

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION
WRIT PETITION CIVIL NO. 3727 OF 1985

IN THE MATTER OF:

M.C. Mehta

....PETITIONER

VERSUS

Union of India And Ors.

....RESPONDENTS

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Place- New Delhi

DEPONENT

Date

Counsel for the Respondent No. 1

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**AFFIDAVIT OF THE JOINT SECRETARY TO THE
GOVERNMENT OF INDIA AND MISSION DIRECTOR,
NATIONAL MISSION FOR CLEAN GANGA (NMCG) IN
TERMS OF THE ORDER DATED 13.08.2014 IN THE
AFFORESAID MATTER**

I, Rajiv Ranjan Mishra S/o Shri Gangadhar Mishra aged 52 years presently working as Joint Secretary to the Government of India and Mission Director, National Mission for Clean Ganga (NMCG), New Delhi do hereby solemnly affirm and state as under:

1. That the Deponent is working as Joint Secretary to the Government of India and Mission Director, National Mission for Clean Ganga (NMCG), New Delhi and as such well conversant with the facts of the case on the basis of official records and has been duly authorized to submit the present affidavit.

2. That earlier the Ministry of Environment and Forests (MoEF) had filed affidavits in April 2014 and July 2014, before this Hon'ble Court, and have submitted the status of the implementation of the river Pollution Abatement Works for river Ganga and also with regard to the preparation of comprehensive River Basin Management Plan for Ganga, being prepared with the help of consortium of 7 (seven)

3. That it is submitted, meanwhile, as per the amendment in the Government of India (Allocation of Business) Amendment Rules, 2014, the work related to river development and Ganga rejuvenation has now been allocated to Ministry of Water Resources, River Development and Ganga Rejuvenation (MoWR, RD&GR) as per the Notification No. S.O. 1986 (E) dated 31st July, 2014 published in the Gazette of India. A copy of the Notification is enclosed herewith as **Annexure- I.**

4. That in order to apprise this Hon'ble Court about the commitment of the Government of India to keep the river Ganga clean and to maintain its flow, the followings are submitted:

A. Ganga Action Plan:

(I) In the year 1985, the Ganga Action Plan Phase-I (GAP-I) was launched, in which 25 towns located along the river Ganga in Uttar Pradesh, Bihar and West Bengal were selected. At the relevant time, the total pollution load due to sewage reaching the river untreated was estimated as 1340 million liters per day (mld), according to the Study conducted by Central Pollution Control Board (CPCB).

(II) In the year 1993, the Ganga Action Plan Phase II (GAP-II) commenced and continued with the earlier programmes, and also included works on four tributaries of the river, namely Yamuna, Gomati, Damodar and Mahananda. The sewage pollution load has been increasing due to increase in population and emergence of more urban centres and as per the

estimates of CPCB for 2001, the total sewage pollution load had increased to 2538 mld, i.e. increased by 89.4%.

The water quality model of the river Ganga was used to estimate the Ganga river quality during 1995 and beyond, both with and without the Ganga Action Plan Phase-I. The model showed that in 1995, a total stretch of river of about 437 km between Rishikesh (Uttarakhand) and Rajmahal (Jharkhand) still had biochemical oxygen demand (BOD) levels above the permissible limit of 3.0 mg/l. The problem stretch mainly falls between Kannauj and Varanasi. However, without GAP this stretch would have been about 740 km and more than 100 km would have exceeded 10 mg/l. Dissolved Oxygen (DO) levels would have been below 5.0 mg/l only for short stretch near Kanpur.

- (III) Under the GAP-I & II (main stem), a capacity to treat 1078 mld of sewage and 20 mld of industrial effluent had been created, besides carrying out other pollution abatement works like low Cost Sanitation, Electric/Improved Crematoria etc. During GAP I and II an investment of Rs 986.34 Crore was incurred. The list of towns covered under GAP I & II is enclosed herewith as **Annexure-II**.
- (IV) Based on the monitoring done by the independent institutions, the Water Quality of river Ganga in the year 2012 has shown discernible improvement over the pre-GAP quality. The comparative status of water quality is enclosed herewith as **Annexure-III**.

B. National Ganga River Basin Authority (NGRBA)

In the year 2009, National Ganga River Basin Authority (NGRBA) was constituted under Environment (Protection) Act, 1986 vide notification No. S.O. 521(E) dated 20.02.2009 as an empowered planning, financing, monitoring and coordinating authority for Ganga River. The structure of NGRBA for the implementation programme consists of:

- i. Policy making Apex Council headed by the Prime Minister;
- ii. Standing Committee under Finance Minister to regularly oversee implementation;
- iii. Empowered Steering Committee (ESC) to facilitate coordination with the Central and the State Government departments, and prioritise and sanction projects on a fast track basis;
- iv. A Mission Directorate, i.e. National Mission for Clean Ganga (NMCG) with a core team of professionals responsible for implementing the work programme of the Authority and to perform its day-today operations. NMCG has been set up as registered society in August, 2011.
- v. State River Conservation Authorities under the Chief Ministers to coordinate and implement river conservation activities at the state level; and
- vi. Implementation of projects through the States Programme Management Groups (SPMGs) and urban local bodies. All the five SPMGs have been set up.

C. Projects under NGRBA Programme:

The perusal of the key difference from the GAP I & II and the new approach under NGRBA recognized the fact that the entire basin of the river Ganga was considered as the basis for planning and implementation. The infrastructure investments under NGRBA Programme included:

- (a) laying of sewerage system and construction of sewage treatment plants, STPs
- (b) river front management including crematoria etc.
- (c) solid waste management and
- (d) industrial pollution control.

That accordingly the NGRBA framework had been prepared for guiding all the investments under the NGRBA programmes which amongst other included the following features with a view to achieve sustainability for interventions:

- i) Project designs, as per anticipated population growth;
- ii) Appropriate technology selection to be ensured and compendium of technologies has been prepared and referred to;
- iii) Investment in knowledge creation for Ganga and its use for decision-making.
- iv) Contracts included provision for 10-15 years O&M of the identified sub-projects with Govt. of India contribution in O&M funding for 5 years in 70:30 ratio.
- v) Encouraging private participation in STPs on Design, Build and Operate (DBO) model for guaranteed operation and maintenance.

vi) Tripartite Memoranda of Agreements (MoAs) between Centre, States and Urban Local Bodies (ULBs).

vii) Synergy with other central schemes and projects like JNNURM.

viii) Strengthening monitoring, review and inspection system including Third Party Inspections.

