

**SPEED POST**

F.No. B-29012/IPC-VI/2018-19/ 12994

November 22, 2018

To

The Chairman  
Rajasthan State Pollution Control Board  
4, Jhalana Institutional Area,  
Jhalana Doongri, Jaipur,  
Rajasthan 302004

**SUB: DIRECTIONS UNDER SECTION 18(1)(b) OF THE AIR (PREVENTION & CONTROL OF POLLUTION) ACT, 1981 FOR IMPLEMENTATION OF SO<sub>2</sub> AND NO<sub>x</sub> STANDARDS FOR INDUSTRIAL BOILERS AND FIVE INDUSTRIAL SECTORS (CERAMIC, FOUNDRY, GLASS, LIME KILN AND REHEATING FURNACE).**

**WHEREAS**, under Section 17 of the Air (Prevention & Control of Pollution) Act, 1981, one of the function of the State Pollution Control Boards (SPCBs)/ Pollution Control Committees (PCCs) is to plan a comprehensive programme for the prevention, control or abatement of air pollution in the States/ Union Territory and to secure the execution thereof;

**WHEREAS**, under Section 16 of the Air (Prevention & Control of Pollution) Act, 1981, one of the functions of the Central Pollution Control Board (CPCB), constituted under Water (Prevention and Control of Pollution) Act, 1974 is to coordinate activities of the State Pollution Control Boards and Pollution Control Committees and to provide technical assistance and guidance to SPCBs / PCCs;

**WHEREAS**, The Ministry of Environment, Forest and Climate Change, Government of India has notified emission standards for SO<sub>2</sub> and NO<sub>x</sub> emissions for industrial boilers vide Gazette Notification No. G.S.R.96 (E) dated 29.01.2018 and five industrial sectors (ceramic, foundry, glass, lime kiln and reheating furnace) vide Gazette Notification No. G.S.R.263 (E) dated 22.03.2018, in compliance of the direction dated 02.05.2017 issued by Hon'ble Supreme Court in the matter of WP(C)-13029/1985 (M.C. Mehta v/s Union of India and Ors.). State Pollution Control Boards and Pollution Control Committees in their respective States and UTs are adhered for implementation of these Standards;

**WHEREAS**, CPCB through letter dated 13.06.2018 asked SPCBs/PCCs of NCR States and Delhi to submit the information regarding implementation status of SO<sub>2</sub> and NO<sub>x</sub> Standards in the desired formats in their States and UT for National Capital Region. The data submitted by SPCBs/PCCs had some shortcomings which were communicated to concerned SPCBs/PCCs for rectification and appropriate action;

**WHEREAS**, a meeting was convened on 22.06.2018 with Haryana State Pollution Control Board, Uttar Pradesh Pollution Control Board, Rajasthan State Pollution Control Board and Delhi Pollution Control Committee under the Chairmanship of Member Secretary, CPCB to review the progress of implementation of SO<sub>2</sub> and NO<sub>x</sub> Standards in NCR;

**WHEREAS**, a letter was sent on 11.07.2018 to SPCBs of NCR States and Delhi Pollution Control Committee 2018, followed by a reminder dated 16.08.2018, 05.09.2018, 18.09.2018, 01.10.2018 and 15.10.2018 to undertake active surveillance of industrial boilers, ceramic, foundry, glass, lime kiln and reheating furnace for ensuring implementation of SO<sub>2</sub> and NO<sub>x</sub> emission standards. It was also stated that verification of compliance of SO<sub>2</sub> and NO<sub>x</sub> standards may be communicated to CPCB on fortnightly basis;

**WHEREAS**, Environment Pollution (Prevention and Control) Authority for NCR (EPCA), in its Special report on NCR Air Pollution: status of implementation of Hon'ble Supreme Court orders and further directions needed given the severity of the problem in winter, dated 25<sup>th</sup> October, 2018, mentioned that enforcement of SO<sub>2</sub> and NO<sub>x</sub> norms is lacking and that this problem is fundamental and fatal. EPCA proposed following directions for consideration of the Hon'ble Supreme Court:

- *The MoEF&CC may be directed to provide status report on implementation of SO<sub>2</sub> and NO<sub>x</sub> standards in NCR.*
- *Pollution Control Boards of Delhi, Haryana, UP and Rajasthan may be directed to inspect all factories in their NCR districts as per the Air Act and to report on compliance with standards for SO<sub>2</sub> and NO<sub>x</sub>.*


**WHEREAS**, through e mail dated 20.11.2018, Rajasthan SPCB has submitted the updated compliance status of SO<sub>2</sub> and NO<sub>x</sub> emission standards for boilers and five industrial sectors and data reveals that show cause notices were issued to 7 industries under five industrial sectors and further action is being taken against these industries.

**WHEREAS**, Rajasthan SPCB has not verified the compliance status of any industry through emission monitoring of SO<sub>2</sub> and NO<sub>x</sub>.

**NOW THEREFORE**, in exercise of the powers conferred to Central Pollution Control Board under Section 18(1)(b) of the Air (Prevention & Control of Pollution) Act, 1981, following directions are issued to Rajasthan SPCB for compliance:

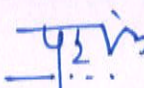
- Take penal action against those industries (boiler and five industrial sector), which have not submitted the compliance status w.r.t SO<sub>2</sub> and NO<sub>x</sub>, besides issuing show cause notice by Rajasthan SPCB.
- Undertake regular environmental surveillance of industries.
- Submit compliance status on fortnightly basis (1<sup>st</sup> and 16<sup>th</sup> of every month) in the attached format.

The SPCBs/PCCs shall acknowledge the receipt of the directions and submit the action taken report (ATR) in compliance of these directions to CPCB within 15 days from receipt of directions.

  
(S. P. Singh Parihar)  
Chairman

**Copy to:**

1. The Joint Secretary (CP Division)  
Ministry of Environment, Forest & Climate Change  
Indira Paryavaran Bhawan  
Aliganj, Jor Bagh Road  
New Delhi 110 003
2. The Regional Director  
Regional Directorate (Central)  
Central Pollution Control Board  
3<sup>rd</sup> Floor, Sahkar Bhawan  
North T.T. Nagar  
Bhopal - 462 003
- ✓ 3. Divisional Head, IT Division, CPCB

  
(Prashant Gargava)  
Member Secretary