



**SPEED POST**

B-29016/04/06/IPC-1/

February 08, 2019

To,

M/s Deepak Fertilizers & Petrochemicals Corporation Ltd.  
K-1 to K-8, MIDC Industrial Area,  
Taloja, Dist- Raigad  
Maharashtra- 410208

**Sub.: Directions under Section 5 of the Environment (Protection) Act, 1986 – reg.**

WHEREAS, Fertilizer units 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, a direction under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 was issued on February 05, 2014 to all the State Pollution Control Boards (SPCBs)/ Pollution Control Committees (PCCs) for installation of online emission monitoring system w.r.t. Urea Plants – PM, CAN/NPK/Ammonium Nitrite – PM, Ammonia, Fluoride, DAP plants – PM, Fluoride & SSP plants – PM, Fluoride parameters & online effluent monitoring system w.r.t. pH, Ammonical Nitrogen, Fluoride & Flow parameters in Fertilizer industries; and

WHEREAS, Central Pollution Control Board issued notice under Section 5 of the Environment (Protection) Act, 1986 to M/s Deepak Fertilizers & Petrochemicals Corporation Ltd., K-1 to K-8, MIDC Industrial Area, Taloja, Dist- Raigad, Maharashtra on July 24, 2015 regarding installation of on line effluent and emission monitoring system; and

WHEREAS, on the basis of SMS alerts generated by online monitoring system at the unit during a period of January 15, 2018 to February 15, 2018, a team of officers from the Regional Directorate, Central Pollution Control Board, Vadodara visited the unit M/s Deepak Fertilizers & Petrochemicals Corporation Ltd., K-1 to K-8, MIDC Industrial Area, Taloja, Dist- Raigad, Maharashtra on April 06, 2018 to assess the adequacy of the existing pollution control measures; and

WHEREAS, it was observed vide IT Division, CPCB report dated April 23, 2018 that the unit has not installed online continuous effluent monitoring system for Fluoride parameter at ETP-1 outlet and Fluoride & Ammonical Nitrogen parameters are not provided at the ETP-2 outlet and vide IT Division, CPCB report dated April 23, 2018 that the unit has not installed online continuous emission monitoring system for PM, Ammonia and Fluoride parameters at the stacks of the unit; and

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WHEREAS, on the basis of above stated observations directions under Section 5 of Environment (Protection) Act 1986, were issued by Central Pollution Control Board on May 07, 2018 to the unit to close down all operational activities with immediate effect; and

WHEREAS, the Unit vide dated December 11, 2018 stated that it has complied with CPCB directions; and

WHEREAS, it has been verified by the IT division of the CPCB on December 19, 2018 that the unit has provided the connectivity of the online monitoring system for the requisite parameters to the Central Pollution Control Board; and

WHEREAS, the Unit has submitted an undertaking of December 24, 2018 that it has complied with all directions issued by CPCB and if plant is found non-compliant during verification by CPCB officials, the Unit will accept to close down operations immediately and shall not operate till full compliance is achieved; and

WHEREAS, the Unit has informed vide Self certificate dated December 25, 2018 that the unit has not stopped its manufacturing operations w.r.t. directions issued by CPCB; and

WHEREAS, CPCB constituted a Three-member committee vide office order dated 03.10.2017 having representative(s) from CPCB and MoEF&CC for examination and recommendation for revocation of the closure direction issued by CPCB;

WHEREAS, the Three-member committee in its meeting held on 08.01.2019 examined the compliance report submitted by the Unit and recommended that closure direction may be revoked with condition that the unit shall ensure uninterrupted connectivity of Online Continuous Emission Monitoring System data with Central Pollution Control Board server.; and

WHEREAS, Closure direction u/s 5 of Environment (Protection) Act, 1986 issued to the unit were revoked on January 15, 2019 with condition that the unit shall ensure uninterrupted connectivity of Online Continuous Emission Monitoring System data with Central Pollution Control Board server, and

WHEREAS, it has been observed that the unit has not closed its operations despite CPCB closure directions dated 07.05.2018 which is non-compliance; and

**WHEREAS, the environmental compensation charge of Rs 67, 80,000/- (Sixty Seven Lacs Eighty Thousand only) has been calculated and shall be deposited by the unit within 15 days from the receipt of directions (for the noncompliance period of May 07, 2018 to December 19, 2018); and**

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.

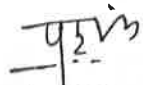
NOW, THEREFORE, in exercise of powers vested to Chairman CPCB under Section 5 of the Environment (Protection) Act, 1986, and the Unit M/s Deepak Fertilizers & Petrochemicals Corporation Ltd., K-1 to K-8, MIDC Industrial Area, Taloja, Dist-Raigad, Maharashtra is hereby directed to deposit Rs 67, 80,000/- (Sixty Seven Lacs Eighty Thousand Only) within 15 days to Central Pollution Control Board Account no. 532702050000164 (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.

  
(S.P. Singh Parihar)  
Chairman

11/02/2019 

Copy to:

1. The Chairman,  
Maharashtra State Pollution Control Board  
Kalpataru Point, 3rd & 4th floors  
Sion Matunga Scheme, Road No. 8  
Opp. Cine Planet, Sion Circle, Sion (E)  
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, Vadodra-390 023
4. I/C, IT Division, CPCB
5. I/C, IPC- VI, CPCB

  
(Prashant Gargava)  
Member Secretary