing when the appeal was called for hearing, the appellate Authority may restore the appeal on such terms as it thinks fit.

(5) The order passed by the appellate Authority on the appeal shall be in writing and shall state clearly the points before it for determination, the decision thereon and the reasons for the decision.

(6) A copy of the order passed in appeal shall be supplied by the Appellate Authority free of cost to the appellant and copy thereof shall also be sent to the Member-Secretary.

CHAPTER XIII

15. The Provisions in rule 24 to 32 of the water rules relating to mode of preparation of budget estimates, accounts and annual reports shall mutatis mutandis apply to similar matters under these rules.

CHAPTER XIV

16. Consent Register.—The Board will maintain a register containing particulars of industrial plants to which consent has been granted under Sec. 21 in Form VI.

Form I

(See rule 4)

To be submitted in triplicate

Application for Consent for Emission/Continuations of Emission Under Sec. 21 of the Air (Prevention and Control of Pollution) Act, 1981

From :

Date :

To

The Member-Secretary, State Prevention and Control of Water Pollution Board, Bhubaneswar.

Sir,

I/We hereby apply for CONSENT under Sec. 21 of the Air (Prevention and Control of Pollution) Act, 1981 (Act 14 of 1981), to make emission from industrial plant owned by (1) for a period up to (2)

2. The Annexure, appendices, other particulars and plans are attached herewith in triplicate.

3. I/We further declared that the information furnished in the Annexure/Appendices and plans is correct to the best of my/our knowledge.

4. I/We hereby submit that in case of a change either of the point of the quantity of emission or of its quality a fresh application for CONSENT shall be made and until such consent is granted, no charge shall be made.

5. I/We here agree to submit to the Board, application for renewal of CONSENT one month in advance of the date of expiry of the consented period for emission, of to be continued thereafter.

6. I/We undertake to furnish any other information within one month of its being called for by the Board.

Yours faithfully,

Signature.....

Name of the Applicant.....

Address of the Appellant.....

Accompaniments :

- (i) Index/site plan.
- (ii) Topographical map.
- (iii) Detailed layout plan of different processes and point sources of emissions and position of stacks and chimneys.
- (iv) Process flow sheet.
- (v) Latest Analysis report.
- (vi) Details of Air Pollution Control devices provided or proposed to be provided.
- (vii) Ambient air quality report, if available.
- (viii) Draft No..... Dated..... For Rs. drawn on as consent.

was actually put into Commission or is proposed to be put into Commission

5. State the Civil/Military/Defence/Industrial Estate etc., under whose Administrative jurisdiction the occupiers' industrial plant is situated.

- District _____
- Corporation _____
- Municipality _____
- Village Panchayat/Cantonment/Defence Department _____
- Port Trust _____
- State Government _____
- Prohibited Area _____
- Central Government _____
- Air Port Authority _____

6. (a) State whether plant site has been declared as prohibited area

Yes/No

(b) If yes, state the name of the authority and furnish a certified copy of the order under which the area has been declared as prohibited area

7. State working season pr year of the plant

Full year

From _____ to _____
From _____ to _____
From _____ to _____

Continuous/batchwise

Every year

8. (a) No. of persons attending the factory per day.

(b) No. of persons residing in the premises

9. Indicate the present use of the land in the vicinity (5 km. radius) of the

- (i) Human settlement of more than 1,000 population, specify population and distance from the plant. _____
- (ii) Commercial _____
- (iii) Industrial _____
- (iv) Fisheries _____
- (v) Sanctuary/National Parks/Hills/Mountains— _____
- (vi) Ancient monuments _____

10. Climatological and Matereological Details, (if available)—

(a) Fuel gas emissions

Analysis of flue gas in mg/m³

Stack No.	Type of fuel	Qty. of fuel/hr.	Type of firing	SO ₂	HC	CO	Particulate	Other specify

(b) Process Emissions

Quality of gas m ³ /hr.	SO	CO	CO	NO	Analysis of vent Hydrocarbons	Gas in mg/m ³ Particulates	Other specify.

(c) Particulates Analysis (if available) size distribution.

- SO %
- 10 %
- 5 %
- 3 %
- 1 %

Stack No.

(ii) Chemical composition (If available)

14. Give details of flue gas sampling arrangements
15. Give details of laboratory facilities available for analysis of emission.
16. Is there sufficient space available for installing air pollution control equipment.
17. Details of Air Pollution Control
Give detailed specifications (Collectors, precipitators, scrubbers etc.)
18. State the total quantity of Air handled by ventilation equipment. Specify size and No.

