



By Speed Post

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To

The Chairman,
Bihar State Pollution Control Board,
2nd floor, Beltron Bhavan,
Jawaharlal Nehru Marg, Shahstri Nagar,
Patna, Bihar - 800 023

DIRECTIONS UNDER SECTION 18 (1) (b) OF THE WATER (PREVENTION AND CONTROL OF POLLUTION) ACT, 1974 REGARDING PROCESSING OF INDUSTRIAL INSPECTION REPORTS OF INSPECTIONS CARRIED BY CPCB AUTHORIZED TECHNICAL INSTITUTIONS

WHEREAS, the Central Board, has delegated powers vested under Section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act 1974 to the Chairman, Central Pollution Control Board vide its resolution made on 133rd Board meeting item no. 3.12 dated 24th March, 2005 to issue direction under Section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 to State Board; and

WHEREAS, amongst others, under Section 17 of the Water (Prevention and Control of Pollution) Act, 1974, one of the functions of the State Pollution Control Board (SPCB), constituted under the Water (Prevention & Control of Pollution) Act, 1974 is to plan a comprehensive programme for prevention, control or abatement of pollution of streams and wells located in the State and to secure the execution thereof; and

WHEREAS, amongst others, under section 16 of the Water (Prevention and Control of Pollution) Act, 1974, 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; and

WHEREAS, the Central Government has notified standards for discharge of environmental pollutants from industries and common effluent treatment plants (CETPs), under the Environmental (Protection) Act, 1986 and rules framed there under, and

WHEREAS, the SPCBs and PCCs are empowered to stipulate standards for discharge of environmental pollutants for various categories of industries and common effluent treatment plants (CETPs) more stringent than those notified by the Central Government, under the Environmental (Protection) Act, 1986 and rules framed there under; and

WHEREAS, Chemical (Pharmaceuticals, Organic, Inorganic, Fertilizers, Refinery and Pesticides), Distillery, Sugar, Pulp & Paper, Textile, Dying, Bleaching, Slaughter House,

Tannery, Food & Dairy and Others categories of industry located in states of Uttarakhand, Uttar Pradesh, Jharkhand, Bihar and West Bengal have been discharging effluent directly or indirectly into the river Ganga through drains or tributaries, which cause adverse effect on the water quality of river Ganga and its tributaries; and

WHEREAS, the Central Government has constituted the National Mission for Clean Ganga for taking measures for effective abatement of pollution and conservation of river Ganga; and

WHEREAS, in the meeting chaired by Principal Secretary to Prime Minister regarding "Clean Ganga Mission" on 04/11/2017, it was decided that inspection of Grossly Polluting Industries (GPIs) should be made an annual exercise; and

WHEREAS, second round of inspections was completed during April-July 2018 and inspection reports were processed by concerned SPCBs as submitted by technical institutes and actions were taken against defaulting units;

WHEREAS, a meeting was held on April 10, 2019 with officials of CPCB, NMCG, SPCBs and 19 technical institutions wherein the following decisions were taken:

- i. Technical institutions shall be engaged for carrying out the compliance verification of the grossly polluting industries located in the main stem of river Ganga and its tributaries w.r.t. notified norms and consent conditions.
- ii. Concerned SPCBs and SMCGs shall nominate a nodal officer who will coordinate with technical institutions for participation in joint inspection.
- iii. Technical institutions shall inform their inspection schedule one week before to Nodal Officer SPCBs/SMCGs and NMCG and it will be sole responsibility of nodal officers of SPCBs/SMCGs to ensure participation of their officials in the inspection.
- iv. Regarding analysis of samples, preference shall be given to laboratories recognized under E(P)A & Water Act. In case of unavailability, institute having adequate laboratory set-up, may use their own lab for sample analysis.
- v. All inspection report shall be forwarded to concerned SPCBs within 15 days of inspection by the technical institutions.
- vi. Dry inspection reports shall be prepared at site during industry visit and will be signed by all participating officials including officials from SPCBs/SMCGs. Signing of inspection reports shall be responsibility of the participating officials.
- vii. SPCBs shall process inspection reports and shall issue appropriate directions to industries in case of non-compliance within 30 days of receipt of inspection reports. In case of Show Cause Notices, the unit shall be re-inspected and closure directions shall be issued in case of non-compliance within 30 days.
- viii. SPCBs shall issue closure directions to units which were found temporary/permanent closed during third party inspections.
- ix. Concerned SPCBs shall take appropriate action within 15 days. Action will be uploaded on CPCB Portal as well. SPCBs will ensure follow up actions on Show cause notices within one month.
- x. Concerned SPCBs shall submit a tabulated weekly report on reports processed and action taken during last week on every Monday.