The NGRBA programme is being implemented using a variety of financing sources namely, i) Externally Aided Projects (EAP) with financial assistance from the World Bank and Japan International Cooperation Agency (JICA) and ii) projects under Government's own resources (Non-EAP).

So far, 76 schemes (including 6 schemes for institutional development) in 48 towns of 5 main stem States have been sanctioned in Sewerage and river front management sectors at a total cost of Rs. 4974.79 Crores till July, 2014. An amount of Rs. 1270.12 Crores was released from Center and 5 Ganga basin States and an expenditure of Rs. 910.57 Crores has been incurred till June, 2014 for implementation of the projects. These projects will create additional treatment capacity of 659.23 MLD and sewer network of 2469.53 Km. (So far, treatment capacity of 110.50 MLD has been created and sewer network of 475.02 Km. has been laid. All such projects are being funded out of the 12th Plan outlay of Rs. 2200 crores earmarked for NGRBA programme. The details are enclosed herewith as **Annexure-IV**.

The status of projects undertaken through each of the aforesaid funding mechanism is briefly as under:

EAP- World Bank Assisted Programme:

That World Bank Assisted National Ganga River Basin Project has been launched in the year 2011 under NGRBA with the twin objectives:

- (a) to build capacity of its nascent operational level institutions for managing a comprehensive Ganga clean-up and conservation program; and
- (b) to reduce point-source pollution loads through sustainable interventions at selected locations on the Ganga with an approved cost of Rs 7000 Crores for a period extending up to 2019.

The World Bank Projects/programs, however, took off in the year 2013-14. Twenty six projects worth **Rs. 2917.82** Crores were sanctioned during 2013-14 & 2014-15, of which 20 are for sewerage projects, one for river front and five are institutional development projects. In addition, projects worth Rs. **1359.66** Crores have been appraised by the ESC and projects worth about **Rs 2000** Crores are under evaluation of NMCG.

Under the institutional development component, the five projects sanctioned include capacity building of CPCB (Rs. 69.26 crore), Real- time water quality monitoring by CPCB (Rs 94.45 Crores), establishment of a knowledge repository on Ganga as "Ganga Knowledge Centre" (Rs 48.54 Crore) and a comprehensive education programme for conservation of Dolphins (Rs 1.28 Crore). The projects are at different stages of implementation. In addition, to

participation, a consultancy for development of a Communication Strategy for NGRBA has been assigned to Johns Hopkins- Bloomberg School of Public Health, USA and the Draft Communication Strategy has been submitted by them which is under examination.

EAP- Japan International Cooperation Agency (JICA) Program:

Under this funding programme a comprehensive project has been undertaken at Varanasi to improve the water quality of river Ganga by construction and augmentation of sewage treatment capacities and rehabilitation of sewerage systems and by improving pro-poor components such as construction of community toilets, rehabilitation of Dhobi Ghats, improvement of bathing Ghats and public participation including institutional development component.

The above-mentioned JICA assisted programme has been approved at a total cost of Rs. 496.90 crore and is being implemented on 85:15 cost sharing basis between Center and State Governments. STP capacity of 140 MLD is envisaged to be established along with development of sewerage network. Currently, out of 5 packages for sewerage infrastructure, 2 are under execution and 3 under bidding process.

Non-EAP Program: A number of projects worth Rs 1560 Crores have been taken up by NGRBA with Government's own resources for sewerage and river front management. 49 projects taken up at the cost of Rs. 1560.07 Crores, out of which 16 have been physically completed and 33 are ongoing with an expenditure of Rs 582.30 Crores.

D. The current status for the action taken for the control of Industrial Pollution / cleaning of Ganga river projects are detailed as under:

CPCB has constituted a dedicated NGRBA Cell for the monitoring of ongoing projects related to river Ganga. Further, Central Pollution Control Board (CPCB) have identified 764 Grossly Polluting Industries (GPIs) in the States on the main stem of river Ganga and its tributaries namely, Kali-East and Ramganga. Out of 764 GPIs, 704 have been inspected by CPCB and actions have been taken against 165 non-complying industries as on June, 2014 and closure order in respect of 48 GPIs have been issued by invoking provisions under the relevant Acts. The majority of such Industries numbering 687 are in Uttar Pradesh. The details are enclosed herewith as **Annexure-V.**

E. MoEF in para - IX & X of its affidavit, submitted in April, 2014 had submitted that independent institution have been appointed for appraisal of detailed project reports (DPR) & third party inspections procedure has been introduced to ensure quality and regular monitoring of the projects sanctioned under NGBRA. These appraisal agencies include institutions of repute viz. IITs Delhi & Roorkee; EPTRI, Hyderabad; WAPCOS Delhi, NEERI Nagpur etc.

F. MoEF in its affidavit, submitted in July, 2014 had submitted that the consortium of IITs is finalizing the Ganga River Basin Management Plan (GRBMP). The consortium of IITs has so far submitted 36 thematic reports and one interim report, which have been circulated to different

Ministries, Departments and other stake holders for seeking their response. It is expected that the first version of the plan is likely to be made available by the consortium of IITs by December, 2014.

It is further submitted that an Inter-Ministerial Committee (IMC) has been constituted on 7th Feb 2014 for framing draft legislation on the National River Ganga for strengthening efforts to make the river pollution free and to ensure its continuous flow. The IMC has so far met twice on 14th February, 2014 and 7th March, 2014 and discussed the draft legislation prepared by the consortium of IITs and drafts prepared by some other organizations. A copy of the office memorandum dated 7th February, 2014 is enclosed herewith as **Annexure – VI**.

