

BY SPEED POST

B-33014/07/2018/IPC-II/TPP/

March 06, 2018

To

The Plant Head
M/s National Aluminium Company Ltd,
Captive Power Plant,
Angul, Odisha

Sub: Directions under Section 5 of the Environment (Protection) Act, 1986 regarding installation of on-line effluent and emission monitoring system- Revocation thereof.

WHEREAS, the thermal power plants are identified as one of the 17 categories of highly polluting industries in the country and have been discharging environmental pollutants directly or indirectly into the ambient air and water, which pose constant threat to cause adverse effect on the air and water quality; and

WHEREAS, there is need to inculcate habit of self-monitoring mechanism within the industries for complying the prescribed standards and this can be achieved by the methods like installing online effluent and emission monitoring devices; and

WHEREAS, for strengthening the monitoring and compliance through self-regulatory mechanism, online emission and effluent monitoring systems need to be installed and operated by the developers and the industries on 'polluter pays principle'; and

WHEREAS, directions under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 were issued on February 05, 2014 to all the State Pollution Control Boards (SPCBs)/ Pollution Control Committees (PCCs) for installation of online emission monitoring systems w.r.t PM, SO₂ & NO_x parameters & online effluent monitoring system for pH, TSS, & Temperature parameters in thermal power plants; and

WHEREAS, it is presumed that concerned SPCB/PCC has also in-turn issued direction under section 33 (A) of the Water (Prevention & Control of Pollution) Act, 1974 and section 31 (A) of the Air (Prevention & Control of Pollution) Act, 1981 to M/s National Aluminium Company Ltd, Captive Power Plant, Angul, Odisha to install the online effluent and emission monitoring system; and

WHEREAS, under section 5 of the Environment (Protection) Act, 1986 a notice was served on July 21, 2015 to show cause as to why the plant should not be closed down, if the plant has not complied fully with directions issued w.r.t installation of on-line effluent and emission monitoring system by June 30, 2015 and the plant was further directed to submit documentary evidence regarding status of installation of on-line effluent and emission monitoring system and connectivity for submission of online 24x7 monitoring data to SPCBs and CPCB; and

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WHEREAS, a team from Regional Directorate (East), CPCB, Kolkata carried out an inspection of M/s NALCO Ltd, CPP, Angul, Odisha on 05.07.2017 to verify the compliance based on offline status of its OCEMS during the period of March 15 - April 15, 2017.

WHEREAS, during the above inspection it was found that the CEMS has been installed in all 1 to 10 units but it was not connected to CPCB except for Unit-9. Emission from Unit-5 was also found exceeding the prescribed norms.

WHEREAS, in view of the above non-compliance observed by the inspection team, a closure direction under section 5 of the Environment (Protection) Act, 1986, was issued on 14.09.2017 to M/s National Aluminium Company Ltd, CPP, Angul, Odisha.

WHEREAS, M/s National Aluminium Company Ltd, CPP, Angul, Odisha, vide letter dated 27.09.2017 & 25.11.2017 has informed that connectivity of online monitoring system has been provided to CPCB server and submitted emission report of Unit-5 indicating compliance of norms and fulfilled the compliance of the directions issued on 14.09.2017.

WHEREAS, the connectivity of online monitoring system has been got verified by the IT division of Central Pollution Control Board.


WHEREAS, M/s National Aluminium Company Ltd, CPP, Angul, Odisha has also submitted that its Consent to Operate (CTO) issued by Odisha State Pollution Control Board (OSPCB) with validity up to 31.03.2018.

WHEREAS, a meeting was held on 28.02.2018 where a three-membered committee constituted for examination and recommendation for revocation of closure direction issued by CPCB and in view of the above, the committee recommended that the closure direction issued to M/s National Aluminium Company Ltd, CPP, Angul, Odisha may be revoked with conditions of submission of emission/effluent analysis report from recognised lab within one month.

WHEREAS, Ministry of Environment & Forests, Government of India, vide Notifications No. S. O. 157 (E) of 27.02.1996 and S. O. 730 (E) dated 10.07.2002, has delegated the powers vested under Section 5 of the Environment (Protection) Act, 1986 (29 of 1986) to the Chairman, Central Pollution Control Board, to issue directions to any industry or any local body or any other authority for violations of the standards and rules notified under the Environment (Protection) Rules, 1986 and amendment thereof.

NOW, THEREFORE, in exercise of powers vested under Section 5 of the Environment (Protection) Act, 1986, closure direction issued on 14.09.2017 to M/s National Aluminium Company Ltd, CPP, Angul, Odisha is hereby revoked subject to compliance of the above conditions imposed by the three-membered committee and following conditions:


1. That the unit shall operate with a valid consent from OSPCB.
2. Any expansion of the existing project shall be intimated to CPCB and OSPCB and applicability and scope of the installation of OCEMS will be subjected to proposed expansion activities.


8/3/18
(S.P.S. Parihar)
Chairman



Copy to:

1. The Chairman
Odisha State Pollution Control Board
Paribesh Bhawan, A-118, Nilakantha Nagar
Unit VIII Bhubaneswar - 751 012,
Odisha
2. Additional Secretary (AKM) CP Division
Ministry of Environment, Forests and Climate Change
Prithvi Wing, 2nd Floor, Room No. 216
Indira Paryavaran Bhawan, Aliganj,
Jor Bagh Road, New Delhi - 110 003
3. The Regional Director - East : (As recommended by 3-membered committee, the
Central Pollution Control Board compliance be verified within 45 days)
Southend Conclave, Block 502,
5th & 6th Floor, 1582,
Rajdanga Main Road
Kolkata - 700 107
4. The Divisional Head - IT, CPCB, Delhi
5. Divisional Head - IPC-VI, CPCB, Delhi


(A. Sudhakar)
Member Secretary

