PART II—Section 3—Sub-section (3)

अधिनियम

नवं दिल्ली, नोवेंबर, सितंबर 30, 1996/अवधि 8, 1918

नए दिल्ली, मंगलवार, सितंबर 30, 1996/अवधि 8, 1918

एक वर्ष और विलोम सावन

अधिनियम

नवं दिल्ली, 30 सितंबर, 1996

(3) सदन सचिव, कैबिनेट प्रस्तुति प्रशिक्षण बोर्ड, मुद्रास्तीति

सदन

2. प्रणबिकारण सर्वाधिकारी अधिकारी की प्रशिक्षण अभ्यास का पालन करें और प्रतिभागित कृत्यों का पालन करें; अवधि:—

(1) उद्देश्य न्यायालय का एक संग्रह निर्माण न्यायालय निर्माण के नियम सरकार द्वारा नियुक्त किया जाएगा,

(2) सचिव, प्रशिक्षण विभाग तथा अधिकारी संचालक, संस्थान,

(3) सदन सचिव, कैबिनेट प्रस्तुति प्रशिक्षण बोर्ड, मुद्रास्तीति,

(4) सदन सचिव, कैबिनेट प्रस्तुति प्रशिक्षण द्वारा नियुक्त किया जाएगा,

2. प्रणबिकारण सर्वाधिकारी अधिकारी की प्रशिक्षण अभ्यास का पालन करें और प्रतिभागित कृत्यों का पालन करें; अवधि:—

(1) उद्देश्य न्यायालय का एक संग्रह निर्माण न्यायालय निर्माण के नियम सरकार द्वारा नियुक्त किया जाएगा,

(2) सचिव, प्रशिक्षण विभाग तथा अधिकारी संचालक, संस्थान,

(3) सदन सचिव, कैबिनेट प्रस्तुति प्रशिक्षण बोर्ड, मुद्रास्तीति,

(4) सदन सचिव, कैबिनेट प्रस्तुति प्रशिक्षण द्वारा नियुक्त किया जाएगा,

2. प्रणबिकारण सर्वाधिकारी अधिकारी की प्रशिक्षण अभ्यास का पालन करें और प्रतिभागित कृत्यों का पालन करें; अवधि:—

(1) उद्देश्य न्यायालय का एक संग्रह निर्माण न्यायालय निर्माण के नियम सरकार द्वारा नियुक्त किया जाएगा,

(2) सचिव, प्रशिक्षण विभाग तथा अधिकारी संचालक, संस्थान,
THE GAZETTE OF INDIA : EXTRAORDINARY

PART II—Sec.
NOTIFICATION

New Delhi, the 30th September, 1996

S.O. 671(E).—In exercise of the powers conferred by sub-section (3) of section 3 of the Environment (Protection) Act, 1986 (29 of 1986) hereinafter referred to as the said Act, the Central Government hereby constitutes the Loss of Ecology (Prevention and Payments of Compensation) Authority for the State of Tamil Nadu consisting of the following members for a period of two years on and from the date of publication of this notification in the Official Gazette, namely:—

1. ________________________________
   (A retired Judge of the High Court to be appointed by the Central Government).
   —Chairperson

2. The Secretary, Government of Tamil Nadu
   Department of Environment, Chennai
   —Member

3. The Member Secretary,
   Central Pollution Control Board
   Delhi.
   —Member

4. ________________________________
   (a person to be appointed by the Central Government)
   —Member-Secretary

2. The Authority shall exercise the following powers and perform the following functions, namely:
   (i) exercise of powers under section 5 of the said Act, for issuing directions and for taking measures with respect to matters referred to in Clauses (v), (vi), (vii), (viii), (ix), (x) and (xii) of sub-section 2 of section 3 of the said Act;
   (ii) to assess the loss to the ecology and environment in the affected areas and also identify the individuals and families who have suffered because of the pollution and assess the compensation to be paid to the said individuals and families;
   (iii) to determine the compensation to be recovered from the polluters as cost of reversing the damaged environment.
to lay down the procedure for actions to be taken under (i) to (iii) above;

to compute the compensation under two heads, namely, for reversing the ecology and for payment to individuals;

to direct the closure of any industry or class of industries owned or managed by a polluter in case of evasion or refusal to pay the compensation awarded against the polluter. This shall be in addition to the recovery from the polluter as arrears of land revenue;

(vi) to frame scheme or schemes for reversing the damage caused to the ecology and environment by pollution in the State of Tamil Nadu in consultation with expert bodies like National Environmental Engineering Research Institute, Central Pollution Control Board, etc. These schemes shall be executed by the State Government of Tamil Nadu under the supervision of the Central Government. The expenditure shall be met from the “Environment Protection Fund” and from other sources provided by the state Government and the Central Government;

(viii) to review the cases of all the industries which are already operating in the prohibited area and direct the relocation of any of such industries;

(ix) to close the tanneries permanently or direct their relocation, which have not provided adequate treatment facilities and not having valid certificate from the Tamil Nadu State Pollution Control Board;

(x) to comply with the orders issued by the Madras High Court and the Supreme Court from time to time;

(xi) to deal with any other relevant environment issues pertaining to the State of Tamil Nadu, including those which may be referred to it by the Central Government in the Ministry of Environment and Forests.

3. In exercise of its powers as defined in paragraph 2 above, the Authority shall prepare a statement showing the total amount to be recovered from the polluters mentioned therein the names of the polluters from whom the amount is to be recovered, the amount to be recovered from each polluter, the persons to whom the compensation is to be paid and the amount to each of them. The statement shall be forwarded to the Collector/District Magistrates of the area concerned who shall recover the amount from the polluters, if necessary, as arrears of land revenue and shall disburse the compensation awarded to the affected persons and families.

4. The Authority shall furnish a progress report about its activities at least once in two months to the Central Government in the Ministry of Environment and Forests.

5. The Authority shall have its Headquarters at Chennai, Tamil Nadu.

6. The terms and conditions of appointment of the Chairperson and Members shall be as determined by the Central Government from time to time.

[F.No. O. 170/26/91-CPW]

VISHWANATH ANAND, Addl. Secy.

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