- (a) Existing _____
- (b) Proposed _____

of equipments installed or to be installed.

19. Give the following details :-

(a) Total investment in the factory and the year of investment.

(b) The estimated expenditure for implementing the scheme to control air pollution.

(c) Expenditure incurred to date and progress achieved (physical) for air pollution control, if any and the year/years of investments along with physical progress achieved, the firm should give details of action taken to date and the expenditure incurred and the time required for the completion of the scheme.

(d) Annual operation and maintenance cost of Air Pollution Control Plant, if any.

(e) Further action that is being taken by the firm to control air pollution.

20. Other relevant information, if any.

Signature _____
 Name and address _____
 of the applicant _____
 on behalf of name _____
 and address of _____
 the firm. _____

Explanatory Note for filling in the Form and the Annexures

The notes are given only for those items for which explanation is considered desirable.

Form—

(1) Here mention the name of the owner of the land/premises, if other than the applicant industry or factory in continuation of legal business as per Air (Prevention and Control of Pollution) Act, 1981. If land/premises belong to the factory/industry say self.

The industries are categorised based on the capital investment, as follows :-

Major industry—more than 2 crores rupees capital

Medium industry—10 lakhs to 2 crores

Small-scale industry—less than 10 lakhs rupees

(2) Here mention the date up to which the consent is sought for.

Annexure to Form—

Existing. Means that which is in operation at the time of applying for the consent.

- New. Means that which will be brought into operation in future.
- Altered. Means that which has been modified due to change in quantity and/or quality of emission, arrangement and/or point of emission etc.
- Item No. 1. Here mention name of the owner of the land/premises if other than the applicant industry or factory in continuation of legal business as per Air (Prevention and Control of Pollution) Act, 1981. If land/premises belong to the factory/industry say self.
- Item No. 2. Here give the registered name of the industry/institution/factory/local bodies etc., under which the business is carried out.
- Item No. 6. Applicable to only those areas which are prohibited areas such as the ordnance factories, Mint. etc.
- Item No. 10 (c) Here state the temperature in °C in summer, winter, monsoon and post Monsoon seasons.
- (d) Here state the seasonal average wind direction and speed in and around the site of the plant. The above information can be had from representative Meteorological Centre.
- Item No. 13. Analysis of the flue gas emissions, process emissions and particulars analysis should be done for each stack emissions. Wherever stack are not provided the shop floor specific pollutants conc. should be reported.

Chemical analysis of the particular matter in the emission should be furnished giving details such as organic matter, metals, non-metals, radioactive substances, asbestos, silicates, etc.
- Item No. 17. Here state the detailed specification of control system used or proposed to be used with efficiency. Also furnish the layout of the control system with dimensions.
- Item No. 19. Here state the total quantity of ventilation air handled by equipments such roof extractors, evaporative coolers etc.

Form II

Notice of Inspection

[See rule 5 (2)]

Member Secretary _____
 Shri. _____
 No. _____
 Dated _____

To

TAKE NOTICE that for the purpose of enquiry under Sec. 21 the following officers of the Board, namely—

- (i) Shri. _____
- (ii) Shri. _____
- (iii) Shri. _____

and the persons authorised by the Board to assist them shall inspect.

Any systems of year Industrial Plant.

Any other parts thereof or pertaining thereto under your management/control on date (a) _____ between _____ Hours when all facilities requested by them for such inspection should be made available to them on the site. Take Notice

that refusal or denial to above stated demand made under the functions of the Board shall amount to obstruction punishable under Sec. 37 (1) of the Act.

By Order of the Board,
Member-Secretary.

Copy to :

1. _____
2. _____
3. _____

Form III

Notice of Inspection to have Sample Analysed

(See rule 8)

To

TAKE NOTICE that it is intended to have analysed the sample of Air emission from your premises which is being taken today the _____ day of _____ 19____ from (I)/

Name and designation of the person who takes the sample.

(1) Here specify the stack, Chimney or any other emission outlets.

To

Form IV

Report by the State Board Analyst

(See rule 9)

Report No.
Dated the

I, hereby certify that I, (1) Board Analyst duly appointed under sub-section 2 of Sec. 29 of the Air (Prevention and Control of Pollution) Act, 1981 received on the (II) day of 19 from (III) a sample of for analysis. The sample was in a condition fit for analysis reported below.

