

SPEED POST

B-33014/07/IPC-II/TPP/2019/ 15161

January 14, 2019

To

The General Manager/Plant Head
M/s Jhabua Power Limited,
Barela and Gorakhpur Villages,
Dist. Seoni - 480 997, Madhya Pradesh

Sub: Directions under Section 5 of the Environment (Protection) Act, 1986 regarding installation of online effluent and emission monitoring system- Revocation thereof.

WHEREAS, the thermal power plants are identified as one of the 17 categories of highly polluting industries in the country and have been discharging environmental pollutants directly or indirectly into the ambient air and water, which pose constant threat to cause adverse effect on the air and water quality; and

WHEREAS, for strengthening the monitoring and compliance through self-regulatory mechanism, online emission and effluent monitoring systems need to be installed and operated by the developers and the industries on 'polluter pays principle'; and

WHEREAS, directions under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 were issued on February 05, 2014 to all the State Pollution Control Boards (SPCBs)/ Pollution Control Committees (PCCs) for installation of online emission monitoring systems w.r.t PM, SO₂ & NO_x parameters & online effluent monitoring system for pH, TSS, & Temperature parameters in thermal power plants; and

WHEREAS, under section 5 of the Environment (Protection) Act, 1986 a notice was served on August 25, 2017 to show cause as to why the plant should not be closed down, if the plant has not complied fully with directions issued w.r.t installation of on-line effluent and emission monitoring system by February 28, 2017, and the plant was further directed to install online continuous emission & effluent monitoring systems (OCEMS) for parameters namely PM, SO₂, NO_x & pH, TSS, Temperature, flow and submit the status; and

WHEREAS, M/s Jhabua Power Limited, Seoni, Madhya Pradesh had failed to establish online connectivity of OCEMS for emission and effluent parameters with CPCB server and hence failed to comply the show cause notice cum directions issued vide letter dated 25.08.2017; and

WHEREAS, in view of the non-compliance of show cause notice cum directions dated 25.08.2017, a closure direction under section 5 of the Environment (Protection) Act, 1986, was issued on 30.07.2018 to M/s Jhabua Power Limited, Seoni, Madhya Pradesh.

WHEREAS, M/s M/s Jhabua Power Limited, Seoni, Madhya Pradesh vide letter dated 19.11.2018 has informed that connectivity of online monitoring system has been provided to CPCB server.

WHEREAS, the connectivity of online monitoring system has been got verified by the IT division of Central Pollution Control Board on 06.12.2018.




WHEREAS, a meeting of the three-member committee constituted for examination and recommendation for revocation of closure direction issued by CPCB was held on 08.01.2019 and in view of the above, the committee recommended that the closure direction issued to M/s Jhabua Power Limited, Seoni, Madhya Pradesh may be revoked.

WHEREAS, 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 under Section 5 of the Environment (Protection) Act, 1986, closure direction issued on 30.07.2018 to M/s Jhabua Power Limited, Seoni, Madhya Pradesh is hereby revoked with the condition that the Plant shall ensure uninterrupted connectivity with CPCB server.

However, any expansion of the existing project shall be intimated to CPCB and MPPCB and applicability and scope of the installation of OCEMS will be subjected to proposed expansion activities.


(S.P.S. Parihar)
Chairman

Copy to:

1. The Chairman
Madhya Pradesh Pollution Control Board
Paryavaran Parisar, E-5, Arera Colony
Bhopal 462 016, Madhya Pradesh
2. The Additional Secretary (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 - 110 003
3. The Regional Director
Central Pollution Control Board
4th Floor, Sahkar Bhawan,
North TT Nagar, Bhopal - 462 003
4. The District Magistrate,
Collector Office, Barapattar, Seoni, NH-7,
Wardha Road, Seoni - 480 884,
Madhya Pradesh
5. The Divisional Head- IT, CPCB

(Prashant Gargava)
Member Secretary

