

Annexure-126

**Government of Punjab
Department of Science, Technology, Environment
and Non-Conventional Energy**

Order

Whereas, the Govt. of Punjab, Department of Science, Technology, Environment and Non-Conventional Energy, Chandigarh in pursuance of the provisions of section 5 of the Environment (Protection) Act, 1986 and read with Govt. of India, Ministry of Environment & Forests, Notification No. S.O. 389 (E) dated 14.04.1988 and in pursuance of the provisions of section 7 of the said Act and Rule 4 of the Environment (Protection) Rules, 1986 vide order no. 3/7/96-STE(5)/562 dated 17/03/1998 had laid down siting guidelines including code of practice for setting up of new stone crushers in the State of Punjab.

And whereas, LPA 197 of 2009, titled as Prem Goyal Vs State of Punjab came up for hearing before the Hon'ble Punjab & Haryana High Court on 09.09.2009 and the operative part of the interim Order passed by the Hon'ble Court is reproduced as under:

"We deem it appropriate to direct the Chief Secretary to constitute a Committee of Officers not below the rank of Secretary / Head of the Department representing various authorities concerned to find a just and fair solution so as to maintain Wildlife Sanctuary as well as protect the interest of the petitioner-appellant and other industrial units. The Committee be constituted within one week from today. It shall prepare a report and place before this Court within a period of eight weeks thereafter."

And whereas in compliance to above Orders of the Hon'ble Punjab & Haryana High Court, the Hon'ble Chief Secretary to Govt. of Punjab has constituted a Committee comprising of six members and the said Committee in its report submitted to the Hon'ble Punjab & Haryana High Court has recommended that no new industrial unit shall be allowed to be established within 500 m radius of Wildlife Sanctuary / Zoo w.e.f. 1.1.2010 unless and until a Committee comprising of Department of Forests & Wildlife Preservation, Department of Industries & Deptt. of Science & Technology specially recommends its establishments.

And whereas, LPA 197 of 2009 titled as Prem Goyal Vs State of Punjab has been disposed of by the Hon'ble Punjab & Haryana High Court on 23.12.2011 and the operative part of the order is reproduced as under:

"We would like to place on record our appreciation for excellent report submitted on 17.12.2009 by the Committee constituted by the Chief Secretary, Punjab. The respondent State shall in compliance with directive principle of State Policy given in Article 48-A of the Constitution frame a policy guidelines keeping in view the recommendations made by the Committee, which have been placed on record on 17.12.2009. The same be notified to all concerned within a period of two months from the date of receipt of a copy of this order."

In view of above and in exercise of powers conferred u/s. 5 of the Environment (Protection) Act, 1986 read with Government of India, Ministry of Environment & Forests, Department of Environment, Forests and Wildlife Notification No. S.O. 289 (E) dated 14th April, 1988 and in pursuance of the provisions of section 7 of the said Act and rule 4 of the Environment (Protection) Rule, 1986, the Governor of Punjab is pleased to make the following amendments in office Order issued vide endst no. 3/7/96-STE(5)/562, dated 17.03.1998 of the Department of Science, Technology & Environment: -

1. The words "Wildlife Sanctuaries" in sub paragraph (vii) of paragraph (A) are, hereby, omitted.
2. Following sub paragraph (x) of paragraph (A) is, hereby, inserted after sub paragraph (ix) of paragraph:
(x) 500 metres of Wildlife Sanctuary/Zoo.

Dated, Chandigarh
the 27th February, 2012

Viswajeet Khanna
Principal Secretary to Govt. of Punjab,
Department of Science, Technology &
Environment, and Non-conventional Energy

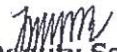
Endst. No. 3/198/2008-STE (4)/452

Dated, Chandigarh, the 2.3.2012

A copy is forwarded to the following for information and necessary action:

1. Principal Secretary to Chief Minister, Punjab for the kind information of Hon'ble Chief Minister, Punjab.
2. Principal Secretary to Govt. of Punjab, Deptt. of Local Self Government.
3. Principal Secretary to Govt. of Punjab, Deptt. of Food & Civil Supplies.
4. Principal Secretary to Govt. of Punjab, Deptt. of Labour & Employment.
5. Principal Secretary to Govt. of Punjab, Deptt. of Industries & Commerce.

6. Principal Secretary to Govt. of Punjab, Deptt. of Science, Technology & Environment and Non-conventional Energy.
7. Principal Secretary to Govt. of Punjab, Deptt. of Housing & Urban Development.
8. Secretary to Govt. of Punjab, Deptt. of PWD (B&R), Chandigarh.
9. Chief Administrator, Punjab Urban Planning & Development Authority.
10. Managing Director, Punjab Small Industries & Export Corporation Ltd., Chandigarh.
11. Chairman, Punjab Pollution Control Board, Patiala.
12. Chairman, Punjab State Power Corporation Ltd., Patiala.
13. Director of Factories, Punjab, Chandigarh.
14. Chief Town Planner, Punjab, Chandigarh.
15. Director General of Police, Punjab, Chandigarh.
16. Advocate General, Punjab, Chandigarh.
17. All Chief Environmental Engineers, Zonal Offices and Regional Offices of Punjab Pollution Control Board.


Deputy Secretary