

**MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE
ORDER**

New Delhi, the 3rd October, 2018

S.O.—Whereas in pursuance of the order dated the 7th January, 1998 of the Hon'ble Supreme Court in Writ Petition (C) No. 13029 of 1985, the Central Government constituted the Environment Pollution (Prevention and Control) Authority (hereafter in this notification referred to as the 'EPCA'), *vide* notification of the Government of India, in the erstwhile Ministry of Environment and Forests, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (ii), *vide* number S.O.93 (E), dated the 29th January, 1998;

And whereas, the EPCA was constituted with the objective of protecting and improving the quality of the environment and preventing and controlling the environmental pollution in the National Capital Region;

And whereas, the EPCA is assisting the Hon'ble Supreme Court in various environment related matters in the National Capital Region in terms of the aforesaid notification;

And whereas, the tenure of the EPCA was extended from time to time by the Central Government and lastly it was extended up to 3rd October, 2018 *vide* notification of the Government of India, in the Ministry of Environment, Forests and Climate Change, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (ii), *vide* number S.O. 3243(E), dated the 4th July, 2018;

And whereas, the tenure of EPCA expires on the 3rd October, 2018;

Now, therefore, in exercise of the powers conferred by sub-sections (1) and (3) of section 3 of the Environment (Protection) Act, 1986 (29 of 1986) (hereafter in this notification referred to as the said Act); and in pursuance of the order dated the 30th April, 2016 of the Hon'ble Supreme Court in Writ Petition (C) No. 13029 of 1985 and in supersession of the notification of the Government of India in the erstwhile Ministry of Environment and Forests number S.O. 93(E), dated the 29th January, 1998, except as respect things done or omitted to be done before such supersession, the Central Government hereby re-constitutes the Environment Pollution (Prevention and Control) Authority, consisting of the following persons, namely:-

1.	Shri Bhure Lal, Ex-Secretary, Government of India	Chairman
2.	Ms. Sunita Narain, Director General, Centre for Science and Environment, New Delhi	Member
3.	Secretary (Environment and Forests), Government of National Capital Territory of Delhi	Member
4.	Commissioner-cum-Secretary, Transport Department, Government of National Capital Territory of Delhi	Member
5.	Chairperson, New Delhi Municipal Council, New Delhi	Member
6.	Commissioner, East Delhi Municipal Corporation	Member
7.	Commissioner, South Delhi Municipal Corporation	Member
8.	Commissioner, North Delhi Municipal Corporation	Member
9.	Chief Executive Officer, Delhi Jal Board, New Delhi	Member
10.	Joint Commissioner of Police (Traffic), Delhi Police	Member
11.	Professor Mukesh Khare, Department of Civil Engineering, Indian Institute of Technology, New Delhi	Member
12.	Prof. Umesh Kulshrestha, Jawaharlal Nehru University, New Delhi	Member
13.	Shri Ajay Kumar Bhagi, Associate Professor, Department of Chemistry, Dayal Singh College, University of Delhi	Member
14.	Dr. Ajay Mathur, Director General, The Energy Research Institute, New Delhi	Member
15.	Shri Vishnu Mathur, Director General, Society of Indian Automobile Manufacturers	Member

16.	Prof. Arvind Kumar, former professor of surgery, AIIMS, New Delhi presently Chairman Centre for Chest Surgery, Sir Ganga Ram Hospital, New Delhi	Member
17.	Shri. Krishna Dhawan, Chief Executive Officer, Shakti Sustainable Energy Foundation, New Delhi	Member
18.	Dr. Arunabha Ghosh, Chief Executive Officer, Centre for Energy Environment and Water, New Delhi	Member
19.	Dr. Navroz K. Dubash, Senior Fellow, Centre for Policy Research, New Delhi	Member
20.	Member Secretary, Central Pollution Control Board, New Delhi	Member Secretary

2. The Authority shall exercise the following powers and discharge the following functions for protecting and improving the quality of the environment and preventing, controlling and abating environmental pollution, namely: -
 - (a) 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 emission or discharge of environmental pollutants from various sources;
 - (iii) restriction of areas in which any industries, operations or processes of class of industries or process shall not be carried out or shall be carried out subject to certain safeguards;
 - (iv) procedures and safeguards 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.
 - (b) shall have the power to take up matters as mentioned above, suo-motu, or on the basis of complaints made by any individual, representative body or organization functioning in the field of environment and 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 of 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 prescribed 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 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 paragraph 2 of this Order.
7. 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 paragraph 2 of this Order.

8. 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 paragraph 2 of this Order.
9. The Authority shall have jurisdiction over the National Capital Region as defined in clause (f) of section 2 of the National Capital Region Planning Board Act, 1985 (2 of 1985).
10. The foregoing powers and functions of the Authority shall be subject to the supervision and control of the Central Government.
11. The tenure of the Authority shall be for a period of six months or until further orders, from the date of reconstitution of the said Authority i.e., the 4th October, 2018, whichever is earlier.
12. The Authority shall furnish a progress report about its activities once in a month to the Central Government.
13. The Authority shall have its headquarters in National Capital Region.
14. The Member Secretary shall organize meetings of the EPCA with the approval of the Chairman.
15. A minimum quorum of one third of the members shall be observed for holding a meeting of the EPCA and for arriving at any decision.
16. All correspondence on behalf of the EPCA may be made with the approval of Chairman through the Member Secretary or through any officer specifically authorised in this behalf.
17. This order shall be effective from the 4th day of October, 2018.



[F. No. Q-18011/13/2000-CPA (Pt.)]

Ritesh Kumar Singh, Jt. Secy

3rd October, 2018