



केन्द्रीय प्रदूषण नियंत्रण बोर्ड
CENTRAL POLLUTION CONTROL BOARD
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय भारत सरकार
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE GOVT. OF INDIA

Speed Post

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

December 06, 2018

To

The Unit Head
M/s Malabar Cements Ltd,
Walayar, Palakkad, Kerala

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 new 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 new notified emission standards for cement industries; and

WHEREAS, the cement industries were reminded vide letter dated 30.03.2017 that new notified emission 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

M/s Malabar Cements Ltd, Walayar, Palakkad, Kerala

WHEREAS, as per action plan submitted by M/s Malabar Cements Ltd, Walayar, Palakkad, Kerala, time period upto 10.05.2018 was sought by the unit for compliance of new emission standards of cement industries; and

WHEREAS, direction dated 09.11.2017 was issued to M/s Malabar Cements Ltd, Walayar, Palakkad, Kerala, granting time upto 10.05.2018 to comply with the new emission standards; and

WHEREAS, it has been observed from the letter dated 13.09.2018 submitted by the unit that the unit could not comply new emission standards by the time limit granted to the unit and the compliance has been delayed and no cement industry was granted time beyond August 31, 2018 for the same; and

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 Malabar Cements Ltd, Walayar, Palakkad, Kerala, is hereby directed to show cause as to why SPCB be not directed not to renew consent beyond December 2018 or to revoke consent having validity beyond December 2018 and direct the unit not to operate beyond December 31, 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 submit compliance within 7 days of receipt of this direction, 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 Kerala State Pollution Control Board Plamoodu Junction Pattam Palace P.O. Thiruvananthapuram – 695 004 Kerala	For information & ensuring compliance please.
2	The Regional Director Regional Directorate - South Central Pollution Control Board 1st & 2nd Floors, Nisarga Bhawan A- Block, Thimmaiah Main Road 7th D Cross, Shivanagar Opposite Pushpanjali Theatre Bangalore 560 010	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)



o/c