

Actions / documents required for consideration of resumption of entities against which closure directions are issued by CAQM

A. Industrial Sector

1. Cases where the Unit was found operating in gross violation of the Directions of the Commission

- (i) An Undertaking in the form of Affidavit (as per Annexure-A) stating that, corrective and preventive measures have been taken, and that the Directions and statutes will be complied with in future.
- (ii) Supporting documents / actions confirming that the violations have been resolved / rectified, wherever required.

2. Unit was found operating without valid CTE and/or CTO

- (i) An Undertaking in the form of Affidavit (As per Annexure-A) stating that, corrective and preventive measures have been taken and that the Directions and statutes will be complied with in future.
- (ii) Copy of valid CTE and / or CTO issued by the concerned SPCB/ DPCC.

3. Unit was found operating DG sets when its use was prohibited and/or not maintaining proper records including logbook

- (i) An Undertaking in the form of Affidavit (As per Annexure-A) stating that, corrective and preventive measures have been taken, and that the Directions and statutes will be complied with, in future.
- (ii) Supporting documents / actions confirming that the violations have been resolved / rectified, wherever required.

4. Units with heavy visible emissions (source/fugitive)/ violating consent conditions/ non-operation of Air Pollution Control Device

- (i) An Undertaking in the form of Affidavit (As per Annexure-A) stating that, corrective and preventive measures have been taken, and that the Directions and statutes will be complied with, in future.
- (ii) Supporting documents / actions confirming that the violations have been resolved / rectified, wherever required.

B. Construction and Demolition Projects

1. C&D related activities were going on at the site in violation of Commission's directions and other relevant rules and regulations

- (i) An Undertaking in the form of Affidavit (As per Annexure B) of stating that, corrective and preventive measures have been taken, and that the Directions and statutes will be complied with, in future.
- (ii) Supporting documents confirming that the violations have been resolved / rectified, wherever required.

2. C&D related activities were going on at the site in violation of Commission's directions and other relevant rules and regulations and units were also found operating DG sets in violation of CAQM directions.

- (i) An Undertaking in the form of Affidavit (As per Annexure B) stating that corrective and preventive measures have been taken, and that the Directions and statutes will be complied with, in future.
- (ii) Supporting documents confirming that the violations have been resolved / rectified, wherever required.

C. Use of DG sets in commercial units in violation of CAQM directions (Other than industry and in C&D projects)

- (i) An Undertaking in the form of Affidavit (As per Annexure-C) stating that corrective and preventive measures have been taken, and that the Directions and statutes will be complied with, in future.
- (ii) Supporting documents / actions confirming that the violations have been resolved / rectified, wherever required.

Enclosures:

Annexure-A
Annexure-B
Annexure-C

Proforma for Affidavit for closure cases related to Industries

Notarized Affidavit on Fifty Rupees Stamp Paper

- I..... S/D/W/ of.....Resident of
..... solemnly affirm and declare as under: -
2. That I /We am / are citizen of India.
 3. The Closure Direction No..... dated, under section 12 (2) (xi) of the Commission for Air Quality Management in National Capital Region and Adjoining Areas Act.2021 has been received on.....
 4. On receipt of the subject Closure Direction, I/we Closed down all operations / activities of the unit with effect from *(date)*..... and the electricity power connection to the unit was also disconnected by the DISCOM on *(date)*.....
 5. * I/We had/have applied for fresh /renewal of CTE/ CTO of the unit to *(Name of the SPCB/DPCC)* on and same has been issued by the Board / DPCC on dated with validity fromto*(mention dates)* and I we/am/ are enclosing the same along with this Affidavit.
 6. *I/ we have also undertaken the following corrective and preventive measures (mention point wise):
(mention the specific corrective and preventive measures as applicable in the instant case viz. use of only approved fuels and / or for control of fugitive emissions / heavy black fumes & proper working of Air Pollution Control Devices etc.)
(i)
(ii)
(iii)
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 7. I/We undertake to submit a report from an authorized/ accredited laboratory under Section 12 of the Environment (Protection) Act,1986 by the CPCB towards compliance of emission standards, as applicable, within 15 days of resumption of operations in the unit, from the date which the Commission permits such resumption, to the*(Name of the SPCB/DPCC)* and the Commission, failing which my/our unit would be liable for closure again.
 8. I/We hereby undertake to deposit the Environmental Compensation Charges imposed by the*(Name of the SPCB / DPCC)* within stipulated time as directed. The proof of such deposition of EC charges shall be furnished to the concerned SPCB/DPCC for its consideration, and to the Commission for its record.

