

MEMORANDUM

Sub: Public Hearing process for the projects notified
under schedule-1 under EIA Notification
Ref: Proceedings of the 162nd Board meeting held
on 07.07.2006

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Ministry of Environment, Government of India, have issued Impact Assessment Notification for 32 types of projects as indicated in Schedule-I under Section 5 of Environmental Protection Act 1996 and public hearing is mandatory for all these projects. State Pollution Control Boards are required to arrange for public hearing including notification of public hearing details of the project in 2 leading news papers (one in English & another in local language).

In addition to the above, arrangements for a meeting which includes, shamiana, public address system, dais, chairs, security, refreshments, video, photography etc are also required to be arranged. In some cases it is also required to arrange for publicity in local area, such as distribution of handouts, announcement through public address system or any other mode. There is no specific provisions in the EIA notification on the agency who has to meet expenses towards public hearing. The State Pollution Control Board was organizing the same collecting 10% of the consent fee from the project proponent. But in practice the actual expenses is more than 10% of consent fee collected. The entire issue was reviewed in the 162nd Board meeting held on 07.07.2006 and it was resolved to organize the public hearing by collecting the actual expenses from the project proponent and 10% as administrative charges over and above the actual expenses. Hence, the following directions are issued modifying the present procedure for conducting public hearing.

- 1) Based on the project cost, consent for establishment fee will have to be collected under both the Acts from the project proponent.
- 2) State Pollution Control Board shall collect 10% of administrative expenses over and above the consent fee under Air and Water Act.
- 3) The project proponent is required to meet the expenses towards notification of public hearing in leading news paper (one in English

and another in Kannada) and also expenses towards similar notification in local news paper, if required (as per actual).

- 4) Expenses towards handouts, announcement through loud speaker or any other mode including electronic media, if necessary, shall be met out from the project proponent (as per actual).
- 5) Expenses towards all arrangements for organizing the meeting including dais, public address system, shamiana, chairs, snacks (if any) are to be met out by the project proponent (as per actual).
- 6) The Regional Officer will arrange for the public hearing and Head office of KSPCB will arrange for publication in news papers.

This order will come into force with immediate effect.

Sd/
CHAIRMAN