



**SPEED POST**

B-29016/04/06/IPC-I/ (4832)  
To

December 19, 2017

M/s. Hetero Infrastructure SEZ Limited,  
N. Narsapuram (V), Nakkapalli (M),  
Visakhapatnam-531081,  
Andhra Pradesh

**Sub.: Directions under Section 5 of the Environment (Protection) Act, 1986-regarding**

WHEREAS, the Pharmaceutical industries 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; and

WHEREAS, M/s. Hetero Infrastructure SEZ Limited, Andhra Pradesh (herein after referred to as the Unit) is providing Infrastructure facility (like raw material storage yard, Common effluent treatment plant, Boilers, Hazardous waste storage yard, sewage treatment plant etc.) to its sister units i.e. M/s. Hetero Drugs Ltd., Unit-IX, M/s. Hetero Labs Ltd., Unit-IX and M/s. Honour Labs Ltd. Unit-III; and

WHEREAS, the Unit has installed Online continuous effluent Monitoring system (OCEMS) for parameters pH, BOD, COD & TSS at the outlet of Effluent treatment plant (ETP) and also installed online flow meters and web cameras to quantify the HTDS & LTDS effluent transferred from sister units to common effluent treatment plant (CETP); and

WHEREAS, it was observed by the IT division of the CPCB that 91 number of alerts were generated for the parameters pH (84), TSS (6) & BOD (1) during 15 May- 15 June 2017; and

WHEREAS, the Unit was inspected by a team of official(s) from the CPCB Regional Directorate, Bangalore on August 22, 2017 to assess the adequacy of the existing pollution control measures and online effluent monitoring system, observed as following:

- The treated effluent analysis results shows that the parameters COD (349 > 250 mg/l) & TSS (190 > 100 mg/l) exceeds the APPCB standards.
- The unit has not provided the proper collection system of bottom ash & fly ash from boiler.

WHEREAS, a closure direction was issued to the Unit vide letter dated October 04, 2017 under Section 5 of the Environment (Protection) Act, 1986, as the following:

1. The Unit shall immediately close down all the plant operations and shall not resume till permission is obtained from the CPCB for the same.
2. The Unit shall properly operate the ETP so as to achieve the notified standards and so as to improve the quality of treated effluent.
3. The Unit shall provide the collection system for bottom ash and fly ash.

WHEREAS, the Unit vide letter dated October 13, 2017 submitted the undertaking duly notarized, Effluent monitoring laboratory analysis report, copy of consent valid upto December 31, 2017 and requested to revoke the closure direction; and

WHEREAS, the Unit has submitted an undertaking dated October 13, 2017 that "the Unit has complied with all directions issued by CPCB and if plant is found non-compliant during verification by CPCB officials, the Unit accept to close down operations immediately and shall not operate till full compliance is achieved; and

WHEREAS, the Unit has submitted third party analysis report of ETP outlet effluent dated September 25, 2017 from M/s SV Enviro Labs & Consultants, AP (recognised by MoEF) and the results are found within the norms prescribed by Andhra Pradesh Pollution Control Board w.r.t parameters COD (164 < 250 mg/l) ;

WHEREAS, the Unit vide letter dated November 15, 2017 has submitted a performance adequacy report for its effluent treatment plant (ETP) prepared by Dr. P. S. Rajasekhar, Professor, Andhra University, Visakhapatnam along with M/s SV Enviro Labs & Consultants, Visakhapatnam;

WHEREAS, CPCB constituted a Three-member committee vide office order dated 03.10.2017 having representative(s) from CPCB and MoEF&CC for examination and recommendation for revocation of the closure direction issued by CPCB; and

WHEREAS, the Three member committee in its meeting held on December 08, 2017 examined the compliance report and performance adequacy report of ETP submitted by the Unit and recommended that the Unit may be allowed to resume operation with condition that:

- The compliance of CPCB direction along with implementation of recommendations/observations of performance adequacy report of ETP submitted by Unit shall be verified by CPCB within 45 days of resumption of operation; 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 the standards and rules notified under the Environment (Protection) Rules, 1986 and amendment thereof.

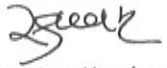
NOW, THEREFORE, in exercise of powers vested to Chairman CPCB under Section 5 of the Environment (Protection) Act, 1986, and in view of undertaking of compliance submitted by the Unit with relevant direction under reference, the direction issued under the Section 5 of the Environment (Protection) Act, 1986 to the Unit (M/s. Hetero Infrastructure SEZ Limited, Andhra Pradesh) vide letter dated October 04, 2017 is hereby revoked. The Unit will ensure compliance with the norms. In case of non-compliance by the Unit action as deemed fit under the provisions of Environment (P) Act, 1986 shall be taken.

  
(S. P. Singh Parihar)  
Chairman

 21.12.17

Copy to:

1. The Chairman  
A.P. Pollution Control Board  
Paryavaran Bhawan, Industrial Estate,  
Sanath Nagar, Hyderabad-500 038, A.P.
2. The Chairman : With request to restore  
Southern Power Distribution electricity supply of the Unit,  
Company of A.P. Ltd,  
D.NO:19-13-65/A Srinivasapuram,  
Tiruchanoor Road, Tirupati-517503, Chittoor District, A.P.
3. The Advisor (CP Division)  
Ministry of Environment, Forests and Climate Change  
Prithvi Wing, 2nd Floor, Room No. 216, Indira  
Paryavaran Bhawan Aliganj, Jor Bagh Road, New Delhi - 110003
4. The Regional Directorate : With a request to ensure inspection  
Central Pollution Control Board of this Unit within 45 days and to  
1st & 2nd Floors, Nisarga Bhavan, A-Block, report the findings to HO.  
Thimmaiah Main Road, 7th D Cross, Shivanagar,  
Opp. Pushpanjali Theatre, Bangalore -560 010
- ✓ 5. The Incharge, IT, CPCB
6. The Incharge, IPC-VI, CPCB

  
(A. Sudhakar)  
Member Secretary