5 Proposed steps:

- 1) The Government of India accords a status of national priority to the rejuvenation of Ganga. The basic framework to achieve this national priority consists of evolving suitable strategies and action points regarding following thrust areas :
 - a. Maintaining ecological flow in the river
 - b. Abatement and mitigation of various types of pollution in the river.
 - c. restoring ecological sanctity of the river
 - d. creating awareness about the conservation of river and ensuring people's participation in this process
- 2) The achievements of these objectives entail multi-institutional, multi-dimensional and multi-sectoral approach. To achieve this, consultative

process, involving various ministries concerned has commenced to arrive at common strategy and action plan.

- 3) For the achievement of the aforesaid objective, a group of Secretaries has been tasked to go into issues connected with realization of aforesaid objectives. Their report is presently under examination.
- 4) Besides, the consortium of IITs have been entrusted with the task of finalizing holistic Ganga River Basin Management. Their report is likely to be available by the end of December 2014.
- 5) It is visualized that by the same time consultative process on the report of Group of Secretaries may also get completed. Thereafter, a comprehensive review will be undertaken duly involving the States and plan of action finalized thereafter. The road map will consist of short, medium and long term measures and their achievements in a coordinated and time bound manner.
- 6) The Government of India in 2014-15 in the Budget has proposed to set up an integrated Ganga Conservation Mission called "Namami Gange" for conservation and improvement of Ganga and budgetary allocation has been made for this purpose. Also budgetary allocation has been made for the ghat cleanliness and beautification of river front at Kedarnath, Haridwar, Kanpur, Allahabad, Varanasi, Patna and Delhi in the current financial year. The Government of India is also coordinating with external funding agencies like JICA and World Bank for meeting fund requirements.

- 7) The Ministry of Water Resources, River Development and Ganga Rejuvenation and Ministry of Environment, Forest & Climate Change are coordinating to arrive at suitable ways and means for determination and maintenance of e-flow.
- 8) An evaluation of various technologies suitable for the purpose has also started by forming a Committee of Experts, which will advice about the selection of appropriate technologies.
- 9) The Government has been actively considering the appropriate modification and restructuring of NGRBA to make it more effective.
- 10) Consultative process with various stake holders has also started. Recently "Ganga Manthan" had been organized for this purpose and the various suggestions which have come up are being examined. This process will be taken forward further.

DEPONENT

VERIFICATION

Verified on this..... day of, 2014 that the contents of this affidavit are true and correct to the best of my knowledge and belief based on the records of the case and nothing material has been concealed therefrom.

DEPONENT



भारत का राजपत्र The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (ii)

PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित

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मंत्रिमंडल सचिवालय

अधिसूचना

नई दिल्ली, 31 जुलाई, 2014

का.आ. 1986(अ).—राष्ट्रपति, संविधान के अनुच्छेद 77 के खण्ड (3) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, भारत सरकार (कार्य-आबंटन) नियम, 1961 का और संशोधन करने के लिए, निम्नलिखित नियम बनाते हैं, अर्थात्:—

1. (1) इन नियमों का संक्षिप्त नाम भारत सरकार (कार्य-आबंटन) तीन सौ छठवां संशोधन नियम, 2014 है।

(2) ये तुरंत प्रवृत्त होंगे।

2. भारत सरकार (कार्य-आबंटन) नियम, 1961 में,—

(1) प्रथम अनुसूची में,—

(क) "11. पर्यावरण और वन मंत्रालय" शीर्षक के स्थान पर, निम्नलिखित शीर्षक रखा जाएगा, अर्थात्:—

"11. पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय";

(ख) "32. पोत परिवहन मंत्रालय" शीर्षक के पश्चात्, निम्नलिखित शीर्षक और उप-शीर्षक अंतःस्थापित किए जाएंगे, अर्थात्:—

"33. कौशल विकास, उद्यमशीलता, युवक कार्यक्रम और खेल मंत्रालय।

(i) कौशल विकास और उद्यमशीलता विभाग

- (II) युवक कार्यक्रम विभाग
(III) खेल विभाग";

(ग) "41. जल संसाधन मंत्रालय" शीर्षक के स्थान पर, निम्नलिखित शीर्षक रखा जाएगा, अर्थात् :—

"41. जल संसाधन, नदी विकास और गंगा संरक्षण मंत्रालय";

(घ) "42. युवक कार्यक्रम और खेल मंत्रालय" शीर्षक और उसके अधीन के उप-शीर्षकों का लोप किया जाएगा;

(2) द्वितीय अनुसूची में,—

(क) "पर्यावरण तथा वन मंत्रालय" शीर्षक के स्थान पर, निम्नलिखित शीर्षक रखा जाएगा, अर्थात् :—

"पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय";

(ख) इस प्रकार प्रतिस्थापित "पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय" शीर्षक के अधीन,—

(i) प्रविष्टि 8 के स्थान पर, निम्नलिखित प्रविष्टियां प्रतिस्थापित की जाएंगी, अर्थात् :—

"8. गंगा नदी और उसकी सहायक नदियों को छोड़कर नदियों का संरक्षण, विकास, प्रबंधन और प्रदूषण का उपशमन।

8क. राष्ट्रीय नदी संरक्षण निदेशालय।";

(ii) प्रविष्टि 36 के पश्चात्, निम्नलिखित प्रविष्टि अंतःस्थापित की जाएगी, अर्थात् :—

"36क. जलवायु परिवर्तन और उससे संबंधित अन्य सभी मामले।";

(ग) "वित्त मंत्रालय" शीर्षक के अधीन, "क. आर्थिक कार्य विभाग" उप-शीर्षक के अधीन, प्रविष्टि 81क और 81ख का लोप किया जाएगा।;

(घ) "पोत परिवहन मंत्रालय" शीर्षक के अधीन, प्रविष्टि 5 के पश्चात्, निम्नलिखित प्रविष्टि अंतःस्थापित की जाएगी, अर्थात् :—

"5क. पोत भंजन।";

