

MINISTRY OF ENVIRONMENT AND FORESTS

NOTIFICATION

New Delhi, the 16th May, 2005

G.S.R 315(E).—in exercise of the powers conferred by sections 6 and 25 of the Environment (Protection) Act, 1986 (29 of 1986), the Central Government hereby makes the following rules further to amend the Environment (Protection) Rules, 1986, namely :-

1. (1) These rules may be called the Environment (Protection) Second Amendment Rules, 2005.
(2) They shall come into force on the date of their publication in the Official Gazette.
2. In the Environment (Protection) Rules, 1986, in Schedule I, in serial number 94 relating to 'NOISE LIMIT FOR GENERATOR SETS RUN WITH DIESEL', after paragraph 3.7, the following paragraph shall be inserted, namely:-

"4.0 Exemption from the provisions of paragraph 1 and 3, for the products (diesel generator sets upto 30 KVA) purchased by the Ministry of Defence, Government of India.

The products manufactured in or imported into India till 30th June, 2006 for the purpose of supplying to the Ministry of Defence, shall be exempted from the regulations given in paragraphs 1 to 3 above, subject to the following conditions, namely:-

- (i) The supplier shall manufacture or import the products only after getting purchase order from the ministry of Defence and shall maintain the record of receipts, production/import, dispatch, etc., for inspection by the Central Pollution Control Board.
- (ii) The special dispensation for noise norms shall be only for the mobile Defence vehicles which, with the present design/configuration, cannot carry the gensets with acoustic enclosures.
- (iii) Director, Ministry of Defence shall ensure and maintain the serial number of all gensets for the Army and he shall also direct the manufacturers of these gensets to emboss on the engine and the main body of the gensets, the words '**For the use of Army only**'.
- (iv) The genset serial number shall be specially assigned "by Ministry of Defence with the request for proposal and contract purchase order and this information shall be forwarded to the Central Pollution Control Board for inspection as and when required.
- (v) Registers shall be maintained at the manufacturers premises and in the Ministry of Defence to ensure that the number of gensets manufactured under special dispensation are not misused.
- (vi) The gensets procured under this dispensation shall be operated in the remote areas and not in the cities.

- (vii) This shall be a one-time exemption during which the Army shall remodel its vehicles to contain the new gensets and also obtain the necessary Type Approval of the gensets."

[F. No. Q.-15022/2/2001 -CPA]
R.K.VAISH,Jt.Secy.

Note:- The principal rules were published in the Gazette of India vide number S.O 844(E) 19th November, 1986 and subsequently amended vide S.O. 433(E) dated 18th April, 1987, S.O. 64(E) dated 18th January, 1988, S.O. 3(E) dated 3rd January, 1989, S.O. 190(E) dated 15th March, 1989, G.S.R. 913(E) dated the 24th October, 1989, S.O. 12(E) dated the 8th January, 1990, G.S.R. 742 (E) dated the 30th August, 1990, S.O. 23(E) dated the 16th January, 1991, G.S.R. 93(E) dated the 21st February, 1991 G.S.R. 95(E) dated the 12th February, 1992, G.S.R. 329(E) dated the 13th March/1992, G.S.R. 475(E) dated the 5th May, 1992, G.S.R. 797(E) dated the 1st October, 1992, G.S.R. 386(E) dated the 28th April, 1993, G.S.R. 422(E) dated the 19th May, 1993, G.S.R. 801(E) dated the 31st December, 1993, G.S.R. 176(E) dated the 3rd April, 1996, G.S.R. 631(E) dated the 31st October, 1997, G.S.R. 504(E) dated the 20th, August, 1998, G.S.R. 7(E) dated the 2nd January, 1999, G.S.R. 682(E) dated the 5th October, 1999, G.S.R. 742(E) dated the 25th September, 2000, G.S.R. 72(E) dated the 6th February, 2001, G.S.R. 54(E) dated the 22nd January, 2002, G.S.R. 371(E) dated the 17th May, 2002, G.S.R. 489(E) dated the 9th July, 2002, S.O. 1088(E) dated the 11th October, 2002 and G.S.R. 849(E) dated the 30th December, 2002, G.S.R. 520(E) dated 1st July, 2003, G.S.R. 92(E) dated 29th January, 2004, G.S.R. 448(E) dated 12th July, 2004, Corrigenda G.S.R. 520(E) dated 12th August, 2004 and G.S.R. 272(E) dated 5th May, 2005