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PART II

Statutory Notifications (S. R. O.)

GOVERNMENT OF GILGIT-BALTISTAN

GILGIT-BALTISTAN ENVIROMENTAL PROTECTION AGENCY (GB-EPA)

(Establishment Of Data Acquisition Stations (Automatic Weather Stations, Environmental Monitoring Stations, Water Gauging Stations And Other) Rules, 2018

NOTIFICATIONS

Gilgit, the 6th May, 2019

S. R. O. 971(I)/2019.—In exercise of the powers conferred by section 36 of the Gilgit-Baltistan Environmental Protection Act 2014, the Government of Gilgit-Baltistan is pleased to make the following rules;

1. **Short title and commencement.**—(i) These Rules may be called as "Establishment of Data Acquisition Stations (Automatic Weather Stations, Environmental Monitoring Stations, Water Gauging Stations and others) Rules, 2018, Gilgit-Baltistan.

(ii) They shall come into force at once.

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2. **Definitions.**—(i) In these rules, unless there is anything repugnant in the subject or context—

(a) "Act" means the Gilgit-Baltistan Environmental Protection Act, 2014;

(b) "Agency" means the Gilgit-Baltistan Environment Protection Agency established under section 5 of Act;

(c) "Director" means the Director, Gilgit-Baltistan Environment Protection Agency;

(d) "Environmental Laboratory" means a laboratory under certification of Environmental Laboratories;

(e) "Officer" means an officer in-charge of Gilgit-Baltistan Environment Protection Agency not below the rank of Assistant Director;

(g) "Data Acquisition Station" means a Station established for measuring Automatic Weather, Environmental Monitoring, Water Gauging, Seismic, Glacier and Snow monitoring, and any other stations with similar nature and/or purpose.

(h) "Entity" means any academic institution, researcher with known academic purpose and background, etc.

(ii) All words and expressions used in these rules but not herein defined shall have the same meanings as are assigned to them in the Rules.

3. **Request for Approval.**— (i) Prior to establishment of station, the proponent shall submit application (Schedule I) to Agency, which shall include but not limited to the following;

(a) Application in the name of director stating the nature scope and purpose of the establishment of station.

(b) Technical specifications of all equipment to be used / installed in the station, including but not limited to manufacturer name and country of origin, planned locations and its GPS coordinates, web address of manufacturer, Serial number of the equipment, data parameters planned to be recorded, type and range of the sensors, data sharing mechanism and maintenance of the equipment.

(c) Any other details of equipment as desired by the Agency after submission of the application.

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4. **Grant of Approval.**—(i) On receipt of an application from any government department, private person, research entity, or any other institution or entity on his own accord in presence of sufficient reasons to believe, regarding establishment of the station, the Officer in-charge shall investigate and review the application and present it to the director for grant of approval. Investigation shall be carried out under intimation to the Director.

(ii) Officer in-charge not below the rank of Assistant Director shall complete the investigation preferably within Fourteen Working days, if not otherwise directed by the Director.

(iii) The approval shall be subject to terms and conditions as to follow by the applicant, supervision, restriction to use, operation, submission of information and/or any other condition deemed appropriate by the Agency.

5. **Establishment of Data Acquisition Station.**—(i) The proponent will establish the station only in the approved and known locality, and in consent with the concerned district administration. Any deviation, amendment, change, alteration or extension during establishment shall require prior approval of Director or any officer authorized for the purpose. Completion of establishment of the station shall be reported to the Agency.

(ii) Well known equipment shall be installed at the station, which shall be used for the specific purpose.

(iii) The applicant shall abide by the Environmental Guidelines of Agency in establishment of the Station. Prior approvals of other government departments (wildlife, forestry, fisheries, etc.) shall be accorded, if needed.

6. **Data Sharing.**—(i) Any entity seeking approval or who has obtained approval, submit all the acquired data/information as is deemed necessary with concerned government institutions and organizations and/or Agency periodically, the Agency shall set the frequency of data sharing in NOC.

(ii) The Agency or any authorized government officer may at any reasonable time, inspect or verify (equipment installed, documentary record, exhibition and displays or any other concerned activity) compliance of any condition laid down in the approval.

7. **Sealing and Confiscation.**—Subject to reasonable grounds to believe that;

i Any act is done without approval;

ii Any act done against all or any of conditions of approval;

iii Any act done against initial purpose submitted to Agency;

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In case the applicant fails to justify any omission/commission in this regard, the Officer in-charge shall have the power to seal and/or confiscate the station, with administrative help of the district administration and/or district police in writing to the respective deputy commissioner and/or Superintendent of Police under intimation to the Director.

(ii) The Officer in-charge as the case may be, shall be responsible for quality, quantity and credibility of confiscated or recovered material.

(iii) In case of acquittal of accused, on an application from the acquainted person, the recovered material may be returned to the owner or its legal claimant, on written order of the Environmental Court or the court having jurisdiction in this regard.

(iv) In case of conviction, the convicted entity shall lose his right to take back the recovered material and the material shall be confiscated as state property and dealt with the relevant laws of land.

8. **Up-gradation, Improvement, Amendment or change in Location**—(i) Any up-gradation, improvement, or amendment to the Data Acquisition station that may enhance or reduce the capacity of the installed station, which would lead to the change in type or range of sensor and change in parameters, shall be subject to prior approval of EPA.

(ii) New application shall be filed in case of change in the location of an approved station.

In case of an already approved station, new application for NOC shall be filed, which shall include:

(a) Need and justification of localization and change in type sensor and/or parameters,

(b) Major change in scope, extent and magnitude.

9. **Validity and Renewal** —

i. Proponent shall apply for its renewal 15 days prior to the termination date.

(a) Validity of NOC for establishment purpose shall be for 1 year.

(b) Validity of NOC for start of function shall be for 2 years.

ii. Any NOC remains expire for more than 10 days shall be fined with thousand Rupees per day.

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10. **Appeal**—Any entity aggrieved by an order of sealing/confiscation may within two weeks of such action of Agency, prefer an appeal to the Environmental Court whose decision shall be final.

Schedule I

APPLICATION FORM

For the purpose of Installation of Automatic Weather Station, Water Gauging Station, Environmental Monitoring Station or any other

Applicant Name		Cell Number	
Organization (Full address & Phone & Fax no)			
Project Name (under which the activity is carried out)			
E-Mail (of applicant)		Web Address (Organization)	
Purpose			
Scope			
Activity or Installation of Data Acquisition Station			
Equipment Name (Manufacturer, Brand, Type, Serial No. Part No, and any other info)			
Location along with colored Google map (District, Tehsil, Union Council, Village)			
GPS Coordinates	North:	East:	Elevation:

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Sensors (Installed)	Type	Parameter	Range
1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
Data Storage and Transfer Mechanism			
Data Sharing Mechanism with GB-EPA			
Signature:		**Date:**	

Gilgit-Baltistan Base Transceiver Station (BTS) Regulations, 2018

S. R. O. 972(I)/2019.—In exercise of the powers conferred under section 37(1) of the Gilgit-Baltistan Environmental Protection Act, 2014 the Government of Gilgit-Baltistan is pleased to make the following regulations:

1. **Short title and commencement.**—(i) These regulations may be called "Gilgit-Baltistan Base Transceiver Station (BTS) Regulations 2018".

(ii) They shall come into force at once.

2. **Definitions.**—(i) In these regulations:

(a) "Act" means the Gilgit-Baltistan Environmental Protection Act, 2014;

(b) "Ambient noise" means the intensity, duration and character of sounds from all sources in a particular area such as residential,

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