

SPEED POST

B-33014/7/IPC-II/2019/10544

December 27, 2019

To,

M/s KJS Cement Limited.
N.H.7, Rewa Road, Raj Nagar
Village Anilia-Lakhwar
Maihar, Distt-Satna
Madhya Pradesh

Sub: Revocation cum time bound direction under Section 5 of the Environment (Protection) Act, 1986.

WHEREAS, the cement plants are identified as one of the 17 categories of highly polluting industries, discharging environmental pollutants directly or indirectly into the ambient air and water and having potential threat to cause adverse effect on the water and air quality; and

WHEREAS, the Central Government has notified the standards for discharge of environmental pollutants from various categories of industries under the Environment (Protection) Act, 1986 and the rules framed there under; 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 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, 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 systems w.r.t. PM, NO_x and SO₂ in cement industries ; 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 directions 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 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PCCs informing that no further extension of time will be given after June 30, 2015 and consent to operate will be withdrawn along with forfeiture of bank guarantee of non-complying units; and



WHEREAS, concerned SPCBs/PCCs 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 17 category of highly polluting industries to install online monitoring systems by June 30, 2015 and submit bank guarantee of 100% of the cost of online emission & effluent monitoring system; and

WHEREAS, Show Cause Notice under Section 5 of Environment (Protection) Act 1986, was issued on July 24, 2015 to all cement plants to show-cause as to why the unit should not be closed down, if the unit has not complied fully with the directions issued w.r.t. installation of online emission monitoring system by June 30, 2015. Further, it was also directed to submit documentary evidence regarding status of installation and connectivity; and

WHEREAS, it was observed that M/s KJS Cement Limited, Maihar, Distt-Satna, Madhya Pradesh was not connected online continuous emission monitoring system to CPCB server, therefore, closure direction was issued to the unit on 01.06.2017; and

WHEREAS, request was made by the unit vide letter dated 15.06.2017 and 26.06.2017 informing that the unit has installed online monitoring system and connected that to CPCB server. In reply, letter dated 14.07.2017 was sent to the unit for submitting requisite document for revocation of closure direction; and

WHEREAS, vide IT division report dated 11.06.2019, it has been observed that unit was not connected with CPCB server through OCEMS, therefore, vide letter dated 25.06.2018, the unit was directed not to operate without establishing OCEMS connectivity with CPCB server and seeking revocation of closure direction with requisite documents; and

WHEREAS, revocation request dated 06.07.2018 and 14.07.2018 from the unit was received. In reply, letter dated 26.07.2018 was sent to the unit for submitting requisite document for revocation of closure direction; and

WHEREAS, RD-Bhopal, CPCB, inspected M/s KJS Cement Limited, Maihar, Distt-Satna, Madhya Pradesh during July 22-23, 2018 and observed that the unit was in operation, therefore, letter dated 11.09.2018 was sent to the unit to stop operation of the unit; and

WHEREAS, RD-Bhopal, CPCB again inspected the unit during October 23-24, 2019 for investigating high SMS alert through OCEMS and following observations were made by inspecting team:

1. As per source emission monitoring results, PM emission from stack-4 (Cement Mill) i.e. 42 mg/Nm³ is exceeding the prescribed limit of 30 mg/Nm³ and SO₂ emission from Stack-5 (CPP) i.e. 660 mg/Nm³ is exceeding from prescribed limit of 600 mg/Nm³.
2. The unit needs to provide spiral ladder/easy ladder as per Emission regulation guidelines part-III at stack 5 (CPP).
2. The unit needs to amend the authorization under HW (M, H & TM) Rules, 2016 mentioning the type of hazardous waste category, authorised quantity and disposal method.
- 3 The unit should construct concreted road, coal should be stored under the yard at coal tripling area, curtains should be provided at lime stone crushing point and clinker should be shifted inside the clinker silo to reduce fugitive emission.

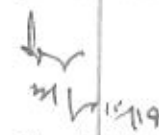
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4. Flow meter should be installed at inlet and outlet of STP.
5. The unit should arrange more mechanical machines to maintain cleaning in the premises.
6. The unit needs to improve housekeeping at cement mill area, coal tripling area, clinker storage area, near CPP, cement loading area, gypsum yard and coal yard.

WHEREAS, in order to take necessary action for above shortcomings, the case was put up before the three member committee, constituted for examination and recommendation for revocation of closure direction issued by CPCB on 09.12.2019 and the committee recommended revocation of closure direction issued to M/s KJS Cement Limited, Maihar, Distt-Satna, Madhya Pradesh for non connectivity of OCEMS in view of IT Division connectivity report dated 06.11.2019 but in view of exceedance of emission norms recommended that the unit shall submit performance audit report of emission control system from Govt. institute within 60; and

WHEREAS, the Ministry of Environment, Forest & 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; and

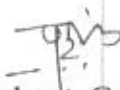
NOW, THEREFORE, exercising the powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986, that the closure direction issued to M/s KJS Cement Limited, Maihar, Distt-Satna, Madhya Pradesh dated 01.06.2017 is hereby revoked with the condition that the unit shall submit performance audit report of emission control system from a Govt. institute alongwith emission test report from Environment (Protection) Act recognised laboratory for PM and SO₂ emission from cement mill and CPP and action taken report on above shortcomings within 60 days from date of issue of this direction. In case of non-compliance, appropriate action as deemed fit under the provisions of Environment (Protection) Act, 1986 will be initiated against the unit without any further notice.


(S. P. Singh Parihar)
Chairman



Copy to:

1	The Chairman Madhya Pradesh Pollution Control Board Parayavaran Parisar, E-5, Arera Colony Bhopal - 462 016, Madhya Pradesh	For information & ensuring compliance please.
2	The Regional Director Central Pollution Control Board 4th Floor, SahkarBhawan North T.T. Nagar Bhopal - 462 003	For information please.
3	The Joint Secretary (CP Division) Ministry of Environment, Forests and Climate Change Prithvi Wing, 2nd Floor, Room No. 216 Indira ParyavaranBhawan Aliganj, JorBagh Road, New Delhi - 110003	
4	The Divisional Head, IT, CPCB, Delhi	


(Prashant Gargava)
Member Secretary

