

**GOVERNMENT OF ODISHA
FOREST & ENVIRONMENT DEPARTMENT**

RESOLUTION

Bhubaneswar, dated the 17th July, 2020

No. ENV-II-35/2019-FE-ENV2-ENV-0011-2017- 11232 /F&E,

Whereas, in exercise of the powers conferred under the sub-section (1) and (2) of section 28 of the Water (Prevention and Control of Pollution) Act, 1974 (6 of 1974) and sub-section (1) and (2) of section 31 of the Air (Prevention and Control of Pollution) Act, 1981 (14 of 1981), the Government of Odisha in the Forest and Environment Department vide Notification No.22403/F&E, dated 19.11.2019 and No.22397/F&E, dated 19.11.2019 have constituted Appellate Authorities, to hear appeals preferred against the order made by the State Pollution Control Board, Odisha under the said Acts, respectively;

And whereas, the procedure for processing and disposal of appeals has been laid down vide this Department Resolution No.13301/F&E, dt.29.07.2005.

Now, in partial modification of Resolution No.13301/F&E, dt.29.07.2005, the following modalities have been formulated for smooth and regular functioning of these Appellate Authorities:-

1. The Government of Odisha have constituted the Appellate Authorities under section 28 of Water (Prevention and Control of Pollution) Act, 1974 and under section 31 of Air (Prevention and Control of Pollution) Act, 1981 to hear appeals filed against the orders of State Pollution Control Board, under the Chairmanship of sitting Judge of Orissa High Court with senior retired officers from different field as Technical or Expert Members.
2. For smooth functioning of these Appellate Authorities, the State Government have decided to appoint a Vice-Chairman for both the Authorities, who shall be a Judicial Member for a period of one year.
3. The Vice-Chairman shall be a retired Judge of Orissa High Court and shall assist the Chairman for hearing of all appeals filed before the Appellate Authorities relating to Water (Prevention and Control of Pollution) Act, 1974 and Air (Prevention and Control of Pollution) Act, 1981.
4. The quorum of the Authority shall be of any two members, which must include either the Chairman or the Vice-Chairman.

By order of the Governor


16/7

Additional Chief Secretary to Government

Memo No. 11233 /F&E, Dated. 17-07-2020

Copy forwarded to the Director, Printing, Stationery and Publication, Odisha, Cuttack with a request to publish the Notification in the extraordinary issue of the Odisha Gazette and supply 100 copies of the Gazette Notification to this Department.


16.07.2020

Director, Environment-cum-
Special Secretary to Government

Memo No. 11234 /F&E, Dated. 17-07-2020

Copy forwarded to the Hon'ble Chairman/ Designated Officer, Appellate Authorities, Bhubaneswar for information and necessary action.


16.07.2020

Director/ Environment-cum-
Special Secretary to Govt.

Memo No. 11235 /F&E, Dated. 17-07-2020

Copy forwarded to All Departments of Government/ All Heads of the Department/ All R.D.Cs/ All Collectors for information and necessary action.


16.07.2020

Director, Environment-cum-
Special Secretary to Govt.

Memo No. 11236 /F&E, Dated. 17-07-2020

Copy forwarded to the Chairman, State Pollution Control Board, Odisha, Bhubaneswar/Registrar, Orissa High Court, Cuttack for information and necessary action.


16.07.2020

Director, Environment-cum-
Special Secretary to Govt.

Memo No. 11237 /F&E, Dated. 17-07-2020

Copy forwarded to the Ministry of Environment, Forests & Climate Change, Government of India, Indira Paryavaran Bhavan, Jorbagh Road, New Delhi-110003 for information.


16.07.2020

Director, Environment-cum-
Special Secretary to Govt.