

Speed Post

B-33014/7/2016/PCI-II/24543

February 14, 2017

To

M/s Laxman Cement,
Vill-Rambod, Bilaspur
Chhattisgarh

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

Ref.: Notice under Section 5 of the Environment (Protection) Act, 1986 regarding installation of on-line effluent and emission monitoring system dated July 24, 2015

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

WHEREAS, the Central Government has notified the standards for discharge of environmental pollutants from various categories of industries under the Environment (Protection) Act, 1986 and the rules framed there under;

WHEREAS, there is need to inculcate habit of self-monitoring within the industries 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 source emission and effluent monitoring systems need to be installed and operated by the industries on 'polluter pays principle' ;

WHEREAS, a direction under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 was issued on February 05, 2014 to all the State Pollution Control Boards (SPCBs)/ Pollution Control Committees (PCCs) for installation of online emission monitoring system w.r.t. PM, NO_x and SO₂ in cement industries ;

WHEREAS, considering the requests/ representations received from industries/ industrial associations/ SPCBs / PCCs, an extension of time up to June 30, 2015 for installation of online monitoring systems was granted vide direction dated March 02, 2015 under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981;

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PCCs informing that no further extension of time will be given after June 30, 2015 and consent to operate will be withdrawn along with forfeiture of bank guarantee of non-complying units;

S. P. Singh Parihar

WHEREAS, concerned SPCB/ PCC issued directions under section 33A of the Water (Prevention & Control of Pollution) Act, 1974 and section 31A of the Air (Prevention & Control of Pollution) Act, 1981 to install the online monitoring system by June 30, 2015 and to submit bank guarantee of 100% of the cost of online emission & effluent monitoring system;

WHEREAS, Show Cause Notice under Section 5 of Environment (Protection) Act 1986, was issued on July 23, 2015 to all cement plants to show-cause as to why the unit should not be closed down, if the unit has not complied fully with the directions issued w.r.t. installation of online emission monitoring system by June 30, 2015. Further it was directed to submit documentary evidence regarding status of installation and connectivity;

WHEREAS, reply was received from the unit vide letter dated 07.09.2015, with the request to withdraw show cause Notice as the unit is a mini cement plant.

WHEREAS, letters dated 16.08.2016; 27.09.2016; 18.11.2016 and email dated 06.10.2016 were sent to the unit to submit authenticated documentary evidences mentioning production capacity of the plant and the evidences provided by the unit vide letters dt. 29.08.2016; 29.09.2016 13.10.2016 and 07.12.2016 are not satisfactory.

WHEREAS, the Ministry of Environment, Forest & Climate Change, 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 view of the above, you are hereby directed to close all operations of the unit with immediate effect till online emission monitoring system are installed in stacks as notified process and the same are uplinked with CPCB website.

(S. P. Singh Parihar)
Chairman

Copy to:

1. The Chairman
Chattisgarh State Environment
Conservation Board
Nanak Niwas, Civil Lines
Raipur, Chattisgarh - 492001
2. The District Magistrate : With request to ensure compliance of this closure order.
Distt-Raipur,
Chattisgarh

Saxena

3. The Chairman
Chhattisgarh State Power
Generation Corporation Ltd.
Danganiya, Raipur
Chhattisgarh.

: With request to disconnect electricity w.r.t operation of
industry & power supply to continue only for domestic &
security purposes.

4. The Advisor (CP Division)
Ministry of Environment, Forests
and Climate Change
Prithvi Wing, 2nd Floor, Room No. 216
Indira Paryavaran Bhawan
Aliganj, JorBagh Road, New Delhi - 110003

: For information plz.

5. The Zonal Officer
Zonal Office (Central)
Central Pollution Control Board
3rd Floor, Sahkar Bhawan
North T.T. Nagar
Bhopal - 462 003

✓ 6. The Incharge, IT Div., CPCB

A.B. Akolkar

(A.B. Akolkar)
Member Secretary