I further certify that I have analysed the aforementioned sample on (IV) and declare the result of the analysis to be as follows :

(V) _____

The condition of the seals, fastening and container on receipt was as follows :—

Signed this day of 19

Address Signature
(Board Analyst)

To _____

- (I) Here write the full name of the Board Analyst.
- (II) Here write the date of receipt of the sample.
- (III) Here write the name of the Board or person or body of persons or officer from whom the sample was received.
- (IV) Here write the date of analysis.
- (V) Here write the details of the analysis and refer to the method of analysis. If the space is not adequate the details may be given on a separate sheet of paper.

Form V

Report by the State Government Analyst

(See rule 10)

Report No. _____
Dated the _____

I, hereby certify that I, (i) _____ Government Analyst duly appointed under sub-section (1) of Sec. 29 of the Air (Prevention and Control of Pollution) Act, 1981 received on the (II) _____ day of _____ 19____ from (III) _____ a sample of _____ for analysis. The sample was in a condition fit for analysis reported below :-

I further certify that I have analysed the aforementioned sample on (IV) _____ and declare the result of the analysis to be as follows :-
(V) _____

Signed this _____ day of _____ 19 _____

Signature
(Government Analyst)

Address _____

To _____

- (I) Here write the full name of the Government Analyst.
- (II) Here write the date of receipt of the sample.
- (III) Here write the name of the Board or person or body of persons or officer from whom the sample was received.
- (IV) Here write the date of analysis.
- (V) Here write the details of the analysis and refer to the method of analysis. If the space is not adequate the details may be given on a separate sheet of paper.

Form VI

(See rule 16)

Under Rule 42, the following shall be the form of the register to be maintained in respect of consents to be issued under Sec. 21 of the Act :

I. General :

(a) Consent is issued to : _____
(Corporation, Company, Government Agency, Firm, etc.)

(b) Postal Address. _____

II. Location of Plant or facilities : (Latitude and longitude must be to the nearest of 15 seconds)

(a) Nearest City _____ District _____

(b) Latitude _____ Longitude _____

(c) Is it located in air pollution control area..... Yes/No.

If yes, identification of air pollution control area _____

III. Type of operation of process :

(a) Name of operation or process _____

(b) Schedule identification number _____

IV. Consents Classification :

Yes No

(a) Proposed

(b) Now operating

(c) Modification of existing emission source

(d) Location change

(e) Ownership change

(f) Present consent order number, if any _____

V. Implementation Dates :

(a) In the case of proposed industries
Operation expected to begin _____
(day) (month) (year)

(b) Air pollution control equipment and emission to be installed standards achieved by _____
(day) (month) (year)

VI. Emission Standards.

Emission Source Number (from plot plant)	Air Pollutant emitted	Emission rate kg/hour or standard/see
(1)	(2)	(3)

VII. Consent conditions, if any

Form VII

ANNEXURE II

(Page 29 of 33)

Form of appeal under Sec. 31 of the Air (Prevention and Control of Pollution) Act, 1981 (Act 14 of 1981)

[See sub-rule 1 of rule 13]

Here mention the name and designation of the authority Before Appellate Authority constituted under Sec. 31 of the Air (Prevention and Control of Pollution) Act, 1981 (Act 14 of 1981). Memorandum of appeal of Shri

(Appellant)

Vs.

The State Prevention and Control of Pollution Board (Respondent)

The appeal of Shri

Resident of District against the order dated passed by the State Prevention and Control of Pollution Board under Sec. 2, of the Air (Prevention and Control of Pollution) Act, 1981, showeth as follows :

1. Under Sec. 21 of the Air (Prevention and Control of Pollution) Act, 1981 (Act. 14 of 1981), the appellant has been granted consent subject to the condition mentioned in the consent order in respect of the Company/Corporation/Municipality/Notified Area Committee, etc., noted below. on that date in the office of the Board at Bhubaneswer. You are hereby called upon to appear before this Authority at the appointed time, date and place either in person or through a duly authorised agent. without showing sufficient cause to the satisfaction of this Authority will make your appeal liable to be dismissed or decided ex-parte.

Given under the hand and seal of the Appellate Authority at This day

- (a) Name of plant/company/corporation/municipality/notified area committee ;
- (b) Place;
- (c) Card No.
- (d) Name of the street; and
- (e) District

A copy of the consent order in question is attached hereto.

