



By Registered A.D.

B-29016/04/IPC-I/

August 30, 2018

To

M/S SBL Colortech Private Ltd.
Plot No. C-4, MIDC Industrial Area
Next to Bidhata Processing House,
Badlapur
Thane - 421503
Maharashtra

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

WHEREAS, Dye & Dye Intermediate 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 team of officers from the Regional Directorate, Central Pollution Control Board, Vadodara, visited **M/S SBL Colortech Private Ltd.**, Plot No. C-4, MIDC Industrial Area, Badlapur, Thane - 421053 (hereinafter called the Unit) on December 28, 2016 based on SMS alerts w.r.t Online Continuous Effluent Monitoring System during the period of October 15 to November 15, 2016, to assess the compliance of the existing pollution control measures; and

WHEREAS, on the basis of above stated observations, Central Pollution Control Board on March 29, 2017 issued show cause notice under Section 5 of Environment (Protection) Act 1986, to the unit that why the unit be not directed to close all manufacturing / production activity until it complies with the directions as specified therein ; and

WHEREAS the unit replied to the aforesaid show cause notice on 14.04.2017 and provided point wise compliance status of issued notice; and

WHEREAS to verify the compliance status of directions of aforesaid show cause notice, Central Pollution Control Board re inspected the unit on 09.05.2017; and

WHEREAS during inspection on 09.05.2017 it was observed that The Effluent Treatment Plant (ETP) provided was not operational and there was no flow in different units of ETP and at the final outlet as well; and

WHEREAS many flexible pipes, one of which carrying fresh water were observed in the ETP area and the mixing of fresh water in the final storage underground tank in the ETP area was also observed ; and

WHEREAS it was observed that the unit has not provided any demarcated area for storage of hazardous waste and hazardous waste was found lying hap hazardously in the premises ; and

WHEREAS it was observed that the unit has not disposed any hazardous waste since December 2016 and condition of storage and handling of hazardous waste remains the same as observed during earlier inspection ; and

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 June 06, 2017 to the unit **(M/S SBL Colortech Private Ltd., Plot No. C-4, MIDC Industrial Area, Badlapur, Thane - 421053, Maharashtra)** to close down all operational activities with immediate effect; and

WHEREAS, the Unit submitted an undertaking of July 26, 2017 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, Revoke direction u/s 5 of Environment (Protection) Act, 1986 issued to the unit on August 25, 2017; and

WHEREAS, the unit was again inspected by CPCB, RD, Vadodara on November 02, 2017 for compliance verification; and

WHEREAS, it was observed that there is no improvement in the condition of ETP with respect to operation/ augmentation/maintenance. The ETP was observed not operational; and

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 07.12.2017 to the unit to close down all operational activities ; and

WHEREAS, the Unit has submitted an undertaking of January 18, 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 Three-member committee in its meeting held on 16.03 2018 examined the compliance report submitted by the Unit and recommended that the Unit may be allowed to resume operation with condition that the unit will submit daily analysis report of treated effluent from MoEF&CC approved laboratory for one month.

WHEREAS closure directions issued to the unit on 07.12.2017 was revoked on 22.03.2018 with condition that the unit will submit daily analysis report of treated effluent from MoEF&CC approved laboratory for one month.

WHEREAS to verify the compliance status of directions issued by Central Pollution Control Board the unit was re inspected on 17.04.2018 by CPCB, RD, Vadodara and following observations were made:

1. No improvement in the condition of ETP with respect to operation , augmentation and maintenance was observed. Treated effluent samples collected from final outlet tank show non compliance of prescribed norms w.r.t. COD (1964 > 250 mg /l) and BOD (250 > 30 mg/l).
2. Three drain pipes having deposition of colour were observed and illegal discharge of effluent near the backside boundary of the unit was also observed.
3. The storage vessels meant for storage of oleum and Hydrochloric acid were observed leaking.
4. Contaminated plastic bags were found stored on open land.
5. Underground storage tanks in ETP area were observed.
6. The consent to operate expired on 31.12.2017 and the unit was producing Reactive Red B, which is not specified in its consent to operate.

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 24, 2018 to the unit to close down all operational activities ; and

WHEREAS, the Unit submitted an undertaking of August 02, 2018 stating that it has complied with all directions issued by CPCB on May 24, 2018 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 (**M/S SBL Colortech Private Ltd., Plot No. C-4, MIDC Industrial Area, Badlapur, Thane - 421053**) vide self-certificate dated August 02, 2018 stated that in compliance of CPCB closure directions dated May 24, 2018, it stopped production from June 11, 2018; however the unit was operated for 18 days during this closure period due to old export commitments.

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 Three-member committee in its meeting held on 23.08.2018 examined the compliance report submitted by the Unit and recommended that closure direction may be revoked for 3 months only and during this period the unit shall be re-inspected for compliance verification ; 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 the Chairman, Central Pollution Control Board under Section 5 of the Environment (Protection) Act, 1986, and in view of notarized undertaking submitted by the unit under reference, the directions issued under Section 5 of the Environment (Protection) Act, 1986 **M/S SBL Colortech Private Ltd., Plot No. C-4, MIDC Industrial Area, Badlapur, Thane - 421053** vide letter dated May 24, 2018 is hereby revoked for 3 months only, with condition that since the unit has carried out plant operations for 18 days in breaks during the closure period prior to the revocation of closure directions which is a noncompliance and for which legal action shall be initiated separately.

The Unit will ensure compliance of the norms. In case of non-compliance by the Unit action as deemed fit under the provisions of Environment (Protection) Act, 1986 shall be taken.

(S. P. Singh Parihar)
Chairman

04.09.18 *Sharma*

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 Chairman
Maharashtra State Electricity
Distribution Company Limited
Hongkong Bank Building,
M.G. Road, Fort, Mumbai-400001
: With request to restore electricity supply
of unit.
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
Central Pollution Control Board
Parivesh Bhawan
Opp VMC Ward office no 10
Subhanpura, Vadodara - 390 023
: To re inspect the unit within 2 months
from issue of this order
- ✓ 5. The Incharge, IT, CPCB
6. IPC-VI, CPCB

(Prashant Gargava)
Member Secretary