



BY REGISTERED AD

B-29016/04/06/IPC-I/

14350

December 21, 2018

To

M/s I.G. Petrochemicals Ltd.,
Plot No.-2, Taloja Industrial Area, MIDC,
Taloja, District Raigad, Maharashtra-410208

Sub: Direction under Section 5 of the Environment (Protection) Act, 1986-reg.

WHEREAS, the Petrochemical 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, the M/s I.G. Petrochemicals Ltd., Plot No.-2, Taloja Industrial Area, MIDC, Taloja, District Raigad, Maharashtra (herein after referred as the Unit) was inspected by the officials of CPCB, Regional Directorate, Vadodara on July 12, 2017 under Online Continuous Emission and Effluent Monitoring System (OCEMS) Surveillance programme; and

WHEREAS, the following non-compliance were observed by the officials of CPCB, Regional Directorate, Vadodara on July 12, 2017:

1. The Unit was in operation without obtaining revoke of direction dated March 28, 2017.
2. The percent Sodium in the sample collected from ETP outlet was found to be 82.23 % which is more than the prescribed limit 60% Na MPCB standards.
3. During inspection, the OCEMS reading for TSS parameter was not displayed in TriOS display panel.
4. The stack monitoring conducted at PA-1 & PA-2 Heater w.r.t. SO₂ were found 215.17 ppm & 446.7 ppm respectively which was exceeding the norms 50 ppm prescribed by MPCB.
5. The Stack monitoring conducted at PA-2 Heater w.r.t. PM was 245 mg/Nm³ which was exceeding the norms 150 mg/Nm³ prescribed by MPCB.
6. The BOD & COD parameter values of OCEMS differ significantly from the analysis results.
7. The OCEMS sensors were placed in a vessel (a container) where a small tube line from treated effluent conveys sample from CETP discharge pipeline.

WHEREAS, the Unit was inspected by CPCB Regional Directorate, Vadodara on July 12, 2017 and found that the Unit was in operation, which is non-compliance of the closure direction u/s 5 of E(P) Act, 1986 issued by CPCB vide letter dated 28.03.2017 as the revoke of closure direction dated March 28, 2017 was issued on July 19, 2017; and

WHEREAS, a closure direction was revoked with a condition that separate action as per law shall be initiated for non-compliance of CPCB direction dated March 28, 2017 by submitting false information through self certificate dated June 13, 2017 regarding close down of plant operations; and

WHEREAS, a closure direction under section 5 of E(P) Act 1986 was again issued to the unit dated September 14, 2017 on the basis of non-compliance observed during inspection on July 12, 2017 by the officials of CPCB, Regional Directorate, Vadodara under OCEMS Surveillance program; and

WHEREAS, the unit vide letter dated September 21, 2017 submitted the undertaking duly notarized, Emission and Effluent Monitoring Laboratory report, environment clearance from MoEF & CC and requested to revoke the closure direction; and

WHEREAS, the Unit has submitted an undertaking on September 28, 2017 that "the Unit has complied with all directions issued by CPCB and if our plant is found non-compliant during verification by CPCB officials, we accept to close down the industry immediately and to not operate till full compliance is achieved; and

WHEREAS, the Unit has submitted third party emission & effluent analysis report of MoEF&CC recognised lab dated 22.09.2017 and found that the concentration of % Na was 54 % < 60 % which is within the norms prescribed by MPCB and the concentration of SO₂ at PA-1 & PA-2 Heater found to be well within the norms (450 kg/day) prescribed by MPCB and the concentration of PM at PA-2 Heater found to be well within the norms (150 mg/Nm³) prescribed by MPCB; and

WHEREAS, the unit has submitted environment clearance from MoEF & CC dated July 18, 2017 along with permission to use organic residue (Distillation back and residue) as fuel; and

WHEREAS, the closure direction was revoked on October 31, 2017 based on the compliance report submitted by the unit; and


WHEREAS, The Hon'ble National Green Tribunal (NGT), Principal Bench in the matter of OA No. 593/2017 (WP (CIVIL) No. 375/2012, Paryavaran Suraksha Samiti & Anr. Vs. Union of India & Ors. directed Central Pollution Control Board (CPCB) to take penal action for failure, if any, against those accountable for setting up and maintaining STPs, CETPs and ETPs and CPCB may also assess and recover compensation for damage to the environment

and said fund may be kept in a separate account and utilized in terms of an action plan for protection of the environment; and

WHEREAS, as per formula derived for EC by CPCB, the total environmental compensation charges was calculated Rs 81,37,500 and same shall be deposited by the unit at CPCB immediately for the noncompliance period (March 28,2017 to October 31,2017):

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 the Unit [M/s I.G. Petrochemicals Ltd., Plot No.-2, Taloja Industrial Area, MIDC, Taloja, District Raigad, Maharashtra] directed to deposit Rs 81,37,500/- immediately in CPCB A/c No. 532702050000164 (Bank name: Union Bank Of India, IP Extension Branch, Vikas Marg Extn., Delhi; IFSC: UBIN0553271). In case of non-compliance by the Unit action as deemed fit under the provisions of Environment (P) Act, 1986 shall be taken.


26.12.18
(S.P. Singh Parihar)
Chairman

Copy to:

1. The Chairman
Maharashtra Pollution Control Board,
Kalpataru Point, 3rd and 4th floor,
Opp. Cine Planet, Sion Circle,
Mumbai-400 022
2. 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
3. The Regional Director
Central Pollution Control Board
Parivesh Bhawan
Opp. VMC Ward office No. 10, Subhanpura
Vadodara, Gujarat-390023
4. IPC-VI, CPCB (Shri P.K. Gupta, Sc'E')
5. I/c, IT Division, CPCB, Delhi


(Prashant Gargava)
Member Secretary