



Government of Jammu and Kashmir
J&K POLLUTION CONTROL COMMITTEE
JAMMU



November to April
Transport Nagar, Narwal, Jammu
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May to October
Raj Bagh, Srinagar

Subject : Procedure of scrutinizing and processing of online consent cases as per Single Window Rules, 2021, Industries and Commerce Department, J&K Govt-EodB-reg.

- Reference :** (i) Notification S.O. 142 dated 23-04-2021-regarding Jammu and Kashmir Single Window (Industrial Investments and Business Facilitation) Rules, 2021
(ii) GAD Circular No. 07-JK(GAD) of 2022 dated 28-01-2022, regarding implementation of *Ease of Doing Business (EodB) reforms under BRAP in the UT of J&K.*
(iii) JK PCC Order No. **190 JKPCC of 2022 Dt. 19-07-2022**

ORDER No : 191 JKPCC of 2022
DATED : 19.07.2022

In pursuance to the JK PCC Order No. **190 JKPCC of 2022** dt. **19-07-22**, the scrutinization and processing of e-application form has been streamlined in accordance with Rule 7 of the **Single Window Rules, 2021** and as per **Ease of Doing Business under Business Reforms Action Plan (BRAP), 2021** is as under :-

A. Procedure regarding Receiving of e-applications through online portal of Single Window and scrutiny of cases by Essential Document Sought (EDS) Section of JKPCC.

- (i) All the applications shall henceforth be received in the **Essential Document Sought Section (EDS)** under the overall control of Member Secretary, JK PCC assisted by EDS Section. The EDS Section shall scrutinize the e-applications as per the defined **check list** for different cases of consents such as *Consent to Establish (Fresh)/Renewal/Expansion, Consent to Operate (Fresh)/Renewal/Expansion, direct cases of CTO(F)* where units are already into operation and *Authorization cases of hazardous waste / bio-medical waste / e-waste / solid waste / construction and demolition waste and registration for dealers under Battery Rules.*
- (ii) All applications shall be scrutinized for essential documents within **05** working days as per the **defined check list** of the JK PCC for consent cases. Applications, which are complete in all respects, shall be **re-directed** to applicants for submission of consent fee through online mode. After submission of consent fee, the case shall be processed for consent.
- (iii) In respect of incomplete cases, the same shall also be forwarded to the applicants for completing the deficiencies as pointed by the EDS section. All the deficiencies in the case, shall be conveyed in **one go** through Single Window Portal to unit holder.
- (iv) In case, the applicant fails to submit the required information / documents to complete the application within **30 days**, the registration for application shall be dropped from the portal.
- (v) The date of actual start of processing of consent cases shall be reckoned only when the case complete in all respect along with **consent fee** is received by the JKPCC and forwarded to the District / Divisional officer for inspection as per Water (P&CP) Act, 1974, Air (P&CP) Act, 1981 Environmental (Protection) Act, 1986 and rules made there under. The consent case which is incomplete and submitted with ineligible documents shall be returned back.
- (vi) **Mere simple submission of form does not confer the right of the unit holder for processing his case till the complete case with requisite documents in accordance with the defined check list is submitted along with the consent fee.**

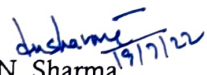
(vii) Unit holders are liable to face legal action in case the unit holder does not seek the consent under the provisions of Water and Air Act.


B: Procedure regarding Processing of the applications through online and seeking for additional information as per Single Window procedures :

- (i) As per Section 12 of The Jammu and Kashmir Single Window (Industrial Investments and Business Facilitation) Act, 2018, while processing and granting clearances, the Competent Authority can ask for **any additional information** from the applicants:
Provided that such additional information shall be sought by the Competent Authority within the period prescribed for granting such clearance and that any **additional** information shall be called for **only once**. In the JK PCC, such rights reside with Regional Director in case of **Green Category** and Member Secretary, in case of **Orange** and **Red categories**.
- (ii) In case, Divisional officer intends to seek some **additional information** in the consent cases, the same shall be forwarded to the Regional Director so that all such queries shall be sent **only once** as per the delegation mentioned above in case of Red, Orange and Green category of cases.
- (iii) In case, additional information is sought for clearance(s), e-application shall be disposed of within the stipulated period, which shall be counted from the date of receipt of the additional information submitted by the applicant through online.
- (iv) All the inspections required in the consent cases shall be as per **notified procedure** and guidelines of JK PCC and as per the direction of Single Window Rules, the inspection report has to be uploaded in the JK OCMMS portal within **two days** of inspection.
- (v) The e-applications shall be scrutinized and processed as per **the flow chart** approved by the authorities for the movement of consent cases enclosed as **Annexure A**. The e-applications shall be disposed of **at the earliest** and under no circumstances later than such period, as prescribed by the JK PCC for disposal of consent cases.
- (vi) All the online services mentioned above are also integrated with **Rapid Assessment System (RAS)** portal as a feedback mechanism.

This is in supersession to previous orders issued by JKPCB / JK PCC on the processing of online consent cases.