9. I/We do hereby solemnly affirm and undertake that any subsequent document(s), communication(s), representation(s), clarification(s), undertaking(s) or information furnished by me/us before the Commission, the concerned State Pollution Control Board (SPCB)/Delhi Pollution Control Committee (DPCC), in connection with the present matter shall be treated as part and parcel of this Affidavit.
10. I/We further undertake that, in the event any statement made herein or in any subsequent submission is found to be false, misleading, incorrect, or involving suppression or concealment of any material fact, I/We shall be solely responsible and liable for all legal and statutory consequences arising therefrom, including initiation of appropriate proceedings under the applicable laws, without prejudice to any other action that may be taken by the Commission or any other competent authority.
11. I/ We will abide by and follow all the extant directions / orders of the Commission and related rules / regulations / notifications etc. issued by the MOEFCC, CPCB, SPCB/DPCC etc. and those to be issued by these agencies in future from time to time.
12. It is requested that the resumption order for operations in my / our unit may kindly be issued by the Commission.

***Strike out if not applicable to the industrial unit.**

DEPONENT(S)

VERIFICATION:-

Verified at (*mention place*) on datethat the contents of the above affidavit are true to the best of my knowledge and belief.

DEPONENT(S)

Mobile No:

Email ID:

Proforma for Affidavit for closure cases related to C & D Projects

Nolarized Affidavit on Fifty Rupees Stamp Paper

- I..... S/D/W/..... of..... Resident of..... solemnly affirm and declare as under: -
2. That I/We am/are citizen of India.
 3. The Closure Direction No. dated..... under section 12 (2) (xi) of the Commission for Air Quality Management in National Capital Region and Adjoining Areas Act, 2021 has been received on (date).....
 4. On receipt of the subject Closure Direction, I/we closed down all operations at the project site / C & D activities at the project site w.e.f and the electricity power connection at the site was also disconnected by the DISCOM on
 5. The following Preventive and corrective actions for dust mitigation measures at the subject C & D site have been taken up by the deponent as per extant directions / orders of the Commission and related rules / regulations / notifications etc. issued by the MOEFCC, CPCB, SPCB/DPCC: **(Mention specific actions as called for in the closure direction)**
 - (i)
 - (ii)
 - (iii)

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(Documentary evidences in the form of coloured photographs and other corrective actions initiated to be enclosed).
 6. I/We hereby undertake to deposit the Environmental Compensation Charges imposed by the(Name of the SPCB / DPCC) within stipulated time as directed. The proof of such deposition of ECC shall be furnished to the concerned/ SPCBs/DPCCs for its considerations, and to the Commission for its record.
 7. I/We do hereby solemnly affirm and undertake that any subsequent document(s), communication(s), representation(s), clarification(s), undertaking(s) or information furnished by me/us before the Commission, the concerned State Pollution Control Board (SPCB)/Delhi Pollution Control Committee (DPCC), in connection with the present matter shall be treated as part and parcel of this Affidavit.
 8. I/We further undertake that, in the event any statement made herein or in any subsequent submission is found to be false, misleading, incorrect, or involving suppression or concealment of any material fact, I/We shall be solely responsible and liable for all legal and statutory consequences arising therefrom, including initiation of appropriate proceedings under the applicable laws, without prejudice

to any other action that may be taken by the Commission or any other competent authority.

9. I/ We will abide by and follow all the extant directions / orders of the Commission and related rules / regulations / notifications etc. issued by the MOEFCC, CPCB, SPCB / DPCC etc. and those to be issued by these agencies in future from time to time.
10. It is requested that construction / demolition activities at the subject site may kindly be permitted to be resumed by the Commission.

DEPONENT(S)

VERIFICATION:-

Verified at..... (*mention place*) on date that the contents of the above affidavit are true to the best of my knowledge and belief.

DEPONENT(S)

Mobile No:

Email ID:

Proforma for Affidavit for cases related to Unauthorized operation of DG set (s) in Commercial entities

Notarized Affidavit on Fifty Rupees Stamp Paper

I..... S/D/W/..... of..... Resident of..... solemnly affirm and declare as under: -

2. That I / We am / are citizen of India.
3. Closure Direction/ Sealing Direction No.dated..... under section 12 (2) (xi) of the Commission for Air Quality Management in National Capital Region and Adjoining Areas Act,2021 has been received on.....
4. On receipt of the subject Sealing Direction, I / we have shut down all operations in our premises w.e.f..... and the DG set (s) are now not being used as a power supply source for any operations in our premises and the DG set(s) have been sealed.
5. I/We hereby undertake to deposit the Environmental Compensation Charges imposed by the(Name of the SPCB / DPCC) within stipulated time as directed. The proof of such deposition of ECC shall be furnished to the concerned SPCBs/DPCCs for its consideration and to the Commission for its record.
6. I / We will abide by and follow all the extant directions / orders of the Commission and those to be issued in future from time to time and shall use the DG set (s) strictly in accordance with the Commission's Direction No. 76, dated 29.09.2023.
7. It is requested that the DG set(s) in my / our premises may kindly be permitted to be de-sealed and operated as above.

DEPONENT(S)

VERIFICATION:-

Verified at..... (*mention place*) on date that the contents of the above affidavit are true to the best of my knowledge and belief.

DEPONENT(S)

Mobile No:

Email ID: