



केन्द्रीय प्रदूषण नियंत्रण बोर्ड
CENTRAL POLLUTION CONTROL BOARD
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय भारत सरकार
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE GOVT. OF INDIA

By Speed Post

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

13159

February 28, 2020
March 05

To,

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

DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986

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 Coca Cola 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 action shall be initiated against non-complying unit through withdrawal of consent to operate along with forfeiture of their bank guarantee; and

'परिवेश भवन' पूर्वी अर्जुन नगर, दिल्ली-110032

Parivesh Bhawan, East Arjun Nagar, Delhi-110032

दूरभाष/Tel : 43102030, 22305792, वेबसाइट/Website : www.cpcb.nic.in

WHEREAS, the GPIs need to follow the guidelines published by CPCB for OCEMS available on the link <http://cpcb.nic.in/upload/thrust-area/revise-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 for submission of status on online connectivity and transmission of monitoring data (24 x 7) 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 CPCB 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 the reason for failure of OCEMS data transmission to CPCB server and to restore the data connectivity within 15 days; and

WHEREAS, CPCB issued show cause notice dated 29.07.2019 under section 5 of the Environment (Protection) Act, 1986 to the unit due to non-receipt of reply from the Unit in reference to CPCB letter dated 27.06.2019; and

WHEREAS, the unit replied vide letter dated 06.08.2019 and made following submissions:

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 was received from the unit; and

WHEREAS, CPCB issued closure direction dated 11.12.2019 under section 5 of the Environment (Protection) Act, 1986 to the unit; and

WHEREAS, Unit replied vide letters dated 27.12.2019, 20.01.2020, 23.01.2020 and made following submissions:

1. OCEMS data transmission with CPCB server is established without interruption.
2. Engineer from M/s Errand Enterprises Pvt. Ltd. visited the site on 26.12.2019 and rectified the problems in OCEMS.
3. Unit's OCEMS data was not transferring due to connectivity issue, but the system was in running condition and the data was stored in the controller and now M/s Errand Enterprises

Pvt. Ltd. has uploaded all the data to the CPCB server. Data is being transferred properly to the server and there was no fault of the unit at their end.

4. Unit requested for revocation of closure direction vide letter dated 23.01.2020 and informed that unit has closed down its manufacturing operations and provided a copy of Uttarakhand Power Corporation Ltd (UPCL) letter dated 08.01.2020 regarding disconnection of power supply of unit.
5. Uttarakhand Power Corporation Ltd. has cut down their power supply hence resulting in destabilization of MLSS in aeration tank. Unit requested to provide minimum power to run the ETP for stabilization of MLSS in aeration tank.
6. Unit submitted self-certificate of closure in prescribed format along with a copy of receipt of the information letter to UEPPCB.

AND WHEREAS, IT division, CPCB made the following observations that although data transmission was restarted in December 2019; but, no data was uploaded on CPCB server from November 2018 to December 2019"; and

WHEREAS, a letter dated 28.01.2020 was sent to Uttarakhand Power Corporation Ltd. to comply with following:

1. To allow the minimum required single phase electricity supply only for domestic and security purpose to the unit.
2. The power supply to the industrial operation of the unit shall remain disconnected till issuance of further direction allowing the said unit to resume its manufacturing operation.
3. Power supply shall not be used for any operations in the industry.

AND WHEREAS, CPCB constituted a three-member committee vide office order dated 27.09.2017 for examination & recommendation of representations from the unit regarding revocation of the closure direction issued by CPCB; and

WHEREAS, the three-member committee in its meeting held on 11.02.2020 examined the representations from the Unit and recommended that the Unit may be allowed to resume operation and submit performance audit report of ETP prepared by a reputed government institute since the Unit has been found non-complying and two closure directions were issued by UEPPCB between 2017-2019.

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 comply with the following directions:

1. The unit M/s Multiwal Pulp & Board Mills Pvt. Ltd., U.S. Nagar (UK) may resume its manufacturing operation and inform CPCB about the date of resumption of operation.
2. The unit shall submit performance audit report of ETP prepared by reputed government institute like CPPRI, IITs, NITs etc. within 60 days from resumption of manufacturing operation.

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.


(RAVINDRA PRASAD)
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 compliance
of CPCB direction
Gaura Devi Bhawan 46 B IT Park, Sahastradhara Rd,
Dehradun, Uttarakhand 248001
3. **District Magistrate,**
District- Udham Singh Nagar, Uttarakhand : For information and compliance of
the direction.
4. **Regional Director,**
Regional Directorate,
Central Pollution Control Board,
ZO (North), Ground Floor, PICUP Bhawan,
Vibhuti Khand, Gomti Nagar, Lucknow, U.P.-226010 : For kind information please
5. **Managing Director,**
Uttarakhand Power Corporation Ltd.
Corporate Head Quarter – Victoria Cross Vijeyta Gabar
Singh Urja Bhawan , Kanwali Road, Balliwala Chowk,
Dehradun-248001, Uttarakhand : With a request to reconnect the
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