

SPEED POST

F.No.B-23012/1/IPC-III/ 717

August 08, 2018

To,

**M/s Hare Krishna Paper Products,
At-SantaSahi, PS-Purighat,
Dist-Cuttack, Odisha**

**CLOSURE DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION)
ACT, 1986**

WHEREAS, Pulp & Paper industries are identified as part 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, there is need to inculcate habit of self-monitoring within the industries for complying with the prescribed standards and this can be achieved by the methods like installing online effluent and emission monitoring devices; and

WHEREAS, CPCB has explored installation of Online Monitoring device in the other countries and has come to conclusion that the online monitoring devices are essential for improving compliance as the conventional monitoring systems not able to capture violations on regular basis; and

WHEREAS, for strengthening the monitoring and compliance through self-regulatory mechanism, online source emission and effluent monitoring systems need to be installed and operated by the industries on 'polluter pays principle'; 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 and online effluent monitoring system w.r.t. pH, Flow, BOD, COD, TSS & AOx parameters in Pulp & Paper industries; and

WHEREAS, CPCB has held stakeholder consultations with industrial associations and SPCBs/PCCs on 06.08.2014, 19.09.2014, 29.09.2014, 08.10.2014, 16.10.2014, 09.01.2015, 08.04.2015 and 16.06.2015 regarding time bound implementation of installation of these devices; and

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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, considering the requests/ representations received from industries/ industrial associations/ SPCBs / PCCs, an extension of time up to June 30, 2015 for installation of online monitoring systems was granted vide direction dated March 02, 2015 under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981; and

WHEREAS, a letter vide dated May 29, 2015 was issued by the Chairman CPCB to all the SPCBs/ PCCs informing that no further extension of time will be given after June 30, 2015 & withdrawal of consent to operate along with forfeiture of bank guarantee of non-complying Units will be only option; and

WHEREAS, concerned SPCB/ PCC have issued directions under section 33A of the Water (Prevention & Control of Pollution) Act, 1974 and section 31A of the Air (Prevention & Control of Pollution) Act, 1981 to install the online monitoring system by June 30, 2015 and to submit bank guarantee of 100% of the cost of online emission & effluent monitoring system; and

WHEREAS, it has been observed from the status of 17 categories of industries posted by Odisha SPCB on India e-track portal that **M/s Hare Krishna Paper Products**, Odisha (*hereinafter referred as 'the unit'*) is a Pulp & Paper industry and has not provided connectivity of OCEMS till date to SPCB/CPCB and CPCB is not able to verify the data connectivity from the unit, as on date; and

WHEREAS, CPCB issued show cause notice for closure to the Unit dated 28.03.2018 under section 5 of the E(P)Act, 1986, as to why the unit shall not be directed to close down their manufacturing operations, if the Unit has not complied fully with the directions issued w.r.t. installation & connectivity of effluent monitoring system; and

WHEREAS, the Unit has not provided linkage/connectivity of their online effluent monitoring system (OCEMS)/or cameras & flow meters (in case of ZLD plant/ CETP connected plant) to CPCB server for submission of real-time 24x7 online data to CPCB server.

WHEREAS, the Ministry of Environment, Forest, and 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.

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Closure direction u/s 5 of Environment (Protection) Act,1986 to M/s Hare Krishna Paper Products, Odisha

NOW, THEREFORE, in consideration of the above observations, and in exercise of the powers delegated to the Chairman, CPCB under section 5 of the Environment (Protection) Act, 1986, **M/s Hare Krishna Paper Products, Odisha is hereby directed to closed down their manufacturing operations till connection or linkage of their online effluent monitoring system or cameras & flowmeters to CPCB server** for submission of real-time online 24x7 monitoring data to CPCB and SPCB/PCC server. The Unit shall seek permission from CPCB before resumption of operation.

In case of default in compliance with the above directions by the Unit, CPCB will be constrained to initiate appropriate action against the Unit, without giving any further notice, in accordance with provisions of the Environment (Protection) Act, 1986.

(S.P. SINGH PARIHAR)
CHAIRMAN

Copy to:

1. **The Member Secretary,**
Orissa State Pollution Control Board
Paribesh Bhawan, A/118, Nilakantha
Nagar, Unit-VIII, Bhubaneswar-751012
Odisha : To ensure compliance of
CPCB closure direction &
submit ATR pl.
2. **The Advisor (CP Division)**
Ministry of Environment, Forest and
Climate Change, Prithvi Wing, 2nd Floor,
Room No. 216, Indira Paryavaran Bhawan,
Aliganj, Jor Bagh Road, New Delhi - 110003 : For information, please.
3. **The Regional Directorate,**
Central Pollution Control Board
Southern Conclave, Block 502,
5th & 6th Floors, 1582 Rajdanga Main Road
Kolkata - 700 107 (W. B.) : For information pl.
4. **The District Collector,**
Office of Collector & District Magistrate,
Cuttack, Collectorate, Cuttack-753002,
Orissa : To ensure closure of unit pl.
5. **The Managing Director,**
Central Electricity Supply Utility of Orissa
(CESU), 2nd Floor, IDCO TOWER,
Janpath, Bhubaneswar-751022 : **With a request to
disconnect
the electric power supply of
the Unit with immediate
effect and submit ATR pl.**
6. Divisional Head, IT Div., CPCB, Delhi : For uploading at CPCB
website pl.
7. Divisional Head, IPC-III Div., CPCB, Delhi : For record pl.


(PRASHANT GARGAVA)
MEMBER SECRETARY