No : JK PCC/SWS/2022/ 445-70
Dt : 19.07.2022

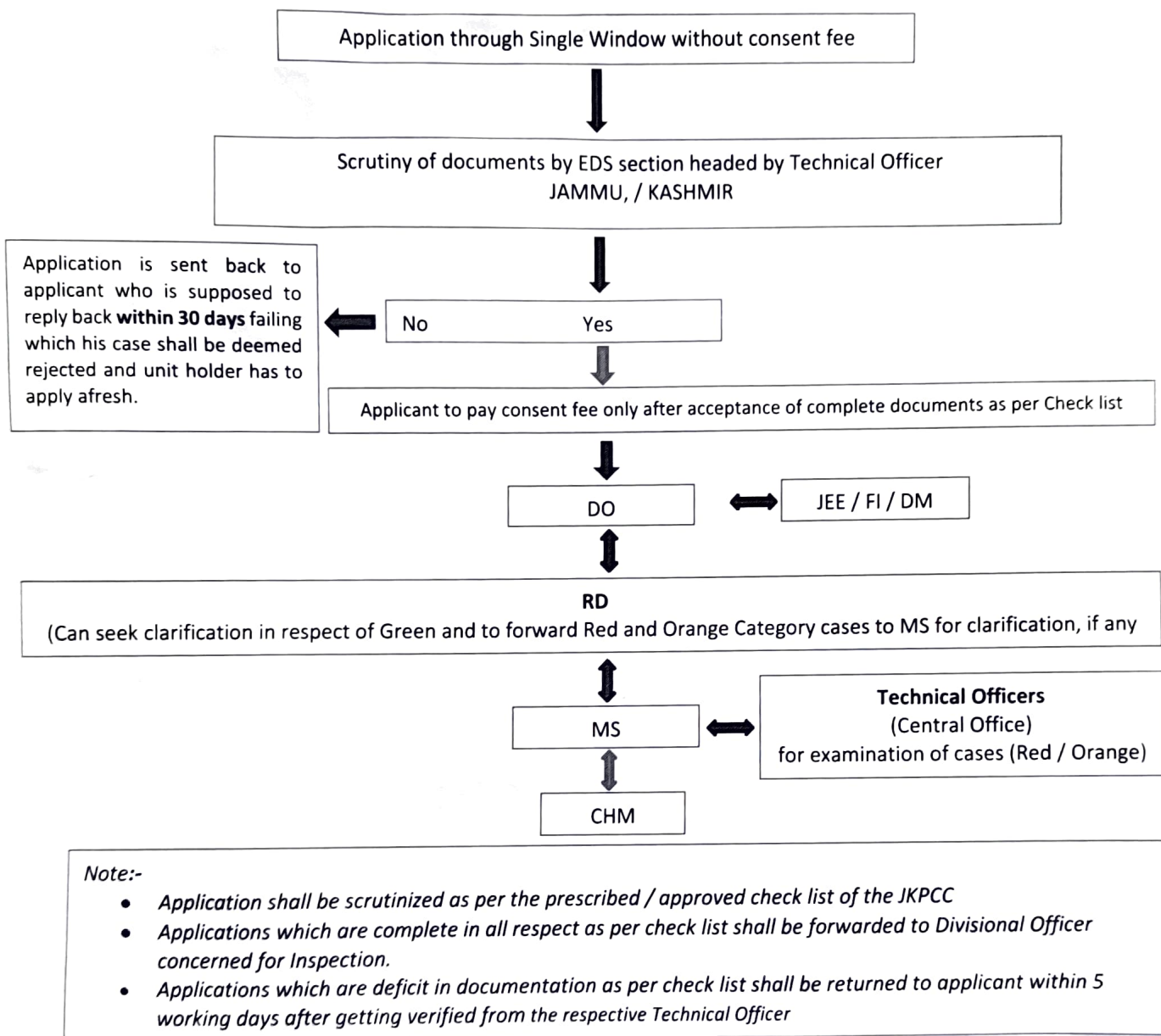

J. N. Sharma,
EE/Nodal Officer
(EodB/Single Window)


(K Ramesh Kumar) IFS
Member Secretary,
JK PCC, Jammu

Copy to the :-

- i) Technical Director, NIC, MoEF & CC, GoI, New Delhi for information and making necessary changes in the JK OCMMS's portal as per the flow chart attached herewith and uploading on the jkocmms.nic.in portal.
- ii) Regional Director JK PCC Jammu / Kashmir for information and n/a.
- iii) All District / Divisional Officers PCC Jammu / Kashmir region for information and necessary action.
- viii) P.A. to Chairperson, for information of the Chairperson.
- ix) Incharge website JK PCC for uploading on the JK PCC website www.jkspcb.nic.in.
- x) EDS Section JK PCC for information and necessary action.

Revised Flow Chart of movement of online application routed through Single Window portal of JK Government for its scrutinization and processing by Essential Document Sought (EDS) Section as per Order No. 191-JKPCC of 2022 dt. 19-07-2022



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