

Speed Post

Tanneries online/ PCI-SSI/2015-16/ 8174

August 18, 2017

To:

M/s Exquisite Enterprises (P) Ltd.,
Plot No. 5-B, Sector 15A, Faridabad,
Haryana – 121007

Sub: Closure directions under Section 5 of the Environment (Protection) Act, 1986 regarding installation of online effluent monitoring system – Revoke thereof.

WHEREAS, the tannery industries are identified as one of the 17 categories of highly polluting industries which have been discharging environmental pollutants directly or indirectly into the water, having potential threat to cause adverse effect on the water 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, Central Pollution Control Board (CPCB) issued Directions under section 18 (1) (b) of the Water (Prevention and Control of Pollution) Act, 1974 on February 05, 2014 to all State Pollution Control Boards (SPCBs)/ Pollution Control Committees (PCCs) for installation of Online Continuous Effluent Monitoring System (OCEMS) in Tannery Industry for online measurement of Flow, pH, TSS, BOD and COD parameters and connecting and uploading the monitoring data to SPCBs/ PCCs and CPCB by March 31, 2015;

WHEREAS, CPCB clarified vide guidelines dated November 7, 2014 uploaded on CPCB website that flow meter and web camera may be installed in case of Units with zero liquid discharge (ZLD) by March 31, 2015 and vide FAQs posted on CPCB website in September 2015 that CETP member units shall install only online electromagnetic flow meter and web camera; and

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

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

WHEREAS, in exercise of the powers delegated to the Chairman, Central Pollution Control Board under Section 5 of the Environment (Protection) Act, 1986, a Show-cause Notice for closure cum Directions dated 22.7.2015 was issued to tannery industries including your Unit M/s Exquisite Enterprises (P) Ltd., Plot No. 5-B, Sector 15A, Faridabad, Haryana – 121007 (hereafter referred as "Unit") for non-installation of Online Continuous Effluent Monitoring System by June 30, 2015 and directed for compliance of the following within 15 days:

1. The Unit shall submit documentary evidence regarding status of installation of online effluent monitoring system.
2. The Unit shall submit the status on connectivity for submission of online 24 X 7 monitoring data to SPCBs/PCCs and CPCB.
3. The Unit shall submit the above details as per Annexure-I:
 - (a) By E-mail to email id – cems.cpcb@nic.in.
 - (b) By speed post to the Member Secretary, Central Pollution Control Board.
 - (c) By uploading the data on the link provided on CPCB Website (www.cpcb.nic.in).

WHEREAS, it was observed from the reply to the above notice and the information received from SPCB that the Unit has not installed Online Continuous Effluent Monitoring System (OCEMS);

WHEREAS, tanneries which are covered under 17 categories of highly polluting industries irrespective of size and location have to install Online Continuous Effluent Monitoring System (OCEMS) as per the directions and ensure connectivity with CPCB;

WHEREAS, the Unit having individual ETP was required to ensure installation and data connectivity of OCEMS for Flow, pH, TSS, BOD and COD parameters with CPCB;

WHEREAS, Chairman, CPCB in exercise of the powers delegated under section 5 of the Environment (Protection) Act, 1986 issued final notice to the Unit vide letter dated 10.12.2016 to install Online Continuous Effluent Monitoring System (OCEMS) and provide data connectivity to CPCB Central Portal by January 31, 2017;

WHEREAS, the Unit did not submit any reply to CPCB's final closure notice;

WHEREAS, in view of the above, Chairman, CPCB issued closure directions under section 5 of the Environment (Protection) Act, 1986 to the Unit vide letter dated March 17, 2017 directing the Unit to close down all the manufacturing operations with immediate effect till installation of OCEMS and its connectivity to CPCB server;

WHEREAS, the Unit vide letter dated 8.5.2017 replied that the Unit is not a tannery Unit and purchasing finished leather and doing final cleaning/ dyeing/ finishing and polishing, and, requested CPCB to enlist the Unit as leather finishing and garments, and, further the Unit is registered as a Small Scale Industrial (SSI) Unit and that SSIs have been exempted from installation of OCEMS by HSPCB;

WHEREAS, CPCB vide letter dated May 17, 2017 informed the Unit that only leather finishing units that do not generate any industrial effluent may not be considered under the 17 categories of highly polluting industries by HSPCB, and, directed the Unit to close down the operations in compliance to CPCB closure directions dated March 17, 2017 and install OCEMS and provide data connectivity to CPCB and submit self certificate of closure, proof of connectivity of OCEMS alongwith consent copies to CPCB;

WHEREAS, CPCB during the visit of Unit on June 13, 2017 observed that the Unit was in operation and has not installed OCEMS;

WHEREAS, CPCB vide letter dated June 28, 2017 directed HSPCB to ensure closure of the Unit;

WHEREAS, the Unit vide its letter dated June 21, 2017 informed CPCB about its closure and installation of OCEMS;

WHEREAS, the Unit vide letter dated August 8, 2017 submitted proof of installation and connectivity of OCEMS and copies of valid consent under the Water (Prevention and Control of Pollution) Act, 1974 and the Air (Prevention and Control of Pollution) Act, 1981;

WHEREAS, the connectivity of OCEMS to CPCB server is confirmed by CPCB IT Division;

NOW THEREFORE, in view of the compliance of the CPCB directions by the Unit and in exercise of the powers delegated to the Chairman, Central Pollution Control Board under Section 5 of the Environment (Protection) Act, 1986, the closure directions dated March 17, 2017 issued to the Unit are hereby revoked and the Unit: M/s Exquisite Enterprises (P) Ltd., Plot No. 5-B, Sector 15A, Faridabad, Haryana – 121007 is hereby permitted to restart the manufacturing operations.

The Unit shall ensure compliance with the prescribed discharge norms and proper operation and maintenance of OCEMS.

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. **Chairman,** : for necessary action, please
Haryana State Pollution Control Board,
C-11, Sector 6, Panchkula, Haryana
2. **District Magistrate,** : for necessary action, please
Faridabad, Haryana
3. **Superintending Engineer,** : with a request to provide
Dakshin Haryana Bijli Vitran Nigam Ltd., electricity supply
Vidyut Sadan, Vidyut Nagar, Hisaar 125005
4. **Advisor (CP Division),** : for information please
Ministry of Environment, Forest and Climate Change
Indira Paryavaran Bhavan, Jorbagh Road, New Delhi - 03
5. **The Regional Director,** : for information please
Central Pollution Control Board,
Regional Directorate (North),
PICUP Bhawan, Vibhuti Khand,
Gomti Nagar, Lucknow – 226010
- ✓ 6. **Divisional Head, IT Division, CPCB**
7. **Master Copy**



(A.B. Akolkar)