- 2. The facts of the case are as under :
(here briefly mention the facts of the case).
- 3. The grounds on which the appellant relies for the purpose of this appeal are as below :
(here mention the grounds on which appeal is made).
- 1.
- 2.
- 3.
- 4. In the light of what is stated above, the appellant respectfully prayeth that
(a) the unreasonable condition (s) imposed should be treated as annulled or it/they should be constituted for such other condition (s) it appears to be reasonable.

OR

(b) the unreasonable condition (s) should be varied in the following manner. Here mention the manner in which the condition (a) objected,

An amount of Rs as fees for this appeal has been paid, vide receipt No dated an authenticated copy of which is attached in proof of payment.

Signature of the Appellant (Name in block letters)

Occupation Address

Dated

Verification

I (appellant's name) in the above Memorandum of appeal/or duly authorised agent do/does hereby declare that which is stated therein is true to the best of my knowledge and belief and nothing has been hidden thereunder.

Signature Name (in Block Letters) Occupation Address

Date

Strike out what is not applicable.

Form VIII

Form of Notice (See sub-rule (1) of rule 41)

Before.....* Appellate Authority as constituted under Sec. 31 (1) of the Air (Prevention and Control of Pollution) Act, 1981 (Act 14 of 1981).

In the matter of appeal No..... 197 filed under Sec. 31 of the Air (Prevention and Control of Pollution) Act, 1981 (Act 14 of 1981) by Shri.(here mention the name and address of the Appellant)

WHEREAS Shri. (here mention the name and address of the appellant)

has filed before this Authority a Memorandum of appeal against the order dated..... passed by the State Prevention and Control of Pollution Board under Sec. 201 of the Act.

**AND WHEREAS under sub-section (4) of Sec. 31 of the Act, this authority is required to give to the parties an opportunity of being heard;

NOW, THEREFORE please take notice that this authority has fixed as the date of hearing of the aforesaid appeal. The hearing shall take place at AM/PM on that date in the office of the Board at Bhubaneswar. You are hereby called upon to appear before this Authority at the appointed time, date and place, either in person or through a duly authorised agent, and explain your case. Please take notice that failure on your part to appear on the day of hearing, either the person or through a duly authorised agent, without showing sufficient cause to the satisfaction of this authority will make your appeal liable to be dismissed or decided ex-parte.

Give under the hand and seal of the Appellate Authority* at This day

* Here mention the name and designation of the Authority. ** Delete whatever is not applicable.

OR

(b) the unreasonable condition (s) should be varied in the following manner. Here mention the manner in which the condition (a) objected,

An amount of Rs as fees for this appeal has been paid, vide receipt No dated an authenticated copy of which is attached in proof of payment.

Signature of the Appellant (Name in block letters)

Occupation Address

Dated

Verification

I (appellant's name) in the above Memorandum of appeal/or duly authorised agent do/does hereby declare that which is stated therein is true to the best of my knowledge and belief and nothing has been hidden thereunder.

Signature Name (in Block Letters) Occupation Address

Date

Strike out what is not applicable.

Form VIII

Form of Notice (See sub-rule (1) of rule 41)

Before..... Appellate Authority as constituted under Sec. 31 (1) of the Air (Prevention and Control of Pollution) Act, 1981 (Act 14 of 1981).

In the matter of appeal No..... 197 filed under Sec. 31 of the Air (Prevention and Control of Pollution) Act, 1981 (Act 14 of 1981) by Shri.(here mention the name and address of the Appellant)

WHEREAS Shri. (here mention the name and address of the appellant)

has filed before this Authority a Memorandum of appeal against the order dated..... passed by the State Prevention and Control of Pollution Board under Sec. 201 of the Act.

**AND WHEREAS under sub-section (4) of Sec. 31 of the Act, this authority is required to give to the parties an opportunity of being heard;

NOW, THEREFORE please take notice that this authority has fixed as the date of hearing of the aforesaid appeal. The hearing shall take place at AM/PM on that date in the office of the Board at Bhubaneswar. You are hereby called upon to appear before this Authority at the appointed time, date and place, either in person or through a duly authorised agent, and explain your case. Please take notice that failure on your part to appear on the day of hearing, either the person or through a duly authorised agent, without showing sufficient cause to the satisfaction of this authority will make your appeal liable to be dismissed or decided ex-parte.

Give under the hand and seal of the Appellate Authority at This day

* Here mention the name and designation of the Authority.

** Delete whatever is not applicable.