(ङ) "पोत परिवहन मंत्रालय" शीर्षक, और उससे संबंधित प्रविष्टियों के पश्चात्, निम्नलिखित शीर्षक, उप-शीर्षक और प्रविष्टियां अंतःस्थापित की जाएंगी, अर्थात् :—

"कौशल विकास, उद्यमशीलता, युवक कार्यक्रम और खेल मंत्रालय

क. कौशल विकास और उद्यमशीलता विभाग

1. उपयुक्त कौशल विकास ढांचा तैयार करने हेतु सभी संबंधितों के साथ समन्वय, विद्यमान नौकरियों के लिए ही नहीं अपितु आगे सृजित की जाने वाली नौकरियों के लिए भी व्यावसायिक तथा तकनीकी प्रशिक्षण, कौशल उन्नयन, नई दक्षता बनाने, नवाचारी सोच और प्रतिभाओं की मार्फत कुशल जनशक्ति में मांग और पूर्ति के बीच अंतर को हटाना।

2. विद्यमान कौशलों की मैपिंग और उनका प्रमाणीकरण।

3. शैक्षिक संस्थाओं, व्यापारिक और अन्य सामुदायिक संगठनों के बीच सुदृढ़ भागीदारी स्थापित करके युवक उद्यमशीलता शिक्षा और क्षमता का विस्तार और इसके लिए राष्ट्रीय मानक स्थापित करना।
4. कौशल विकास संबंधी समन्वय की भूमिका।
5. बाजार संबंधी अनुसंधान करना तथा महत्वपूर्ण सेक्टरों में प्रशिक्षण पाठ्यक्रम तैयार करना।
6. उद्योग-संस्थान संपर्क।
7. इस क्रियाकलाप में सार्वजनिक-निजी भागीदारी का घटक लाना - कुशल जनशक्ति की आवश्यकता वाले उद्योग के साथ भागीदारी।
8. बाजार की अपेक्षाओं तथा कौशल विकास के संबंध में अन्य सभी मंत्रालयों/विभागों के लिए व्यापक नीतियां बनाना।
9. सॉफ्ट स्किल्स के लिए नीतियां बनाना।
10. कंप्यूटर शिक्षा।
11. कौशल समुच्चयों के अकादमिक समकक्ष।
12. औद्योगिक प्रशिक्षण संस्थानों संबंधी कार्य।
13. (i) राष्ट्रीय कौशल विकास निगम।
(ii) राष्ट्रीय कौशल विकास अभिकरण।
(iii) राष्ट्रीय कौशल विकास न्यास।

ख. युवक कार्यक्रम विभाग

1. युवा कार्य/युवा नीति।
2. नेहरू युवा केन्द्र संगठन।
3. राष्ट्रीय पुनर्निर्माण कोर स्कीम।
4. राजीव गांधी राष्ट्रीय युवा विकास संस्थान।
5. ग्रामीण युवा और क्रीड़ा क्लबों को दी जाने वाली सहायता संबंधी स्कीम।
6. राष्ट्रीय युवा आयोग।
7. राष्ट्रीय सेवा स्कीम।
8. स्वयंसेवी युवा संगठन, जिनके अंतर्गत उनको दी जाने वाली वित्तीय सहायता भी है।
9. राष्ट्रीय सेवा स्वयंसेवी स्कीम।
10. राष्ट्रमंडल युवा कार्यक्रम और संयुक्त राष्ट्र स्वयंसेवक।
11. युवा कल्याण क्रियाकलाप, युवा उत्सव, वर्क कैम्प, आदि।
12. व्याय-स्काउट और गर्ल-गाइड।
13. युवा हॉस्टल।

14. राष्ट्रीय युवा पुरस्कार।
15. भूतपूर्व राष्ट्रीय अनुशासन स्कीम का अवशिष्ट कार्य।
16. विदेशों के साथ युवा प्रतिनिधिमंडल का आदान-प्रदान।

ग. खेल विभाग

1. क्रीड़ा नीति।
2. क्रीड़ा और खेल।
3. खिलाड़ियों के लिए राष्ट्रीय कल्याण निधि।
4. नेताजी सुभाष राष्ट्रीय क्रीड़ा संस्थान।
5. भारतीय क्रीड़ा प्राधिकरण।
6. भारतीय ओलंपिक एसोसिएशन और राष्ट्रीय खेल परिसंघ से संबंधित मामले।
7. विदेशों में टूर्नामेंट में भारतीय क्रीड़ा टीमों द्वारा भाग लेना और भारत में अंतराष्ट्रीय टूर्नामेंटों में विदेशी क्रीड़ा टीमों द्वारा भाग लेना।
8. राष्ट्रीय क्रीड़ा पुरस्कार, जिसके अंतर्गत अर्जुन पुरस्कार भी हैं।
9. क्रीड़ा छात्रवृत्तियां।
10. विदेशों के साथ खिलाड़ियों, विशेषज्ञों और टीमों का आदान-प्रदान।
11. क्रीड़ा अवसंरचना, जिसके अंतर्गत ऐसी अवसंरचना के सृजन और विकास के लिए वित्तीय सहायता भी है।
12. कोचिंग, टूर्नामेंट, उपस्कर, आदि के लिए वित्तीय सहायता।
13. संघ राज्य-क्षेत्रों से संबंधित क्रीड़ा मामले।
14. शारीरिक शिक्षा।";

(च) "इस्पात मंत्रालय" शीर्षक के अधीन, प्रविष्टि 1 में, "पोत भंजन सहित" शब्दों का लोप किया जाएगा;

(छ) "जल संसाधन मंत्रालय" शीर्षक के स्थान पर, निम्नलिखित शीर्षक प्रतिस्थापित किया जाएगा, अर्थात्:—

"जल संसाधन, नदी विकास और गंगा संरक्षण मंत्रालय";

(ज) इस प्रकार प्रतिस्थापित "जल संसाधन, नदी विकास और गंगा संरक्षण मंत्रालय" शीर्षक के अधीन,—

- (i) प्रविष्टि 1 में, "जल के विविध उपयोगों" शब्दों के पश्चात्, "और नदियों को आपस में जोड़ना" शब्द जोड़े जाएंगे;

(17)

