

Speed Post

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To

~~The Unit Head~~  
M/s ACC Ltd.  
Gagal Cement Works (Unit 1 & 2)  
P.O. & Distt. Barmana,  
Himachal Pradesh

**Sub: Closure direction under section 5 of the Environment (Protection) Act, 1986.**

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 SO<sub>2</sub> 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PCCs informing that no further extension of time will be given after June 30, 2015 and consent to operate will be withdrawn along with forfeiture of bank guarantee of non-complying units;

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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, M/s ACC Cement, Gagal Cement Works, H.P. was inspected during September 22-25, 2017 to investigate high SMS alert/Offline status and assess compliance of the environmental norms and the inspecting team made following observations:

1. **The unit has installed and connected Online Continuous Emission Monitoring System (OCEMS) for PM but has not installed and connected OCEMS for SO<sub>2</sub> and NO<sub>x</sub> on kiln stack and also not installed OCEMS on all other process stacks (except kilns) as per CPCB guideline in this regard, as verified by IT division.**
2. The unit should intimate CPCB whenever shutdown results in OCEMS data disconnection.
3. The unit should conduct third party calibration of the analyzers at regular intervals as per CPCB Guidelines.
4. The unit should report quantity of wastes co-processed every financial year to CPCB and HP PCB.

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 not installing OCEMS at other sources than kiln and for SO<sub>2</sub> and NO<sub>x</sub> at kiln and in exercise of the powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986, M/s ACC Cement, Gagal Cement Works, H.P. is hereby directed to close all operations with immediate effect till installation and connectivity of online continuous monitoring system is done with CPCB server for all process stacks as per CPCB guidelines in this regard and further also directed to take corrective measures for point 2-4 above and then seek permission from CPCB to restart operation.

In case of non-compliance, appropriate action as deemed fit under the provisions of Environment (Protection) Act, 1986 will be launched against the unit without any further notice.


  
[S. P. S. Parihar]  
Chairman

 07.12.17



Copy to:

1	The Chairman Himachal Pradesh Pollution Control Board Paryavaran Bhawan Phase - III, New Simla - 171 009	For information & ensuring compliance please.
2.	The District Magistrate Barmana, H.P.	
3.	The Chairman, Himachal Pradesh State Electricity Board Ltd Vidyut Bhawan Shimla Himachal Pradesh (India)-171004	
4	The Regional Director Central Pollution Control Board Ground Floor, PICUP Bhawan Vibhuti khand, Gomti Nagar Lucknow - 226 020 U.P.	For information please.
5	The Additional Secretary (AKM) Ministry of Environment, Forests and Climate Change Prithvi Wing, 2nd Floor, Room No. 216 Indira Paryavaran Bhawan Aliganj, JorBagh Road, New Delhi - 110003	
✓	The Divisional Head, IT, CPCB, Delhi	
7.	The Divisional Head (PKC), IPC-VI, CPCB	

  
(A. Sudhakar)  
Member Secretary



