



By Speed Post

F. No. B-190193/NGRBA (RG)/CPCB/P&P/46/2016-17

December 02, 2019
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To,

M/s Multiwal Pulp & Board Mills Pvt. Ltd.
9th Km. Stone, Bazpur Road,
Kashipur, Distt- U.S. Nagar (UK)

CLOSURE UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986 REGARDING INSTALLATION OF ON-LINE EFFLUENT MONITORING SYSTEM-REG.

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 methods like installing online effluent and emission monitoring devices; 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, Hon'ble National Green Tribunal in its order dated 15th December, 2014 in the matter of Krishan Kant Singh vs. M/s Hindustan CocaCola Beverages Pvt. Ltd., Mehendiganj, Rajatalab, Varanasi stated that "It seems appropriate introduction of online monitoring system for the industries needs to be explored and if it is possible to provide for joint online monitoring system"; 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, CPCB issued directions dated 5th February, 2014 under Section 18 (1) (b) of Water (Prevention & Control of Pollution) Act, 1974 to State Pollution Control Boards (SPCBs)/Pollution Control Committees (PCCs) of 11 Ganga River Basin States for installation of online effluent monitoring systems w.r.t. pH, BOD, TSS, COD and flow parameters in Grossly Polluting Industries (GPIs); and

WHEREAS, it was clarified that flow meter & web camera may be installed in case of units with Zero Liquid Discharge (ZLD), CETP member units or units having effluent generation of <10 KLD; and

WHEREAS, CPCB issued directions dated 2nd March, 2015 under Section 18 (1) (b) of Water (Prevention & Control of Pollution) Act, 1974 to SPCBs /PCCs for granting extension of time up to 30th June, 2015 for installation of online monitoring systems; and

WHEREAS, CPCB issued letters dated 29th May, 2015 to all the SPCBs/PCCs to inform that no further extension of time will be given after June, 2015 and withdrawal of consent to operate along with forfeiture of bank guarantee of non-complying units will be the only option; and

WHEREAS, the GPIs need to follow the guidelines published by CPCB for OCEMS available on the link [http://cpcb.nic.in/upload/thrust-area/revised-GUIDELINES-final-sent-for-publication-on 07.11.2014 . pdf](http://cpcb.nic.in/upload/thrust-area/revised-GUIDELINES-final-sent-for-publication-on-07.11.2014.pdf) and amended thereof; and

WHEREAS, the Ministry of Environment, Forest and Climate Change, Govt. of India, vide its notification S.O.157(E) dated 27.02.1996, has delegated the powers vested under Section 5 of the Environment (Protection) Act, 1986 (29 of 1986) to the Chairman, Central Pollution Control Board (CPCB), to issue directions to any industry, Municipal Corporation, Municipal Council, Cantonment Board, any local or other Authority for the violation of emission and effluent standards notified under the Environment (Protection) Rules, 1986 and other standards and norms; and

WHEREAS, CPCB issued directions dated 30.07.2015 and 21.06.2016 under Section 5 of Environment (Protection) Act, 1986 stating that "The unit shall submit the status on connectivity for submission of online 24x7 monitoring data to SPCBs/PCCs and CPCB"; and

WHEREAS, M/s Multiwal Pulp & Board Mills Pvt. Ltd., U.S. Nagar (UK) (hereinafter referred to as the 'Unit') is involved in the production of Duplex Boards and Writing & Printing Paper using waste paper as raw material; and

WHEREAS, as per OCEMS data record, the unit has failed to transmit its OCEMS data to CPCB server since 01.11.2018; and

WHEREAS, CPCB issued a letter dated 27.06.2019 to the unit asking reason of failure of OCEMS data transmission to CPCB server and to restore the data connectivity within 15 days; and

WHEREAS, no reply was received from the unit; and

WHEREAS, CPCB issued show cause notice dated 29.07.2019 under section 5 of the Environment (Protection) Act, 1986 to the unit; and

WHEREAS, the unit's reply vide letter dated 06.08.2019 was examined and following observations are made:

1. The unit was closed in compliance of closure direction issued by UEPPCB dated 23.10.2018.
2. The unit resumed its manufacturing operations since 05.08.2019 and OCEMS data connectivity is restored on CPCB server.

AND WHEREAS, IT division, CPCB confirmed that the OCEMS data connectivity of the unit is still not available on CPCB server since 01.11.2018; and

WHEREAS, a reminder letter dated 08.09.2019 was sent to the unit to provide OCEMS data connectivity on CPCB server; and

WHEREAS; no reply has been received from the unit till date; and

NOW, THEREFORE, based on all above material facts and in exercise of powers delegated under Section 5 of the Environment (Protection) Act, 1986, the unit is hereby directed to close down its manufacturing operations immediately and to comply with the following directions:

1. The unit M/s Multiwal Pulp & Board Mills Pvt. Ltd., U.S. Nagar (UK) shall close down its manufacturing operations immediately and report to CPCB.
2. The unit shall establish OCEMS data transmission with CPCB server without interruption.
3. The unit shall submit self-certificate for closure of unit in compliance of CPCB direction.
4. The unit shall submit evidence of OCEMS connectivity with CPCB server.
5. The unit shall seek permission from CPCB after compliance of above directions.

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


(S.P.S. PARIHAR)
CHAIRMAN

Copy to:

1. **Joint Secretary (CP Division)**
Ministry of Environment, Forests & Climate Change,
Indra Paryavaran Bhavan, Jor Bagh Road,
New Delhi - 110 003 : For kind information please
2. **Member Secretary**
Uttarakhand Environment Protection & Pollution
Control Board : With request to ensure the
Gaura Devi Bhawan 46 B IT Park, Sahastradhara Rd,
Dehradun, Uttarakhand 248001 compliance
3. **District Magistrate,**
District- Udham Singh Nagar, Uttarakhand : With a direction to arrange
physical verification to ensure
closure, sealing, disconnection of
power supply of the unit to ensure
compliance of CPCB direction
and forward compliance report
within a week time.
4. **Regional Director,**
Regional Directorate,
Central Pollution Control Board, : For kind information please
ZO (North), Ground Floor, PICUP Bhawan,
Vibhuti Khand, Gomti Nagar, Lucknow, U.P.-226010
5. **Managing Director,**
Uttarakhand Power Corporation Ltd. : With a request to disconnect the
Corporate Head Quarter – Victoria Cross Vijeyta Gabar
Singh Urja Bhawan , Kanwali Road, Balliwala Chowk,
Dehradun-248001, Uttarakhand industrial/ commercial power
supply of the unit
6. Incharge, IT Division, CPCB : For uploading on CPCBs website
7. Master copy WQM-II, CPCB


(PRASHANT GARGAVA)
MEMBER SECRETARY