- (ii) प्रविष्टि 30 के पश्चात्, निम्नलिखित प्रविष्टियां अंतःस्थापित की जाएंगी, अर्थात्:—
 "30क. राष्ट्रीय गंगा नदी बेसिन प्राधिकरण जिसके अंतर्गत मिशन निदेशालय, स्वच्छ गंगा के लिए राष्ट्रीय मिशन और गंगा संरक्षण से संबंधित अन्य मामले भी हैं।
 30ख. गंगा नदी और उसकी सहायक नदियों का संरक्षण, विकास, प्रबंधन और प्रदूषण का उपशमन।";
- (झ) "युवक कार्यक्रम और खेल मंत्रालय" शीर्षक, उसके अधीन उप-शीर्षक और उससे संबंधित प्रविष्टियों का लोप किया जाएगा।"

प्रणब मुखर्जी
 राष्ट्रपति

[फा. सं. 1/21/9/2014-मंत्रि.]

संयुक्ता राय, निदेशक

CABINET SECRETARIAT
 NOTIFICATION

New Delhi, the 31st July, 2014

S.O. 1986(E).—In exercise of the powers conferred by clause (3) of article 77 of the Constitution, the President hereby makes the following rules further to amend the Government of India (Allocation of Business) Rules, 1961, namely:—

1. (1) These rules may be called the Government of India (Allocation of Business) Three Hundred and Sixth Amendment Rules, 2014.
 (2) They shall come into force at once.
2. In the Government of India (Allocation of Business) Rules, 1961,—
 (1) in THE FIRST SCHEDULE,—
 (a) for the heading "11. Ministry of Environment and Forests (Paryavaran aur Van Mantralaya)", the following heading shall be substituted, namely :—
 "11. Ministry of Environment, Forest and Climate Change (Paryavaran, Van aur Jalvaayu Parivartan Mantralaya)";
 (b) after the heading "32. Ministry of Shipping (Pot Parivahan Mantralaya)", the following heading and sub-headings shall be inserted, namely :—
 "33. Ministry of Skill Development, Entrepreneurship, Youth Affairs and Sports (Kaushal Vikas, Udyamshilta, Yuvak Karyakram aur Khel Mantralaya).
 (i) Department of Skill Development and Entrepreneurship (Kaushal Vikas aur Udyamshilta Vibhag)
 (ii) Department of Youth Affairs (Yuvak Karyakram Vibhag)
 (iii) Department of Sports (Khel Vibhag)";
 (c) for the heading "41. Ministry of Water Resources (Jal Sansadhan Mantralaya)", the following heading shall be substituted, namely :—

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"41. Ministry of Water Resources, River Development and Ganga Rejuvenation (Jal Sansadhan, Nadi Vikas aur Ganga Sanrakshan Mantralaya)";

- (d) the heading "42. Ministry of Youth Affairs and Sports (Yuvak Karyakram aur Khel Mantralaya)" and sub-headings thereunder, shall be omitted.

(2) in THE SECOND SCHEDULE,—

- (a) for the heading "MINISTRY OF ENVIRONMENT AND FORESTS (PARYAVARAN TATHA VAN MANTRALAYA)", the following heading shall be substituted, namely :—

"MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE (PARYAVARAN, VAN AUR JALVAAYU PARIVARTAN MANTRALAYA)";

- (b) under the heading "MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE (PARYAVARAN, VAN AUR JALVAAYU PARIVARTAN MANTRALAYA)" as so substituted,—

- (i) for the entry 8, the following entries shall be substituted, namely :—

"8. Conservation, development, management and abatement of pollution of rivers excluding the river Ganga and its tributaries.

8A. National River Conservation Directorate.";

- (ii) after the entry 36, the following entry shall be inserted, namely :—

"36A. Climate change and all other matters related thereto.";

- (c) under the heading "MINISTRY OF FINANCE (VITTA MANTRALAYA)", under the sub-heading "A. DEPARTMENT OF ECONOMIC AFFAIRS (ARTHIK KARYA VIBHAG)", entries 81A and 81B shall be omitted.;

- (d) under the heading "MINISTRY OF SHIPPING (POT PARIVAHAN MANTRALAYA)", after the entry 5, the following entry shall be inserted, namely :—

"5A. Ship breaking.";

- (e) after the heading "MINISTRY OF SHIPPING (POT PARIVAHAN MANTRALAYA)", and entries relating thereto, the following heading and sub-headings and entries shall be inserted, namely:—

"MINISTRY OF SKILL DEVELOPMENT, ENTREPRENEURSHIP, YOUTH AFFAIRS AND SPORTS (KAUSHAL VIKAS, UDYAMSHILTA, YUVAK KARYAKRAM AUR KHEL MANTRALAYA)

A. DEPARTMENT OF SKILL DEVELOPMENT AND ENTREPRENEURSHIP (KAUSHAL VIKAS AUR UDYAMSHILTA VIBHAG)

1. Coordination with all concerned for evolving an appropriate skill development framework, removal of disconnect between the demand for and supply of skilled manpower through vocational and technical training, skill up-gradation, building of new skills, innovative thinking and talents not only for the existing jobs but also the jobs that are to be created.
2. Mapping of existing skills and their certification.
3. Expansion of youth entrepreneurship education and capacity through forging strong partnership between educational institutions, business and other community organisations and set national standards for it.
4. Role of coordination relating to skill development.
5. Doing market research and devising training curriculum in important sectors.

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6. Industry-Institute linkage.
 7. Bringing Public Private Partnership element in this activity-partnership with the industry who need the skilled manpower.
 8. Making broad policies for all other Ministries/Departments with regard to market requirements and skill development.
 9. To frame policies for soft skills.
 10. Computer Education.
 11. Academic equivalence of skill sets.
 12. Work relating to Industrial Training Institutes.
 13. (i) National Skill Development Corporation.
(ii) National Skill Development Agency.
(iii) National Skill Development Trust.

