

By Registered Post

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September 12, 2019

To

The Chief Executive Officer
Manufacturer of Batteries
(As per list)

16,

SHOW CAUSE NOTICE DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986 ON IMPLEMENTATION OF BATTERIES (MANAGEMENT & HANDLING RULES, 2001)

WHEREAS, the Central Government has notified the Batteries (Management & Handling) rules, 2001 (hereinafter referred to as Batteries Rules), under the Environment (Protection) Act, 1986, with the primary objective of channelizing used lead acid batteries to registered / authorized recyclers to ensure environmentally sound recycling;

WHEREAS, as per Rule 3 (I) and Rule 4 (xii) of the Batteries Rules, any factory manufacturing lead acid batteries or components. The Chief Executive Officer (CEO) of the factory who has control over the affairs of the factory or the premises for sale and collection of lead acid batteries or components shall ensure compliance of the provisions of Batteries Rules to ensure the responsibility of manufacturer as per provisions under Batteries Rules as amended thereof.

WHEREAS, being the manufacturer of lead acid batteries or components, The Chief Executive Officer of [name of manufacturer] is responsible to;

- (i) Ensure that the used batteries are collected back as per the Schedule against new batteries sold excluding those sold to original equipment manufacturer and bulk consumer(s);
- (ii) Ensure that used batteries collected back are of similar type and specifications as that of the new batteries sold;
- (iii) File a half-yearly return of their sales and buy-back to the State Pollution Control Boards/Pollution Control Committees by 30th June and 31st December of every year;
- (iv) Establish collection centers either individually or jointly at various places for collection of used batteries from consumers or dealers;
- (v) Ensure that used batteries collected are sent only to the registered recyclers;
- (vi) Ensure that necessary arrangements are made with dealers for safe transportation from collection centers to the premises of registered recyclers;
- (vii) Ensure that no damage to the environment occurs during transportation;
- (viii) Create public awareness through advertisements, publications, posters or by other means with regard to hazards of lead, responsibility of consumers to return their used batteries only to the dealers or deliver at designated collection centers; and to provide addresses of dealers and designated collection centers.
- (ix) Use the international recycling sign on the Batteries;
- (x) Buy recycled lead only from registered recyclers;
- (xi) Bring to the notice of the State Board or the Ministry of Environment and Forests any violation by the dealers.

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- (xii) Ensure that the new batteries shall be sold only to the registered dealers.

WHEREAS, State Pollution Control Boards are not receiving half yearly returns from [name of manufacturer] on regular basis and also details of collection centers established by [name of manufacturer] in respective States is not available with State Pollution Control Boards and Pollution Control Committees;

WHEREAS, details of public awareness programs on hazards of lead, responsibility of consumers and in providing contact address of dealers and designated collection centers for handing over used batteries is not provided to State Pollution Control Boards and Pollution Control Committees;


WHEREAS, [name of manufacturer] has failed to ensure that their batteries are sold only through the registered dealers;

WHEREAS, failure on part of [name of manufacturer] to comply with Batteries Rules resulted in informal chain of collection of used batteries and illegal recycling by un-authorized recyclers, thereby causing potential damage to environment;

WHEREAS, the Central Government vide Notifications No. S.O. 157(E) of February 27. 1996 and S.O. 730 (E) dated July 10. 2002, has delegated the powers under Section 5 of the Environment (Protection) Act, 1986 (29 of 1986) to the Chairman, Central Pollution Control Board (herein after referred to as CPCB), to issue directions to any industry or any local or any other authority for the violation of the standards and rules, notified under the Environment (Protection) Act, 1986 and amendments thereof;

NOW, THEREFORE, in exercise of the powers vested under the Section 5 of the Environment (Protection) Act, 1986, you are directed to show-cause within 15 days as to why sale of new lead acid batteries manufactured by you shall not be restricted for failing to comply with batteries Rules and thereby causing potential damage to environment;

In the event of failure to comply with above directions within the stipulated timeframe, appropriate action would be initiated against [name of manufacturer] in accordance with the provisions of the Environment (Protection) Act, 1986, without any further notice.


(S. P. S. Parihar)
Chairman

Copy to:

1. Joint Secretary, HSM Division
Ministry of Environment, Forest & Climate Change
Indira Paryavaran Bhawan,
Jorbagh Road, New Delhi – 110 003

2. DH, IT Division

: For information and necessary action


(Prashant Gargava)
Member Secretary

List of Lead Acid Battery Manufacturer

1. AMARA RAJA BATTERIES LTD
RENIGUNTA CUDDAPAH RD, KARAKAMBADI,
TIRUPATI,ANDHRA PRADESH
PIN-517520
2. EXIDE INDUSTRIES LTD
EXIDE HOUSE
59E CHOWRINGHEE ROAD
KOLKATA, WEST BENGAL
PIN-700020
3. LUMINOUS POWER TECHNOLOGIES PRIVATE LIMITED
C -56 MAYAPURI INDL AREA PHASE II,
NEW DELHI,DELHI
PIN-110064
4. HBL POWER SYSTEMS LIMITED
8-2-601 ROAD NO 10,BANJARA HILLS
HYDERABAD,TELANGANA
PIN-500034
5. SU-KAM POWER SYSTEMS LTD.
306, KIRTIDEEP BUILDING, NANGALRAYA
NEW DELHI, DELHI
PIN-110046
6. BASE CORPORATION LTD.
NO.-3, SANGEETHA TOWERS, IST STAGE
80,FEET ROAD, NEAR CMH HOSIPITAL
INDIRA NAGAR, BANGALORE
PIN-560038
7. OKAYA POWER PRIVATE LIMITED
D-7,UDYOG NAGAR,MAIN ROHTAK ROAD
NEW DELHI,DELHI
PIN-110041
8. SOUTHERN BATTERIES PVT. LTD
PLOT NO 30 KIADB INDL AREA,BOMMASA
NDRA
BANGALORE,KARNATAKA
PIN-562158
9. GREENVISION TECHNOLOGIES PRIVATE LIMITED
NO.45/1, 4TH CROSS, MALLESHWARAM,
BANGALURU,KARNATAKA
PIN-560003

10. EVOLUTE SOLUTIONS PRIVATE LIMITED
B-3, UNIQUE INDL. ESTATE, CARDINAL,
GRACIOUS RD., CHAKALA
ANDHERI EAST, MAHARASHTRA
PIN-400099
11. TRUE POWER INTERNATIONAL LTD
BG-135, SANJAY GANDHI TRANSPORT NAGAR,
DELHI 110 042
12. ARTHEON ELECTRONICS LTD
201, SUMER KANDRA, P B MARG,
MUMBAI 400018
13. NED ENERGY LIMITED
213, SABARI, KACHGAM, DAMAN DIST,
DAMAN AND DIU-DD, PIN-396210
14. TRACTORS AND FARM EQUIPMENT LIMITED
77, NUNGAMBAKKAM HIGH ROAD,
NUNGAMBAKKAM, CHENNI-600034