



BY REGISTERED POST

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March 20, 2018

To:

M/s Maharashtra Enviro Power Ltd.,
Plot No. P-56, Ranjangaon, Tal. Shirur,
District Pune – 412 220

Sub: Directions under Section 5 of the Environment (Protection) Act, 1986 regarding installation of continuous stack emission monitoring system- Notice thereof

WHEREAS, M/s Maharashtra Enviro Power Ltd., (herein after referred as the unit) is engaged in operating Common Hazardous Waste Incinerators located at Plot No. P-56, Ranjangaon, Tal. Shirur, Pune, Maharashtra;

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

WHEREAS, for strengthening the monitoring and compliance through self regulatory mechanism, online continuous emission monitoring systems need to be installed and operated by Common Incinerators on 'Polluter Pays Principle';

WHEREAS, Central Pollution Control Board (herein after referred as CPCB) has published "Guidelines on Common Hazardous Waste Incineration" wherein continuous monitoring has been prescribed for parameters namely Carbon monoxide, Particulate matter, HCl, SO₂, NO_x and TOC under said guidelines;

WHEREAS, as per Rule 16 (4) of the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016, the operator of common facility or occupier of a captive facility shall be responsible for safe and environmentally sound operation of the facility and its closure and post closure phase, as per guidelines or standard operating procedures issued by the Central Pollution Control Board from time to time;

WHEREAS, CPCB issued direction under section 18(1)(b) of the Water (Prevention & Control of Pollution) Act, 1974 on February 05, 2014 to all State Pollution Control Boards (SPCBs) and Pollution Control Committees of the Union Territories (PCCs) to direct the Common Hazardous Waste Incinerators to install online continuous Stack emission monitoring system and upload the online emission monitoring data at SPCBs/PCCs and CPCB server by 31st March 2015;

WHEREAS, considering the requests/representations received from industries/ industrial associations/ SPCBs/PCCs, an extension of time up to 30th June 2015 was granted for installation of online continuous monitoring systems vide the direction issued on March 02, 2015;

WHEREAS, a letter dated May 29, 2015 was issued by the Chairman, CPCB to all SPCBs & PCCs, informing that no further time extension will be given after 30th June 2015, and withdrawal of consent along with forfeiture of the bank guarantee of non-complying units will be the only option;

WHEREAS, status on the installation of online continuous emission and its connectivity to CPCB server was sought in a prescribed format from the unit vide CPCB letter dated November 17, 2015 followed by reminder letter dated August 03, 2016;

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WHEREAS, directions dated December 27, 2017 was issued by CPCB under section 5 of Environment (Protection) Act, 1986 to show-notice within 15 days of issuance of the said direction that why the Common Hazardous Waste Incinerator shall not be closed down and actions be initiated for not installing the online continuous emission monitoring system and connecting the same to CPCB server;

WHEREAS, the unit's reply dated January 01, 2018, March 01, 2018 and March 16, 2018 have been examined and it has been observed that the unit has registered the OCEMS connectivity with CPCB server. However, emission parameters are yet to be displayed. Further, the unit has claimed that the on-line connectivity with CPCB server shall be commissioned upon operation of the incinerator positively in one week time;

WHEREAS, the Central Government vide Notifications No. S.O. 157(E) of February 27, 1996 and S.O. 730 (E) dated July 10, 2002, has delegated the powers vested under Section 5 of the Environment (Protection) Act, 1986 (29 of 1986) to the Chairman, CPCB, to issue directions to any industry or any local or any other authority for the violations of the standards and rules, notified under the Environment (Protection) Act, 1986 and amendments thereof;

NOW, THEREFORE, in exercise of the powers vested under Section 5 of the Environment (Protection) Act 1986, the unit is, hereby, directed:

- (i) to operate the common hazardous waste incinerator only after commissioning of on-line emission monitoring system and their connectivity with CPCB and SPCB server, and;
- (ii) in case of violation of the above, environmental compensation will be levied by CPCB on the unit for each day of violations based on pollution index.

Further, action taken report on the above be submitted to CPCB within 15 days of issuance of this direction

In case, the unit fails to comply with the above directions, further actions shall be initiated in accordance with the provisions of the Environment (Protection) Act 1986, without any further notice.

(S.P. Singh Parihar)

Chairman

Copy to:

1. The Chairman
Maharashtra Pollution Control Board
Kalpataru Point, 3rd and 4th floor,
Opp. Cine Planet, Sion Circle,
Mumbai-400 022 : To ensure compliance of the above mentioned direction and send monthly report on operational status of the aforesaid incinerator to CPCB till the on-line connectivity is commissioned with CPCB and SPCB server, please.
2. The Advisor (CP Division)
Ministry of Environment, Forests and
Climate Change :
Indira Paryavaran Bhawan, Aliganj,
Jor Bagh Road, New Delhi - 110003
3. The Regional Director
Central Pollution Control Board :
Parivesh Bhawan,
Opp. VMC Ward Office No. 10,
Subhanpura, Vadodara-390 023
- ✓ 4. I/c, IT, CPCB



(A.Sudhakar)

Member Secretary