B. DEPARTMENT OF YOUTH AFFAIRS (YUVAK KARYAKRAM VIBHAG)

1. Youth Affairs/Youth Policy.
2. Nehru Yuva Kendra Sangathan.
3. National Reconstruction Corps Scheme.
4. Rajiv Gandhi National Institute of Youth Development.
5. Scheme for assistance to Rural Youth and Sports Clubs.
6. National Commission for Youth.
7. National Service Scheme.
8. Voluntary Youth Organisations including financial assistance to them.
9. National Service Volunteer Scheme.
10. Commonwealth Youth Programme and United Nations Volunteers.
11. Youth welfare activities, youth festivals, work camp, etc.
12. Boy-scouts and girl-guides.
13. Youth Hostels.
14. National Youth Awards.
15. Residual work of the erstwhile National Discipline Scheme.
16. Exchange of Youth Delegation with foreign countries.

C. DEPARTMENT OF SPORTS (KHEL VIBHAG)

1. Sports Policy.
2. Sports and Games.
3. National Welfare Fund for Sportsmen.
4. Netaji Subhas National Institute of Sports.
5. Sports Authority of India.
6. Matters relating to the Indian Olympic Association and National Sports Federations.
7. Participation of Indian sports teams in tournaments abroad and participation of foreign sports teams in international tournaments in India.
8. National Sports Awards including Arjuna Awards.

9. Sports Scholarships.
 10. Exchange of Sports persons, experts and teams with foreign countries.
 11. Sports infrastructure including financial assistance for creation and development of such infrastructure.
 12. Financial assistance for coaching, tournaments, equipment, etc.
 13. Sports matters relating to Union territories.
 14. Physical Education.”;
- (f) under the heading “MINISTRY OF STEEL (ISPAT MANTRALAYA)”, in entry 1, the words “including ship breaking” shall be omitted;
- (g) for the heading “MINISTRY OF WATER RESOURCES (JAL SANSADHAN MANTRALAYA)”, the following heading shall be substituted, namely,-
 “MINISTRY OF WATER RESOURCES, RIVER DEVELOPMENT AND GANGA REJUVENATION (JAL SANSADHAN, NADI VIKAS AUR GANGA SANRAKSHAN MANTRALAYA)”;
- (h) under the heading “MINISTRY OF WATER RESOURCES, RIVER DEVELOPMENT AND GANGA REJUVENATION (JAL SANSADHAN, NADI VIKAS AUR GANGA SANRAKSHAN MANTRALAYA)”, as so substituted,-
- (i) in entry 1, after the words “diverse uses of water” the words “and interlinking of rivers”, shall be added;
 - (ii) after the entry 30, the following entries shall be inserted, namely,-
 “30A. National Ganga River Basin Authority including the Mission Directorate, National Mission for Clean Ganga and other related matters of Ganga Rejuvenation.
 30B. Conservation, development, management and abatement of pollution in river Ganga and its tributaries.”;
- (i) the heading “ MINISTRY OF YOUTH AFFAIRS AND SPORTS (YUVAK KARYAKRAM AUR KHEL MANTRALAYA)” and sub-headings thereunder and entries relating thereto shall be omitted.”.

PRANAB MUKHERJEE

President

[F. No. 1/21/9/2014-Cab.]

SANJUKTA RAY, Director

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1.4 RIVER WISE ESTIMATED COST OF GAP PHASE-I

RIVER	S.NO.	NAME OF TOWN	(Rs. In crore) REVISED CEEA COST
GANGA	I	UTTAR PRADESH	
		1 Haridwar-rishikesh	16.3435
		2 Pbad & Fatehgarh	2.0048
		3 Kanpur	66.7032
		4 Allahaba	31.5305
		5 Varanasi	47.6568
		6 Mirzapur	20.5991
		Total :	184.8379
	II	BIHAR	
		7 Chapra	4.6174
		8 Bhagalpur	6.1464
		9 Munger	6.0651
		10 Patna	36.465
		Total :	53.2939
	III	WEST BENGAL	
		11 Bahrapore	5.232
		12 Nabadwip	4.3732
		13 Hugli Chinsura	5.8831
		14 Chandan Nagar	6.1087
		15 Serampore	6.0704
		16 Bally	8.0855
		17 Kalyani	1.4134
		18 Bhatpara	16.8308
		19 Titagarh	6.6755
		10 Panihati	7.2582
		21 Howrah	10.7818
		22 Calcutta Corpn. Area	77.4481
		23 Baranagar	20.0289
		24 Kamrahatti	
		25 Naihati	0.1912
		OTHER CLASS II TOWNS (W.BANK)	2.6378
		OTHER CLASS II TOWNS (E. BANK)	2.8342
		TOTAL	181.8528
SUB TOTAL			419.9847
ESTT.			16.7500
O&M			25.3000
GRAND TOTAL			462.0447

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7.1 TOWN WISE ESTIMATED COST OF GANGA ACTION PLAN PHASE - II (MAIN STEM)
[RUPEES IN LAKHS]

S.NO	NAME OF TOWN	SANCTIONED COST OF DPR <---- 31-03-13 ----->	CUMM. EXP. TILL DATE

BIHAR			

1	ARRAH	34.25	29.45
2	BARH	18.90	15.41
3	BHAGALPUR	20.09	21.15
4	BARAHYA	40.48	37.89
5	BUXAR	7.63	5.32
6	CHAPRA	.00	.00
7	FATWAH	18.02	17.07
8	MUNGER	40.30	33.85
9	PATNA	178.07	108.92
10	SULTANGANJ	37.43	35.65
	STATE TOTAL	395.18	304.73
JHARKHAND			

11	SAHEBGANJ	20.67	24.57
	STATE TOTAL	20.67	24.57
UTTAR PRADESH			

12	ALLAHABAD	5853.04	4523.83
13	FARRUKKABAD	.00	.00
14	GHAZIPUR	55.93	26.23
15	GARMUKTESWAR	130.94	130.84
16	KANPUR	8276.53	9262.18
17	MUGAL-SARAI	148.08	19.54
18	MIRZAPUR	261.69	250.79
19	SAIDPUR	.00	.00
20	VARANASI	4161.21	4273.19
	STATE TOTAL	18887.42	18486.63
UTTRAKHAND			

