



No: ERA/CEO/1038/Adm/9620-42

Dated: 10-01-2013

CIRCULAR

1. No IPC or final claim of the contractor shall be processed, until and unless an **Environment Compliance Certificate** is issued with the claim by the concerned DSC which should read as under:-

"Subproject Name:.....

Bill No..... Total Bill Amount = INR..... Bill Period from..... to.....

S. No.	Environment Safeguard Parameter	Compliance Status for billing period (Excellent/ Satisfactory/ Partially Satisfactory/ Below Satisfaction)	Recommended %age deduction from total bill (%)	Amount recommended to be deducted from the total bill (INR)
1.	Environment Safety Officer (Availability and Performance)			
2.	Labour Camp Management			
3.	Dust Suppression			
4.	Worker Safety			
5.	Traffic and Public Safety			
<b>Total Recommended Deduction</b>				

- A. Certified that all safeguard measures have been adopted to our full satisfaction by the contractor for the current billing period.

Or

Certified that during the current billing period the performance of contractor with respect to safeguard parameter/s -Environment Safety Officer / Labour Camp Management / Dust Suppression / Worker Safety / Traffic and Public Safety remained- Partially Satisfactory/ Below Satisfaction. Therefore an amount of INR ..... is recommended to be deducted as penalty on this account.

- B. Also certified that the statutory environmental clearances for Stone Crusher Plant / Batch Mix Plant / Wet Mix Plant / Hot Mix Plant / Diesel Generator Set(s) / PUC Certificates for vehicles were required during the current billing period.

All these requisite consents/certificates stand obtained by the contractor and same have been received at the office of DSC.

Or

Out of these, the contractor has failed to produce the Consent to Establish/Operate for ..... / PUC certificates for vehicles. Therefore an amount of INR ..... (5% of total bill amount) is recommended for deduction as penalty on this account.

Deduction recommended for non compliance to environmental safeguard parameters (.....% of total bill amount)	INR.....
Deduction recommended for statutory non compliance (5% of total bill amount)	INR.....
<b>Total Deduction recommended</b>	<b>INR.....</b>

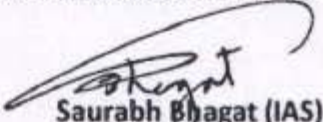
Sd/-  
Team Leader, DSC."

2. For non-compliance of safeguard requirements, necessary deductions shall be made from the respective claims of the contractors as per the recommendations of the Team Leader, DSC and to be ratified by respective Environmental Expert of ERA. The level of compliance shall be ascertained for all the individual parameters, separately, on the basis of percentage compliance achieved in accordance to the following rating criteria:

% Compliance	Compliance level/category	%age deduction from total bill amount
91-100%	Excellent	Nil
76-90%	Satisfactory	Nil
56-75%	Partially Satisfactory	0.5%
<55%	Below Satisfaction	1.0%

3. The statutory environmental clearances for establishment/operation of plants, machinery and vehicles must be obtained by contractor from the concerned regulatory authority prior to establishment/operation of such plants/machinery and vehicles. In case, the contractor does not establish own plants and procures material from market (approved plants of third parties), then contractor has to obtain the valid approval certificates/clearances issued by regulatory authorities to such third parties and submit the same to concerned DSC prior to start of works which are dependent on such material.

The concerned DSCs and PIUs shall ensure that the works should not be executed in absence of requisite statutory environmental clearances.

  
**Saurabh Bhagat (IAS)**  
**Chief Executive Officer**  
**J&K ERA**

**Copy for information/compliance to:**

- 1-6. Director (Safeguards/Urban/Central/Finance/Transport/Tranche-III), J&K ERA.
- 7-9. Project Manager (JKUSDIP/Transport/Urban) J&K ERA, Jammu.
- 10-12. Project Manager (JKUSDIP/Transport/Urban) J&K ERA, Kashmir.
- 13-15. Accounts Officer (PMU/PIU-Jammu/PIU-Srinagar).
- 16-17. Environmental Expert, J&K ERA (Jammu/Srinagar).
18. Team Leader, PMC.
- 19-20. Team Leader, DSC (Transport/JKUSDIP), Jammu.
- 21-23. Team Leader, DSC (Urban/Transport/JKUSDIP), Kashmir.