

SPEED POST

B-33014/7/2016/PCI-II/ 21563

January 04, 2017

To

M/s River Valley Cement Corporation,
Laxmi Nagar, Senduri Ghupa
Sila, Changsari, Kamrup Assam

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, NOx 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PCCs informing that no further extension of time will be given after June 30, 2015 and consent to operate will be withdrawn along with forfeiture of bank guarantee of non-complying units;

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 no. Nil dated 14.09.2015, with the request to withdraw show cause Notice as the unit is a mini cement plant.

WHEREAS, letter dated 16.08.2016 was sent to the unit to submit documentary evidences mentioning production capacity of the plant, reply of which was received from the unit vide letter no. Nil dated 01.09.2015, enclosing certificate issued by District Industries & Commerce Centre, Assam, mentioning production capacity 90,000 TPA.

WHEREAS, letter dated 04.10.2016 was sent to inform the unit that the request has not been considered and the unit was directed to install online monitoring system & provide connectivity to CPCB server.

WHEREAS, till date no information has been received, in above context.

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
Assam Pollution Control Board
Bamunimaidan
Guwahati - 781 021, Assam

: With the request to ensure compliance of this closure order
& to submit action taken report

2. The District Magistrate : With request to ensure compliance of this closure order.
Office of the Collector, & to submit action taken report
District Kamrup, Assam
3. The Chairman : With request to disconnect electricity w.r.t operation of
Assam State Electricity Board industry & power supply to continue only for domestic
Bijulee Bhawan, Palton Bazaar & security purposes.
Guwahati -781001 Assam
4. The Advisor (CP Division) : For information plz.
Ministry of Environment, Forests
and Climate Change
Prithvi Wing, 2nd Floor, Room No. 216
Indira Paryavaran Bhawan
Aliganj, JorBagh Road, New Delhi - 110003
5. The Zonal Officer Shillong Zonal Office
Central Pollution Control Board
TUM- SIR, Lower Motinagar,
Near Fire Brigade H.Q., Shillong - 793014
6. The Incharge, IT, CPCB


(A.B. Akolkar) 
Member Secretary