AND WHEREAS, Central Pollution Control Board vide letter dated April 24, 2019 issued sanction order to authorize the following technical institutions for carrying out inspection of GPIs during April-July, 2019:

- 1 Indian Institute of Technology, Delhi (IIT-D)
- 2 Indian Institute of Technology, Roorkee (IIT-R), Uttarakhand
- 3 Indian Institute of Technology, Kharagpur (IIT-Kgp), West Bengal
- 4 Indian Institute of Technology - BHU, Varanasi (IIT-BHU), Uttar Pradesh
- 5 National Institute of Technology, Patna (NIT-P), Bihar
- 6 Motilal Nehru National Institute of Technology, Allahabad (MNNIT), Uttar Pradesh
- 7 Central Pulp & Paper Research Institute, Saharanpur, Uttar Pradesh
- 8 Pollution Control Research Institute, BHEL, Haridwar (PCRI-BHEL), Uttarakhand
- 9 JadHAVpur University, Kolkata, West Bengal
- 10 Aligarh Muslim University, Aligarh (AMU), Uttar Pradesh
- 11 Jamia Millia Islamia University, New Delhi (JMI)
- 12 Harcourt Butler Technical University (HBTU), Kanpur, Uttar Pradesh
- 13 National Sugar Institute, Kanpur, Uttar Pradesh
- 14 National Environmental Engineering Research Institute, Delhi
- 15 G. B. Pant University of Agriculture and Technology, Pantnagar, Uttarakhand
- 16 CSIR-Indian Institute of Toxicology Research, Lucknow
- 17 Muzaffarpur Institute of Technology, Muzaffarpur, Bihar

WHEREAS, it has been observed that though 31 GPIs have been inspected till 21.07.2019 and 01 inspection reports are made available to BSPCB by technical institutes. However, these inspection reports are still pending for processing and action taken at the end of BSPCB; and

NOW, THEREFORE, in view of above observations and in exercise of the power conferred under section 18(1) (b) of the Water (Prevention and Control of Pollution) Act, 1974, you are hereby directed to take appropriate measures for compliance of following:

1. The concerned nodal officer of BSPCB shall coordinate with technical institutions and nominate concerned officials from SPCB to participate in the joint inspection.
2. The concerned BSPCB officials participating in the joint inspection will ensure to sign inspection reports at the inspection site.
3. All the samples shall be analyzed by environmental laboratories recognized under Environment (Protection) Act, 1986 or Water Act, 1974 preferably. In case of unavailability, institute having adequate laboratory set up, may use their own laboratories for sample analysis.

4. In case samples are being analyzed by BSPCB labs, sample results shall be provided to the institutions within 15 days of samples being made available to labs.
5. BSPCB shall submit a tabulated weekly report on reports processed and action taken during last week on every Monday.
6. BSPCB shall process inspection reports of inspections carried out either jointly or by technical institutions and take appropriate action within 15 days. Action will be uploaded on CPCB Portal as well.
7. BSPCB shall issue appropriate directions in case of non-compliance within 30 days. Further in case of Show Cause Notices, the unit shall be re-inspected and closure directions shall be issued in case of non-compliance within 30 days. SPCBs will ensure follow up actions on Show cause notices within one month.
8. BSPCB shall issue closure directions to units which were found temporary/permanent closed during third party inspections.
9. The information of action taken on inspection reports along with a copy of directions shall be submitted through the web portal developed by CPCB for this purpose.

The action taken by BSPCB shall be intimated to CPCB within 15 days of receipt of this direction.

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(S.P.S. Parihar)
CHAIRMAN

Copy to:

1. The Director General, : for kind information please
National Mission for Clean Ganga (MoWR, RD & GR)
1st Floor, Major Dhyan Chand National Stadium
India Gate, New Delhi - 110002
2. Member Secretary, : for kind information please
Bihar State Pollution Control Board,
2nd floor, Beltron Bhavan,
Jawaharlal Nehru Marg, Shahstri Nagar,
Patna, Bihar - 800 023

3. The Joint Secretary (CP Division), : for kind information please
Ministry of Environment, Forests, & Climate
Change, Indira Paryavaran Bhawan, Jorbagh Road,
New Delhi - 110013
4. Regional Director, Regional Directorate, North, : for kind information and to
Southernnd Conclave, Block 502, 5th and 6th Floors, ensure compliance of the
1582 Rajdanga Main Road, direction please
Rajdanga Nabapalli, Rajdanga, Kasba, Kolkata -
700107, West Bengal
5. The Incharge, IT Division, CPCB : for uploading on CPCB website
6. Master File, CPCB : to keep record


(B. Vinod Babu)
MEMBER SECRETARY