\*[(2) Subject to the provisions of sub-section (3) or (4), as the case may be, the report of a sample collector or the report of a laboratory or both the reports shall, in relation to a sample collected under this section, be admissible as evidence in the concerned proceedings.]

(3) Subject to the provisions of sub-section (4), the person collecting the sample under sub-section (1) shall --

- (a) serve, in the manner prescribed by rules, a notice to the occupier of the place or his agent specifying his intention to collect any sample;
- (b) collect samples in presence of that occupier or his agent;
- (c) place the sample in a container and seal the container after recording signatures of himself and of the occupier or his agent on the container;
- (d) prepare a report on the collection of the sample and record signatures of himself and of the occupier or his agent;
- (c) without delay send the container to the laboratory specified by the Director General.

(4) Where, after issuing a notice under clause (a) of sub-section (3), the sample collector collects the sample under sub-section (1), but the occupier or his agent remains absent at the time of collecting sample or being present refuses to put signature on the container of the sample and report, then the collector shall, in the presence of two witnesses, secure the container by putting his own signature and seal the sample, and without delay send the samples to the laboratory specified by the Director General for analysis and shall state the fact of willful absence of the occupier or his agent or, as the case may be, of his refusal.

 Environmental Clearance Certificate. No industrial unit or project shall be established or undertaken without obtaining, in the manner prescribed by rules, an Environmental Clearance Certificate from the Director General.

13. Formulation of environmental guidelines. The Government may, by notification in the official Gazette from time to time, formulate and publish environmental guidelines relating to the control and mitigation of environmental pollution, conservation and improvement of the environment.

14. Appeal. (1) Any person aggrieved by a notice, order or direction issued under this Act or rules may, within 30 days from the date of issuance of the notice, order or direction, appeal to the <sup>3</sup>Appellate Authority constituted by the Government

<sup>1</sup> Section 11(2) was substituted by section 6 of Act 9 of 2002.

<sup>&</sup>lt;sup>8</sup> Under sub-sec 11(4) DG. DoE by a circular dated 23/7/2002 has specified DoE divisional laboratories for the purpose of this Act.

An appellate authority has been constituted by MoEF by a notification dated 3/11/1997.

# **Hr 714 The Illinois Land Conservation Act Of 1995**

**United States. Congress** 

#### Hr 714 The Illinois Land Conservation Act Of 1995:

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