



Speed Post

B-33014/7/2018/IPC-II/

December 06, 2018

To

The Unit Head
M/s Kalayanpur Cements Ltd.
At+P.O.BanjariDistt
Rohas-821303,
Bihar

Sub: Show Cause Notice under section 5 of the Environment (Protection) Act, 1986.

WHEREAS, the cement 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, Ministry of Environment, Forests & Climate Change has notified emission standards for Particulate matter, SO₂ & NO_x vide GSR 612 (E) dated 25.08.2014; and amended it vide GSR 496 (E) dated 09.05.2016 for all cement industries and vide GSR 497 (E) dated 10.05.2016 for cement industries carrying out co-processing of wastes in their cement kilns; and

WHEREAS, on request of cement industries, timeline was extended upto March 31, 2017 to comply with the aforesaid notified emission standards; and

WHEREAS, the matter regarding reconsideration of notified standards was taken up by the cement industries with the Ministry of Environment, Forest and Climate Change (MoEF&CC) and it was decided by MoEF&CC that general extension shall not be granted and any extension regarding compliance shall be based on due assessment and submission of clear/specific road map for compliance with notified standards in a time bound manner. Accordingly, Directions under Section 3 of Environment (Protection) Act, 1986 have been issued by MoEF&CC to CPCB on 28.03.2017 to ensure implementation of notified environmental standards for cement industries; and

WHEREAS, the cement industries were reminded vide letter dated 30.03.2017 that new notified standards for cement industries have become effective from April 01, 2017 and directed to submit clear/specific time-bound action plan for compliance with new notified standards before April 30, 2017; and

WHEREAS, several meetings were convened by Regional Directorates of CPCB with cement industries and State Pollution Control Boards to expedite the submission of action plans and ensure compliance. A standard format was developed to facilitate cement industries in submission of action plans in a precise & scientific manner and the same was circulated among cement industries. Accordingly, all the cement industries were directed to submit the specific action plan as per the standard format before 30.04.2017; and

WHEREAS, as per action plan dated 20.06.2017 submitted by M/s Kalayanpur Cements Ltd. At+P.O. Banjari Distt Rohtas-821303, Bihar, time period upto 19.12.2017 was sought by the unit for compliance of revised emission standards of cement industries; and

WHEREAS, direction dated 06.09.2017 was issued to M/s Kalayanpur Cements Ltd. At+P.O. Banjari Distt Rohtas, Bihar, granting time upto 19.12.2017 to comply with the revised standard and no cement industry was granted time beyond August 31, 2018 for the same; and

WHEREAS, no information w.r.t. status of compliance of emission standards has yet been received from the unit, directly or through CMA; and

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 and exercising the powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986, M/s Kalayanpur Cements Ltd. At+P.O. Banjari Distt Rohtas-821303, Bihar, is hereby directed to show cause as to why SPCB be not asked not to renew consent beyond December 2018 or to revoke consent having validity beyond December 2018 and direct the unit not to operate beyond 31.12.2018.

Further, Environmental Compensation of Rs 30,000/- per day of delay beyond the time limit i.e. 31.08.2018 shall be levied as per Environmental Compensation policy framed in compliance of NGT order dt. 31.08.2018 in OA no. 593/2017.

The unit shall file compliance within 7 days of receipt of this Notice, failing which action as deemed necessary and appropriate under the Environment (Protection) Act, 1986 will be initiated.

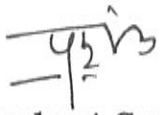


(S.P. S. Parihar)
Chairman

 11.12.18

Copy to:

1	The Chairman Bihar State Pollution Control Board 2nd Floor, Beltron Bhawan Jawahar Lal Nehru Marg Shastri Nagar, Patna - 800023	For information & ensuring compliance please
2	The Regional Director Central Pollution Control Board (Eastern) 502, Southend Conclave 1582, Rajdanga Main Road Kolkata - 700 107	For information please.
3	The Additional Secretary (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	
4	The Divisional Head, IT, CPCB, Delhi	


(Prashant Gargava)
Member Secretary



