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ABSTRACT

Environment Control – Adjudication of disputes relating to Environment Pollution – Appointment of two Experts / Scientists to the Appellate Authority of Tamil Nadu Pollution Control Board for adjudication of disputes relating to Environment and Pollution Control – Orders – Issued.

ENVIRONMENT AND FORESTS (EC.1) DEPARTMENT

G.O. (MS) No. 66

திருவள்ளூர் ஆண்டு – 2044

ஸ்ரீ விஜய, சித்திரை – 24

Dated: 07.05.2013

Read:

1. G.O. Ms.No.208, Environment and Forests (EC.1) Department, dated 15.9.2000.
2. G.O.Ms.No.24, Environment and Forests (EC.1) Department, dated 08.2.2007.
3. G.O. Ms.No.116, Environment and Forests (EC.1) Department, dated 25.10.2007.
4. G.O.Ms.No.28, Environment and Forests Department, dated 19.2.2010.
5. G.O.Ms.No.23, Environment and Forests Department, dated 24.01.2012.
6. From the Tamil Nadu Pollution Control Board letter No. TNPCB/P&D/F.5132/2013, dated 18.02.2013 and 08.04.2013.

ORDER:

Section 28 of the Water (Prevention and Control of Pollution) Act 1974 and Section 31 of Air (Prevention and Control of Pollution) Act 1981 provide that the State Government may constitute a State Appellate Authority consisting of one or three persons as it may think, fit to be appointed to help in the adjudication of disputes relating to Environment and Pollution.

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2) In pursuance of the orders of the Supreme Court in its Judgment in Civil Appeal No.368-371 of 1999 of SLP (Civil) No. 10317-10320/98 and Civil Appeal Nos.372, 373/99 in SLP (Civil) No.10380 & 13380/98 the Authority has been composed of a retired Judge of High Court as Chairman and Experts / Scientists in the field of Pollution Control as Members.

3) Accordingly the Appellate Authority for Tamil Nadu Pollution Control Board was constituted in the G.O. first read above. In the G.O. second read above the Appellate Authority of Tamil Nadu Pollution Control was constituted under the Chairmanship of Justice K. Sampath Kumaran (Retd. High.Court Judge) consisting two members for a tenure of three years, to help in the adjudication of disputes relating to Environment and Pollution. Subsequently, in the Government order 4th read above, orders were issued extending the tenure of the Appellate Authority for a further period of three years from 19.02.2010. Hon'ble Justice K. Sampath Kumaran, Chairman, Appellate Authority of Tamil Nadu Pollution Control has relinquished his assignment as Chairman, Appellate Authority of Tamil Nadu Pollution Control with effect from 19.09.2011 and subsequently G.O. fifth read above Justice T.V. Masilamani, retired Judge of Madras High Court was appointed as Chairman of Appellate Authority for Tamil Nadu Pollution Control Board for adjudication of disputes relating to Environment and Pollution Control and Dr.S.Thayumanavan and Dr.G.B.Jayaprakash Narain who were the members of the authority already were allowed to continue to be members of the Appellate Authority up to 18.2.2013 in G.O. (Ms.) No. 23, Environment and Forests (EC.1) Department, dated 24.01.2012.

4) The tenure of the Appellate Authority expired on 18.2.2013. Hence tenure of the Appellate Authority has to be extended for a further period of ~~the~~ three years from 19.02.2013 and two members have to be appointed for the Appellate Authority since the existing members have already completed a period of six years.

5) The Government after careful consideration extend the tenure of the Appellate Authority of Tamil Nadu Pollution Control Board for adjudication of disputes relating to Environment and Pollution Control for a further period of 3 years from 19.02.2013. The Government has also allow the present Chairman of Appellate Authority Justice T.V. Masilamani, retired Judge of Madras High Court to complete his tenure period of 3 years from 24.01.2012.

Thiru. G. Rengasamy,
(Former Member-Secretary,
Tamil Nadu Pollution Control Board)
No.38/83, Madhavaram High Road (South),
Perambur, Chennai - 600 011.

Dr. K. Thanasekaran,
Professor Anna University (Retired)
No.41, 4th Cross Street,
Balamurugan Garden,
Thoraipakkam, Chennai- 600 097.

The Secretary to Government of India,
Ministry of Environment and Forests,
Paryavaran Bhavan,
CGO Complex, Lodhi road,
New Delhi-3.

The Registrar,
National Environment Appellate Authority,
GateNo. 31, J.N. Stadium, 1st Floor,
Lodhi road, New Delhi-3.

The Director, Central Pollution Control Board,
Parivesh Bhavan, East Arjun Nagar,
Shadra, New Delhi- 110 032.

The Member Secretary,
Tamil Nadu Pollution Control Board,
Chennai-32.

All Departments of Secretariat,
Chennai-9.

The Principal Secretary II to
Hon'ble Chief Minister,
Chennai-9.

The Chief Minister's Office,
Chennai - 9.

The Personal Assistant
to Hon'ble Minister (Environment),
Chennai-9.

6) The Government also appoints the following two Experts / Scientists members for the said Appellate Authority.

- 1) Thiru. G.Rengasamy,
No.38/83, Madhavaram High Road (South),
Perambur, Chennai-600 011.
- 2) Dr. K. Thanasekaran,
No.41, 4th Cross Street,
Balamurugan Garden,
Thoraipakkam, Chennai-600 097.

7) The terms and conditions of appointment of the Chairman of Appellate Authority shall be as per Government Order third read above.

(BY ORDER OF THE GOVERNOR)

**MOHAN VERGHESE CHUNKATH
ADDITIONAL CHIEF SECRETARY TO GOVERNMENT**

To
The Works Manager,
Government Central Press, Chennai-79.
(with a request to publish the Government Order
in the Tamil Nadu Government Gazette)

Justice T.V. Masilamani,
10, Rani Street,,
Dr. Seethapathy Nagar,
Velacherym
Chennai-40.

Prof. Dr.SThayumanvan,
K.4, Sangath, Alacrity Apartments,
MGR Nagar,
West Velachery,
Chennai-42.

Prof. Dr. G.B. Jaiprakash Narain,
4/43, SingaravelarMain Road,
3rd Cross Street,
Neelankarai, Chennai-41.

The P.S. to Additional Chief Secretary,
Environment and Forests Department,
Chennai - 9.

All Sections in Environment and
Forests Department,
Chennai-9.

SF/SC:

/ Forwarded by order /

P. Beetha
Section Officer