21	HARIDWAR-RISHIKESH	4989.61	3248.14
	STATE TOTAL	4989.61	3248.14
WEST BENGAL			

22	BARRACKPORE	3778.81	3387.25
23	BADRESHWAR-CHAMPDANI	943.87	934.95
24	BAIDYABATI	1192.76	1187.20
25	BANSBERIA	896.04	898.44
26	BUDGE-BUDGE	826.72	912.86
27	CIRCULAR CANAL	893.63	819.36
28	CETP-CALCUTTA	8646.00	3952.00
29	RISHRA	1020.54	990.98
30	TOLLY'S NALLAH	2465.17	2068.64
	STATE TOTAL	20663.56	15151.68

	GRAND TOTAL	44956.45	37215.75

(23)

ANNEXURE - II

7.6 TOWN WISE SANCTIONED COST AND EXPENDITURE UNDER
SUPREME COURT ORDER TOWNS (GAP-II)

[RUPEES IN LAKHS]

S.NO	NAME OF TOWN	SANCTIONED	CUMM. EXP.
		DPR	TILL DATE
		<--- 31-03-2013 --->	
Bihar			
1	HAJIPUR	.00	.00
2	KAHELGAON	.00	.00
3	MOKAMAH	.00	.00
	STATE TOTAL	.00	.00
Uttar Pradesh			
4	ANUPSHAHER	450.38	445.79
5	BIJNOR	42.98	37.11
6	CHUNAR	39.53	30.10
	STATE TOTAL	532.89	513.00
UTTARANCHAL			
7	BADRINATH	19.99	19.99
8	DEO PRAYAG	124.45	52.04
9	GOPESHWAR	30.36	31.02
10	JOSHIMATH	16.90	17.83
11	KARAN PRAYAG	7.48	7.48
12	RANIPUR	392.55	431.98
13	RUDRA PRAYAG	74.29	18.92
14	SRI-NAGAR	590.05	772.61
15	UTTAR KASHI	816.46	879.32
	STATE TOTAL	2072.53	2231.19
WEST BENGAL			
16	CHAKDAH	128.43	123.77
17	DHULIAN	144.87	135.37
18	DIAMOND HARBOUR	375.07	254.58
19	GAYESPUR, HALILSHAR &	2002.51	1734.12
20	GARULIA	470.73	450.76
21	JANGIPUR	144.64	154.47
22	JIJGANJ-AZIMGANJ	451.94	352.93
23	KATWA	295.71	291.93
24	KHARDA (Extended)	545.35	545.23
25	KONNAGAR	1362.52	1178.31
26	MAHESTALA	1131.70	1129.25
27	MURSHIDABAD	228.69	188.63
28	NAIHATI	1903.25	1761.28
29	NORTH BARRACKPORE	1428.58	1124.27
30	UTTARPARA-KOTRUNG	929.31	1145.91
	STATE TOTAL	11543.30	10570.86
	GRAND TOTAL	14148.72	13315.05

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WATER QUALITY DATA FOR RIVER GANGA

(Summer Average i.e. March-June)

S.No	Station/Location	1986		2012	
		DO (mg/l)	BOD (mg/l)	DO (mg/l)	BOD (mg/l)
1.	Rishikesh	8.1	1.7	7.5	1.2
2.	Hardwar D/s	8.1	1.8	7.4	1.6
3.	Garhmukteshwar	7.8	2.2	7.4	1.7
4.	Kannauj U/S	7.2	5.5	6.8	3.9
5.	Kannauj D/S	NA	NA	6.9	4.4
6.	Kanpur U/S	7.2	7.2	7.2	3.9
7.	Kanpur D/S	6.7	8.6	6.1	4.5
8.	Allahabad U/S	6.4	11.4	7.8	6.4
9.	Allahabad D/S	6.6	15.5	7.4	3.6
10.	Varanasi U/S	5.6	10.1	8.2	2.6
11.	Varanasi D/S	5.9	10.6	7.5	3.4
12.	Patna U/S	8.4	2.0	7.1	1.8
13.	Patna D/S	8.1	2.2	6.9	2.2
14.	Rajmahal	7.8	1.8	6.8	1.4
15.	Palta	N/A	N/A	7.4	2.2
16.	Uleberia	N/A	N/A	6.3	3.2


Bathing Water Quality Criteria: DO equal to or more than 5.0 mg/l
BOD equal to or less than 3.0 mg/l

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ANNEXURE - IV

Progress Status of NGRBA Projects in the Basin States (As on 31st July, 2014)															
Sl. No.	State / Organisation	Capital Cost	O&M Cost	Total sanctioned costs	STP capacity to be created (In mld)	STP capacity created (In mld)	Expenditure till March, 2013	Release of fund (As on June, 2014)			Total Expenditure on June, 2014)			Total No. of projects	No. of Projects physically completed
								GOI	State	Total	GOI	State	Total		
Investment Projects															
1	Uttarakhand (16 projects in 11 towns)	201.55	49.66	251.21	38.80	18.00	35.29	61.92	15.24	77.16	51.50	13.23	64.73	16	1
2	Uttar Pradesh (14 projects in 8 towns)	1898.01	92.14	1990.15	336.90	92.50	420.88	528.83	173.05	701.88	415.41	144.98	560.39	14	
3	Bihar (10 projects in 5 towns)	1226.64	78.94	1305.58	202.00		44.79	126.51	41.25	167.76	40.76	35.73	76.49	10	
4	Jharkhand (1 project in 1 town)	89.36	10.00	99.36	12.00			6.26	2.68	8.94				1	
5	West Bengal (29 projects in 23 towns)	976.95	103.24	1080.19	69.53		146.53	215.38	92.30	307.68	143.73	61.58	205.31	29	15
	Sub Total	4392.51	333.98	4726.49	659.23	110.50	647.49	938.90	324.52	1263.42	651.40	255.52	906.92	70	16
Institutional Development Projects															
6	Central Pollution Control Board (CPCB) 3 projects			198.48			1.66	6.70		6.70	3.43		3.65	3	
7	Ganga Knowledge Centre (GKC) 2 Projects			48.54										2	
	Sub Total			247.02			1.66	6.70		6.70	3.43		3.65	5	
Project Implementation Support															
8	Educating Schools and Communities for conserving habitat of Ganga River Dolphin			1.28										1	
	Sub Total			1.28										1	
	TOTAL	4392.51	333.98	4974.79	659.23	110.50	649.15	945.60	324.52	1270.12	654.83	255.52	910.57	76	16

