STATE POLLUTION CONTROL BOARD – SIKKIM
DEPARTMENT OF FOREST & ENVIRONMENT
GOVERNMENT OF SIKKIM
DEORALI, GANGTOK – 737102

Email: spcbsikkim@gmail

F. No.628/SPCB/3039 Dated: 28/10/26

PUBLIC NOTICE

Sub: Special Window for Regularization of Hotels/Restaurants Operating Without Statutory Consent/Permission

Whereas, it has come to the notice of the Board that a number of hotels, restaurants, guest houses, lodges and other establishments carrying out activities having potential environmental implications are being established and/or operated in the state without obtaining the requisite statutory consent under the prevailing environmental laws;

And whereas, operation of such establishments without obtaining the requisite statutory permission/consent constitutes non-compliance with the applicable regulatory requirements and may attract appropriate action under the relevant environmental statutes, rules and;

And whereas, with a view to providing an opportunity to such existing establishments to come into the regulatory framework and regularize their operations, it has been decided to provide a special window for regularization subject to the conditions stipulated herein;

Now, therefore, notice is hereby given to all concerned establishments as follows:

1. All hotels, restaurants, guest houses, lodges and similar establishments presently operating without the requisite statutory consent/permission of the Board are hereby directed to complete the process of obtaining the applicable permission (Consent to Establish/ Consent to Operate) from the Board on or before *31 March 2027*.
2. During the aforesaid special regularization window, eligible establishments shall be permitted to regularize their pending statutory compliance by submitting the prescribed application(s), requisite documents and applicable fees/charges, together with payment of the past dues limited to the preceding three years or two years, as applicable to the respective category/case, as determined by the Board.
3. For the purpose of this special regularization window only, establishments complying with the requirements within the stipulated period shall not be required to discharge dues for the entire period from the date of their establishment/commencement of operation, and the applicable past dues shall be restricted to the aforesaid three-year or two-year period, as the case may be, subject to verification and determination by the Board.
4. The concession provided under this Notice shall be treated strictly as a one-time regulatory opportunity for regularization and shall not be construed as:

   i. condonation of the violation or unauthorized operation;
   ii. waiver of any applicable environmental standards or regulatory requirements; or

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iii. a precedent for future establishment or operation without prior statutory permission.

5. All establishments seeking benefit under this special window shall be required to comply with the applicable environmental norms, conditions and safeguards and shall furnish such information, documents, records and undertakings as may be required by the Board for processing and determination of their application.
6. The last date for availing the benefit of this special regularization window shall be 31 March 2027. No claim for the benefit of this special window shall ordinarily be entertained after the said date.
7. Failure to complete the prescribed process of regularization and obtain the requisite consent/permission on or before 31 March 2027 shall render the establishment liable to appropriate legal and regulatory action under the applicable environmental laws, rules and regulations, without any further notice in this regard.
8. In such cases where the establishment fails to avail the special regularization opportunity within the stipulated period, the concession relating to restriction of past dues shall stand withdrawn, and the establishment shall be liable for assessment and recovery of the entire applicable past dues from the date of its establishment/commencement of operation up to the date of determination/regularization, as applicable, in addition to any other statutory liability, fee, penalty or action as deemed fit by the Board.
9. It is further clarified that submission of an application for regularization shall not, by itself, confer any right to continue operation where such operation is otherwise prohibited under law or where the establishment fails to satisfy the applicable environmental and regulatory requirements. The competent authority shall have the power to take appropriate action in accordance with law where warranted.
10. All concerned establishments are, therefore, advised to avail themselves of this one-time opportunity within the prescribed period and ensure full compliance with the applicable statutory requirements, failing which the Board shall proceed in accordance with law, including initiation of appropriate proceedings and recovery of all applicable dues.

This Notice is issued in the interest of ensuring regulatory compliance and bringing all existing establishments within the applicable environmental regulatory framework.

(N.W.Tamang, Rtd. IFS)

Member Secretary,
State Pollution Control Board-Sikkim

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Government of Sikkim