



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-33014/7/2019/IPC-II/

March 01, 2019

To

**The Unit Head**  
M/s ACC Limited,  
Cement Nagar  
Bardol, Bargarh,  
Odisha-768038

**Sub: Direction 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, SO<sub>2</sub> & NO<sub>x</sub> 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 ACC Limited, Cement Nagar Bargarh, Odisha

'परिवेश भवन' पूर्वी अर्जुन नगर, दिल्ली-110032

Parivesh Bhawan, East Arjun Nagar, Delhi-110032

दूरभाष/Tel : 43102030, 22305792, वेबसाइट/Website : www.cpcb.nic.in

WHEREAS, as per action plan submitted by M/s ACC Limited, Cement Nagar Bargarh, Odisha, time period upto 30 months was sought by the unit for compliance of new emission standards of cement industries; and


WHEREAS, direction dated 06.09.2017 was issued to M/s ACC Limited, Cement Nagar Bargarh, Odisha, granting time upto 31.08.2018 to comply with the new emission standards and no cement industry was granted time beyond August 31, 2018 for the same; and


WHEREAS, Show Cause Notice (SCN) dated 06.12.2018 was issued to the unit w.r.t. submission of Environmental Compensation at the rate of 30,000/ per day as per Environmental Compensation policy framed in compliance of NGT order dt.31.08.2018 in OA no.593/2017; and

WHEREAS, the unit has submitted reply to SCN vide letter dated 03.01.2019 informing that the unit has achieved compliance of revised norms. (With the delay of 122 days from the time limit i.e. 31.08.2018.)*and*

WHEREAS, the Ministry of Environment, Forest & Climate Change, 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 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, by to M/s ACC Limited, Cement Nagar Bargarh, Odisha is hereby directed to pay Environmental Compensation of Rs 36,60,000/- for non-compliance beyond the time limit i.e.31.08.2018 within 7 days of receipt of this Direction and to submit emission monitoring report from Environment (Protection) Act recognized laboratory on quarterly basis for 1 year. In case of failure, the Board will be constrained to initiate action as deemed necessary and appropriate under the Environment (Protection) Act, 1986.

  
(S.P. S. Parihar)  
Chairman

 08.03.19

**Copy to:**

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|---|--|--|
| 1 | The Chairman<br>Odisha Pollution Control Board<br>A-118, Nilkanta Nagar<br>Unit VIII, Bhubaneswar - 751 012<br>Odisha  | For information & ensuring<br>compliance please. |
| 2 | The Regional Director<br>Regional Directorate (CPCB)<br>Central Pollution Control Board<br>502, Southend Conclave<br>1582, Rajdanga Main Road<br>Kolkata - 700 107   | For information please.                          |
| 3 | The Additional Secretary (CP Division)<br>Ministry of Environment, Forests and<br>Climate Change<br>Prithvi Wing, 2nd Floor, Room No. 216<br>Indira Paryavaran Bhawan<br>Aliganj, JorBagh Road, New Delhi - 110003 |  |
| 4 | The Divisional Head, IT, CPCB, Delhi   |  |

  
**Prashant Gargava**  
(Member Secretary)