(26)

Annexure - 

**Status of Inspection of the Grossly Polluting Industries (GPI)
by CPCB under NGRBA as on 30th June, 2014**

Action/State	Uttar Pradesh (687)	Uttarakhand (42)	Bihar (13)	West Bengal (22)	Total (764)
Direction under section 5 of Environment (Protection) Act, 1986	155	7	2	1	165
Direction under section 18(1)(b) of Water Act, 1974	12	0	0	1	13
Letter issued for ensuring compliance	34	5	1	7	48
No action required	90	0	1	4	95
Action taken for reinspection/revalidation	30	3	0	5	38
Found closed	97	1	0	0	98
Units not traceable	22	0	0	0	22
Action under process	215	0	1	6	222
Inspection report under preparation	4	0	0	0	4
Total	659	16	5	24	704

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No. J-11011/1/2014-NRBA
Government of India
Ministry of Environment & Forests

Paryavaran Bhavan
New Delhi, dated 7th February, 2014

Office Memorandum

Subject:- Constitution of Inter-Ministerial Committee for framing a draft legislation on the National River Ganga for strengthening efforts to make the river pollution free and to ensure its continuous flow.

Consequent upon the approval of the Competent Authority to frame a draft legislation on the National River Ganga for strengthening efforts to make the river pollution free and to ensure its continuous flow, an Inter-ministerial committee under the Chairmanship of Secretary, Ministry of Environment & Forests is constituted to draft a legislation based on due deliberations and consultations with all the stake holders.

2. The composition of the Committee is as under:-

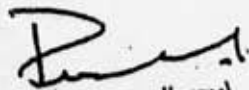
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|-------|---|---------------|
| (i) | Secretary
Ministry of Environment & Forests | Chairman |
| (ii) | Addl. Secretary
Ministry of Environment & Forests
(Mr. Shashi Shekhar) | Vice-Chairman |
| (iii) | A representative from Ministry of Water
Resources/Central Water Commission
(Not below JS level) | Member |
| (iv) | A representative from Ministry of Urban
Development
(Not below JS level) | Member |
| (v) | A representative of Ministry
Of Agriculture
(Not below JS level) | Member |

- | | | |
|--------|---|------------------|
| (vi) | Chairman, Central Ground Water Board
Authority | Member |
| (vii) | Chairman, Central Pollution Control Board | Member |
| (viii) | Joint Secretary, MoEF
& Mission Director, NMCG | Member Secretary |

3. The broad contours of the legislation to be considered by the Committee are as follows:-

- I. Ensuring ecological regeneration of the entire Ganga river basin and continuous flow and unpolluted flow in the river
- II. Ensuring that the river and its tributaries exist, thrive and regenerate their own vital cycles, structures, functions in unpolluted states and have minimum obstructions that restrict groundwater recharge and ecological flow
- III. In order to accomplish the above, creating strong, institutional mechanisms for development, conservation and regeneration of the basin and for regulation of river pollution
- IV. Components of development, conservation and regeneration
 - a. Ensuring e-flows are maintained at different locations in different seasons along entire length of Ganga and its tributaries
 - b. Striving for sustainable agricultural practices and water use efficiency etc
 - c. Protecting and promoting cultural heritage of Ganga Basin
 - d. Collating existing relevant knowledge, updating scientific information on river health, creating a comprehensive Ganga River Basin Information and communication network.
- V. Components of regulation of river pollution
 - a. Identification of suitable interventions for protecting geology and ecology of the basin
 - b. Using concept of flood plains and regulation of identified activities in areas
 - c. Covering all non-point aspects of pollution and defining list of prohibited, restricted and promoted activities in the Ganga Basin
 - d. Establishing mechanisms for implementing preventive and corrective approaches, inter alia, including monitoring, regulation of discharge of wastewater, industrial effluents and management of Municipal Solid Waste as also for its enforcement and imposing penalties and damages.

- e. Initiating community supported monitoring programmes 'on various aspects (water quality, ecological, biological, land use/land cover etc.)
 - f. Promoting and undertaking R&D activities, including certain pilot projects
- VI. While creating new mechanisms, integrating role of existing authorities – Water Quality Assessment Authority (WQAA), Central Ground Water Board Authority (CGWBA), Central Pollution Control Board (CPCB) etc.
- VII. Innovative interventions, like community monitoring for protection of ecology
- VIII. Government of India as an enabler for long term finance to eligible entities – possibility of creating a separate fund, viz. Ganga River Basin Management Fund with an initial corpus.
4. This issues with the approval of Minister of Environment & Forests.


(Puskal Upadhyay)
Director

To
The Chairman and all Members of the Committee

- Copy to: (i) ✓ Prime Minister's Office (Shri Santosh D.Vaidya, Director) with reference to their PMO ID No.250/31/C/10/2014-ES-II dated 27th January, 2014.
- (i) ✓ Secretary, Ministry of Water Resources, Sardar Patel Bhavan, Sansad Marg, New Delhi
- (ii) ✓ Chairman, Central Water Commission, Sewa Bhavan, New Delhi
- (iii) ✓ Secretary, Ministry of Urban Development, Nirman Bhavan, New Delhi
- (iv) ✓ Secretary, Ministry of Agriculture, Krishi Bhavan, New Delhi
- (v) ✓ PS to Minister for Environment and Forests
- 12/2/14 (vi) ✓ PPS to Secretary (E&F)
- (vii) ✓ PPS to AS, MoEF & Project Director, NRCD
- 9/2 (viii) ✓ PS to JS, MoEF & MD, NMCG
- (ix) ✓ AMD, NMCG