

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

By Speed Post

F. No. B-190019/NGRBA/CPCB/2018-19

December 12th, 2018

To,

(7 newly added GPIs in Uttar Pradesh)
As per list enclosed

CLOSURE DIRECTIONS UNDER SECTION 5 OF ENVIRONMENT (PROTECTION) ACT, 1986 REGARDING INSTALLATION OF ON-LINE EFFLUENT MONITORING SYSTEM-REG.

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 methods like installing online effluent and emission monitoring devices; and

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'; and

WHEREAS, Hon'ble National Green Tribunal in its order dated 15th December, 2014 in the matter of Krishan Kant Singh Vs. M/s Hindustan CocaCola Beverages Pvt. Ltd., Mehdiganj, Rajatalab, Varanasi stated that "It seems appropriate introduction of online monitoring system for the industries needs to be explored and if it is possible to provide for joint online monitoring system"; and

WHEREAS, CPCB has explored installation of Online Monitoring device in the other countries and has come to conclusion that the online monitoring devices are essential for improving compliance as the conventional monitoring systems not able to capture violations on regular basis; and

WHEREAS, CPCB has held stakeholder consultations with industrial associations and SPCBs/PCCs on 06.08.2014, 19.09.2014, 29.09.2014, 08.10.2014, 16.10.2014, 09.01.2015, 08.04.2015 and 16.06.2015 regarding time bound implementation of installation of these devices; and

WHEREAS, a direction under Section 18 (1) (b) of Water (Prevention & Control of Pollution) Act, 1974 was issued on February, 2014 to Ganga Basin State Pollution Control Boards (SPCBs)/Pollution Control Committee (PCC) for installation of online effluent monitoring systems w.r.t. pH, BOD, TSS, COD and Flow parameters in Grossly Polluting Industries; and

WHEREAS, it was clarified that flow meter & web camera may be installed in case of Units with Zero Liquid Discharge (ZLD) by March 31, 2015 vide guidelines uploaded on website of CPCB dated November 7, 2014; and

WHEREAS, considering the 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, 2015 under Section 18 (1) (b) of Water (Prevention & Control of Pollution) Act, 1974; and

WHEREAS, a letter 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, 2015 and

withdrawal of consent to operate along with forfeiture of bank guarantee of non-complying units will be the only option; and

WHEREAS, an office order dated 27th December,2016 was issued by Member Secretary, CPCB directing the installation and connectivity of OCEMS by industries must be completed before February 28th ,2017; and

WHEREAS, the GPIs need to follow the guidelines published by CPCB for OCEMS available on the link [http://cpcb.nic.in/upload/thrust-area/revised-GUIDELINES-final-sent-for-publication-on-07.11.2014 . pdf](http://cpcb.nic.in/upload/thrust-area/revised-GUIDELINES-final-sent-for-publication-on-07.11.2014.pdf) and amended thereof; and

WHEREAS, CPCB has re-inventorized the GPI units in consultation with the concerned SPCBs during February,2018 and as a result 39 new units have been identified as Grossly Polluting Industries (GPIs) operating in the Ganga main stem states; and


WHEREAS, the Ministry of Environment, Forest and Climate Change, Govt. of India, vide its notification S.O.157(E) dated 27.02.1996, has delegated the powers vested under Section 5 of the Environment (Protection) Act,1986 (29 of 1986) to the Chairman, Central Pollution Control Board (CPCB), to issue directions to any industry, Municipal Corporation, Municipal Council, Cantonment Board, any local or other Authority for the violation of emission and effluent standards notified under the Environment (Protection) Rules,1986 and other standards and norms; and

WHEREAS, CPCB issued Show Cause Notice under Section 5 of E (P) Act,1986 dated 3rd May,2018 to 26 newly added units to install OCEMS system and provide connectivity of OCEMS system with CPCB server for 24 X 7 data transmission within three (3) months from the date of said directions for the parameters mentioned in the guidelines and for submission of action plan for installation and connectivity within 15 days; and

WHEREAS, the three months' time assigned to the units to install OCEMS expired on 3rd August,2018 and no response has been received from the above units and only 5 out of 26 units have installed OCEMS and connected with CPCB server; and

NOW, THEREFORE, based on all material facts available with CPCB and in exercise of the powers delegated to the Chairman, Central Pollution Control Board under Section 5 of the Environment (Protection) Act, 1986, the unit, 7 newly added GPIs (List enclosed) are hereby directed to close down its all manufacturing operations till the compliance of the above stated directions.

In case of non-compliance of the above directions, CPCB will be constrained to initiate appropriate action against the unit without giving any further notice in accordance with the provision of Environment (Protection) Act, 1986.


17/08/18
(S.P.S. PARIHAR)

CHAIRMAN

Copy to:

1. Member Secretary
Uttar Pradesh Pollution Control Board,
Building No. TC-12 V, Vibhuti Khand
Gomti Nagar, Lucknow-226010
2. Regional Directorate,
Central Pollution Control Board,
ZO (North), Ground Floor,
PICUP Bhawan, Vibhuti Khand,
Gomti Nagar, Lucknow, U.P.-226010
3. Joint Secretary (CP Division)
Ministry of Environment, Forests
& Climate Change,
Indra Paryavaran Bhavan,
Jor Bagh Road, New Delhi - 110 003
- ✓ 4. Incharge, IT Division, CPCB
5. Master copy WQM-II, CPCB

With request to ensure the
compliance

For kind information

For uploading on CPCBs
website


(PRASHANT GARGAVA)
MEMBER SECRETARY

| S.No. | Name of the units |
|-------|--|
| 1. | M/s S & S, P-61, Textile Centre Pilakhuwa, Hapur, Uttar Pradesh |
| 2. | M/s Shiv Shankar Cotton, P-70, Textile Centre Pilakhuwa, Hapur, Uttar Pradesh |
| 3. | M/s Shiv Shankar Dyeing, P-74, Textile Centre, Pilakhuwa, Hapur, Uttar Pradesh |
| 4. | M/s Tirupati Handloom, P-67 & 68, Textile Centre, Pilakhuwa, Hapur, Uttar Pradesh |
| 5. | M/s RRC Red Rose Thred Pvt. Ltd., P-16, 17 & 18, Textile Centre, Pilakhuwa, Hapur, Uttar Pradesh |
| 6. | M/s Sushil Tech Pvt. Ltd., P-126, 125, P-16, 17 & 18, Textile Centre, Pilakhuwa, Hapur Uttar Pradesh |
| 7. | M/s Mohan Gold water and Beverage Ltd., Akarampur, Chakarampur, Unnao Uttar Pradesh |