

Speed Post

B-76/PCI-III/2K-2K01/20

20.04.2020

To,

M/s. Bajaj Hindustan Sugar Ltd.,
Distillery Unit, Gola Gokarananath
Lakhimpur Kheri, Uttar Pradesh-262802

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

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

WHEREAS, the Central Government has notified the standards for discharge/emission of environmental pollutants from various categories of industries under the Environment (Protection) Act, 1986 and the rules framed there under; and

WHEREAS, it is obligatory on the part of industries to install effluent treatment plants (ETPs) and air pollution control devices (APCDs) to comply with the effluent discharge and emission standards as notified under the Environment (Protection) Act, 1986 and the Rules framed there under and also to meet the consent conditions granted by State Pollution Control Board (SPCBs) / Pollution Control Committees (PCCs); and

WHEREAS, for strengthening the monitoring and compliance through self regulatory mechanism and inculcating the habit of self monitoring within the industries for complying with the prescribed standards, CPCB has mandated installation and operation of online continuous emission and effluent monitoring systems (OCEMS) by the 17 category & Ganga GPI industries on 'polluter pays principle' ;and

WHEREAS, the sector specific requirement regarding installation of OCEMS for the 17 categories, including distilleries are already uploaded in the CPCB website and is available at <http://cpcb.nic.in/online-monitoring-clarification>; and

WHEREAS, the Ministry of Environment & Forests, 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.

WHEREAS, M/s Bajaj Hindustan Sugar Ltd., Distillery Unit, Gola Gokarananath, Lakhimpur Kheri, Uttar Pradesh, hereinafter referred to as 'the unit' was jointly inspected by RO UPPCB & RD, CPCB, Lucknow team on 23.10.2018, based on complaint received regarding discharge of coloured effluent into 'Sharda Sahayak' Canal and based on the observations

made during the inspection, CPCB had issued a show cause notice to the unit on 14.01.2019, under section 5 of the Environment (Protection) Act, 1986 as to why the unit should not be closed down; and

WHEREAS, the unit vide letter dated 30.01.2019 had provided its reply to the notice, indicating compliance to the direction and after examining the reply received, a team from RD, CPCB, Lucknow had again carried out an inspection of the unit on 24.04.2019 for verification of the compliance status of the unit based on the observations and conclusions made by the inspection team, CPCB issued a confirmed closure direction under section 5 of the Environment (Protection) Act, 1986 to the unit on 22.07.2019; and

WHEREAS, the unit has provided reply to the directions issued by CPCB vide letters dated 10.12.2019, 01.01.2020 & 03.02.2020 along with supporting documents and photographic evidences, indicating compliance to the directions of CPCB; and

WHEREAS, CPCB constituted a three member Committee vide office order dated 03.10.2017 having representative(s) from CPCB and MOEF&CC for examination and recommendation of the revocation of closure directions issued by CPCB; and

WHEREAS, the Committee in its meeting held on 11.02.2020 reviewed the compliance made by the unit & verified the submitted supporting documents in line with the agreed criteria and recommended that the unit may be allowed to resume its manufacturing operation with certain conditions.

NOW THEREFORE, in view of the compliance made by the unit to the direction issued by CPCB and in exercise of powers vested under Section 5 of the Environment (Protection) Act, 1986, the M/s. Bajaj Hindustan Sugar Ltd., Distillery Unit, Gola Gokarannath, Lakhimpur Kheri, Uttar Pradesh is allowed to resume its manufacturing operations subject to the following condition;

1. The unit shall submit performance audit report of the ETP & ZLD systems from reputed Govt. Institute within 60 days of commencement of operations.
2. The unit shall obtain valid Consent & Authorization from UPPCB under the Water & Air Acts and the H&OW (M&TM) Rules, 2016, before commencement of operation.
3. Unit shall comply with the requirement of providing updated display Board at the entrance to display the generation of HW, Hazardous chemicals, etc. as per Hon'ble Supreme Court directive in WP(C) No. 657/1995.
4. The unit shall intimate the date of resumption of operations to CPCB and shall be inspected by CPCB randomly to check the performance of ZLD within 90 days of resumption of operation.
5. The revocation of closure direction shall not have any bearing on the proceedings related to the notice issued to the unit on 19.08.2019 for remittance of environmental compensation.

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


(Ravi S. Prasad)
CHAIRMAN

Copy to:

- 1) The Chairman,
Uttar Pradesh Pollution Control Board
Building No. TC-12V, Vibhuthi Khand,
Gomti Nagar, Lucknow - 226 020
: For ensuring compliance of the
directions please.
- 2) The Regional Director,
CPCB Regional Directorate,
PICUP Bhawan, Ground Floor, Vibhuti Khand,
Gomti Nagar, Lucknow-226010
: For follow up and carrying out the
physical verification of the unit
within 90 days please.
- 3) The District Magistrate,
Gorakhpur, Uttar Pradesh
: For information please
- 4) The Chief Engineer (Gorakhpur Zone),
Purvanchal Vidyut Vitran Nigam limited,
DLW Bhikharipur, Varanasi - 221004, U.P
: With a direction to restore the
power supply to the industrial
operations of the unit please.
- 5) The Joint Secretary (CP Division),
Ministry of Environment, Forests & CC,
Prithvi Block, Indira Paryavaran Bhawan,
Jorbagh Road, New Delhi - 110 003
: For information please.
- ✓ 6) The Div. Head, IT Division, CPCB Delhi
: For uploading in the website please
- 7) The Div. Head, IPC-III Division, CPCB Delhi


(Prashant Gargava)
MEMBER SECRETARY