

SPEED POST

F. No. B-751(750)/Chemical & others/WQM-II/CPCB/2017-18

30-11-2017

To

**M/s Berger Paints India Limited,
14 & 15 Swarnamoyee Road, Shibpur,
PO.B. Garden, Howrah, Kolkata-711103**

DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986

WHEREAS, Paints units are identified as one of the grossly 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; and

WHEREAS, for strengthening the monitoring and compliance through self regulatory mechanism, a direction under section 18 (1) (b) of the Water (Preservation & 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 on-line emission monitoring system w.r.t. Particulate Matter Parameter & online effluent monitoring system w.r.t. pH, BOD, COD, TSS, Flow parameters in 17 categories of industries including distilleries; and

WHEREAS, the 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 emission and effluent standards and rules notified under the Environment (Protection) Rules, 1986 and amendment thereof; and

WHEREAS, it is obligatory on the part of industries to install effluent treatment plants (ETPs) to comply with the effluent discharged standards as notified under the Environment (Protection) Act, 1986 and the rules framed there under and also to meet the consent conditions granted by State Pollution Control Board (SPCBs)/Pollution Control Committees (PCCs); and

WHEREAS, it was clarified that flow meter & web camera may be installed in case of Units with Zero Liquid Discharge (ZLD); and

WHEREAS, M/s Berger Paints India Limited, 14 & 15 Swarnamoyee Road, Shibpur, PO.B. Garden, Howrah, Kolkata-711103 (hereafter referred to as the 'Unit') is involved in manufacturing of Paints and related material; and

WHEREAS, the unit was inspected by the officials deputed by CPCB on 22.04.2017, and it was observed that the unit has provided connectivity of OCEMS to CPCB server, however it has not registered its details on CPCB Industry Registration Portal; and

WHEREAS, CPCB issued show cause notice dated 20.06.2017 under Section 5 of the Environment (Protection) Act, 1986 to the unit; and

WHEREAS, the Unit has submitted a reply vide letter dated 10.07.2017 wherein it was informed that the unit has installed OCEMS and provided connectivity to CPCB server; and

WHEREAS, IT division, CPCB has confirmed that the unit has provided OCEMS data connectivity to CPCB server; and

NOW THEREFORE, in view of the above mentioned observations and in exercise of the powers delegated to the Chairman CPCB, under section 5 of the Environment (Protection) Act, 1986, the unit namely **M/s Berger Paints India Limited, 14 & 15 Swarnamoyee Road, Shibpur, PO.B. Garden, Howrah, Kolkata-711103** earlier directions is hereby revoked and the unit is directed to comply with the following direction:

1. The Unit shall operate ETP properly so as to ensure compliance with the effluent discharge norms notified under Environment (Protection) Act, 1986. At any stage, if the treated effluent does not meet notified discharge standards the unit shall close down manufacturing operations immediately and report to CPCB.
2. The unit shall ensure continuous connectivity with CPCB server.

In case of default in compliance with the above directions, CPCB will be constrained to initiate action without any further notice, in accordance with the provisions of the Environment (Protection) Act, 1986.

(S. P. SINGH PARIHAR)
CHAIRMAN

Copy to:

1. **Chairman,**
West Bengal Pollution Control Board,
Paribesh Bhavan, 10A, Block-L.A.,
Sector-III, Salt Lake City,
Kolkata - 700 098, West Bengal
: [For kind information]
2. **The Advisor (CP Division)**
Ministry of Environment, Forests & Climate
Change,
Indira Paryavaran Bhavan,
Jor Bagh Road, New Delhi - 110 003
: [For kind information]
3. **Regional Director,**
Regional Directorate (E)
Central Pollution Control Board, Southern
Conclave, Block 502, 5th & 6th Floors, 1582
Rajdanga Main Road, Kolkata-700107
West Bengal
:[To ensure compliance of the directions]
4. **The Incharge IT Division, CPCB, Delhi**
5. **Master copy (Others), RG Division, CPCB,
Delhi**


(A.SUDHAKAR)
MEMBER SECRETARY

M/s Berger Paints India Limited, 14 & 15 Swarnamoyee Road, Shibpur, PO.B. Garden, Howrah,
Kolkata-711103