



**SPEED POST**

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

July 19, 2018

To

M/s Progressive Fertichem Pvt. Ltd.,  
Nizarbazar, Near Lions Club,  
P.O. Jagiroad,  
Distt. Morigaon  
Assam- 782410

**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, 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 a team of officers from the Regional Directorate, Central Pollution Control Board (CPCB), Shillong inspected M/s Progressive Fertichem Pvt. Ltd., Nizarbazar, Near Lions Club, P.O. Jagiroad, Distt. Morigaon, Assam (the Unit) on October 27, 2017 based upon offline status of online continuous emission monitoring system of the unit since August 04, 2017 to assess the adequacy of the existing pollution control measures and made following observations:

1. The Unit is zero liquid discharge unit and it has not installed online web camera and flow meter.
2. The Unit has not installed online continuous emission monitoring system for fluoride parameter.
3. The Unit has not provided primary Effluent treatment plant.
4. The Unit has not provided proper enclosure to the bag filters at SSP plant.
5. The Unit has not provided proper design of the stack of the DG set.

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 December 26, 2017 to **M/s Progressive Fertichem Pvt. Ltd., Nizarbazar, Near Lions Club, P.O. Jagiroad, Distt. Morigaon, Assam** to close down all operational activities with immediate effect; and

WHEREAS, the Unit has provided online connectivity of flow meter, web camera, HF (Fluoride) and PM parameters to CPCB as per IT Division report dated May 28, 2018; and

WHEREAS, the unit has informed vide self-certificate dated May 31, 2018 that the unit has stopped production since February 01, 2018; and

WHEREAS, the Unit has submitted an undertaking of May 31, 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, 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; and

WHEREAS, the case of unit was put up in revocation committee meeting on 16.06.2018. The revocation committee decided that requirement of Primary ETP may be assessed by CPCB in view of its directions and response of the unit; and

WHEREAS, the unit vide letter dated 10.07.2018 replied that unit is zero liquid discharge unit and it does not have any discharge point. The unit keeps entire waste water in 5 bedded water holding tank and recycles its waste water generated from DM plant and Cooling tower in the process of manufacturing; and

WHEREAS, the Three-member committee in its meeting held on 12.07.2018 examined the compliance report submitted by the Unit and recommended that the Unit may be allowed to resume operations.

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; and

**NOW, THEREFORE**, in exercise of powers vested to chairman CPCB under Section 5 of the Environment (Protection) Act, 1986, and in view of undertaking submitted by unit under reference, the directions issued under Section 5 of the Environment (Protection) Act, 1986 to the **M/s Progressive Fertichem Pvt. Ltd., Nizarbazar, Near Lions Club, P.O. Jagiroad, Distt. Morigaon, Assam** vide letter dated December 26, 2017 is hereby revoked.

The Unit shall inform CPCB (Regional Director at Shillong and Member Secretary at Delhi) immediately on resumption of operation and ensure compliance with the norms. In case of non-compliance observed by the Unit, action as deemed fit under the provisions of Environment (Protection) Act, 1986 shall be taken.

  
23/7/18  
(S. P. Singh Parihar)  
Chairman

**M/s Progressive Fertlchem Pvt. Ltd., Nizarbazar, Near Lions Club, P.O. Jagiroad, Distt. Morigaon, Assam**

**Copy to:**

1. The Chairman  
Assam State Pollution Control Board  
Maniram Dewan Rd, Anuradha  
Bamunimaidan, Guwahati  
Guwahati – 781 021
2. The Chairman : With request to restore electricity supply  
Assam Power Distrubution of unit.  
Co. Ltd., Bujilee Bhawan,  
6<sup>th</sup> Floor, Paltan Bazar  
Guwahati- 781001
3. 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
4. The Regional Director : To conduct surprise inspection of the  
Central Pollution Control Board unit within 60 days of resumption of  
"TUM-SIR", Lower Motinagar operations.  
Near Fire Brigade H.Q.  
Shillong-793 014
- ✓ 5. The Incharge, IT, CPCB
6. Incharge, IPC-VI, CPCB

  
**(Prashant Gargava)**  
**Member Secretary**