

**OFFICE MEMORANDUM**

Date: 8<sup>th</sup> June, 2020

**Subject: Dhanu Taluka Ecologically Fragile Area Notification – classification of Port out of red categories of industries regarding.**

Ministry of Shipping, Government of India has, *vide* reference dated 20<sup>th</sup> February, 2020, requested this Ministry to clarify whether 'port' falls in any of the categories that may have detrimental effect on environment.

2. Ministry of Environment, Forest & Climate Change vide Notification No. S.O. 416(E) dated 20<sup>th</sup> June, 1991 notified Dahanu Taluka as an Ecologically Fragile Area and imposed conditions on setting up of different category of industries. The notification classified industries in to three categories, namely Green Category, Orange Category and Red Category. The Red categories of industries are not permitted in the said notification.

2.1 The said notification also provides that in case of industries that do not fall in any of the above mentioned three categories, decision in regard to their classification will be taken by the State Government for those projects having an outlay not exceeding Rs. 3 crores and for others, reference is to be made to the Ministry of Environment, Forests & Climate Change, Government of India.

3. In the above context, Central Pollution Control Board has issued directions under section 18(1)(b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 regarding harmonization of Classification of industrial sectors into Red, Orange, Green and White categories to all States including Maharashtra. *Vide* letter no. B-29016/ROGW/IPC-VI/2020-20 dated 30<sup>th</sup> April, 2020, the port, harbours, jetties and dredging operation are now listed in Non-industrial Operations (Activities/Facilities/Infrastructure/Services) and hence, have now been excluded from 'Red' category.

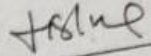
4. The matter has been considered in the Ministry. The undersigned is directed to clarify that in view of the directions of the CPCB, as above, 'Port' does not fall in the red categories of industry. Therefore, activities relating to the 'port', falling in the Ecologically Sensitive Area, can be undertaken in accordance with the provisions of

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the Notification S.O.416(E) dated 20<sup>th</sup> June, 1991 and Notification S.O.884(E) dated 19<sup>th</sup> December, 1996 issued by the Ministry and as amended from time to time.

5. This issues with the approval of competent authority.



(Lalit Bokolia)  
Scientist 'F'/Director

To

Dhanu Taluka Environment Protection Authority (DTEPA), Zorostrian Association Building, 2<sup>nd</sup> Floor, Opposite Asiatic Central Librar, 16 Hormiman Cirt, Fort Mumbai 40023.

Copy to

1. The Principle Secretary, Environment & Forests, Govt. of Maharashtra, Mumbai.
2. The Secretary, Ministry of Shipping, Transport Bhavan 1 Parliament Street, New Delhi 110001.

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