

**SPEED POST**

**F.No.B-23012/1/IPC-III/ 79**

**May 04, 2020**

To,

**M/s Hare Krishna Paper Products,  
At-SantaSahi, PS-Purighat,  
Dist-Cuttack, Odisha**

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

**WHEREAS**, the Pulp & Paper industries (30 TPD and above) are identified as part 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**, 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**, 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**, 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**, a 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 system and online effluent monitoring system w.r.t. pH, Flow, BOD, COD, TSS & AOx parameters in Pulp & Paper industries; and

**WHEREAS**, CPCB has held stakeholder consultations with industrial associations and SPCBs/PCCs on 06.08.2014, 19.09.2014, 29.09.2014, 08.10.2014, 16.10.2014, 09.01.2015, 08.04.2015 and 16.06.2015 regarding time bound implementation of installation of said online monitoring devices; and

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Revocation direction u/s 5 of Environment (Protection) Act,1986 to M/s Hare Krishna Paper, Odisha

**WHEREAS**, it was clarified that flow meter & web camera may be installed in case of Units with Zero Liquid Discharge (ZLD) by March 31, 2015 vide guidelines uploaded on website of CPCB dated November 7, 2014; 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 direction 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**, concerned SPCB/ PCC have 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 and directed to install the online monitoring system by June 30, 2015 and to submit bank guarantee of 100% of the cost of online emission & effluent monitoring system; and

**WHEREAS**, it was observed from the status of 17 categories of industries posted by Odisha SPCB on India e-track portal that **M/s Hare Krishna Paper Products**, Odisha (*hereinafter referred as 'the unit'*) is a Pulp & Paper industry and has not provided connectivity of OCEMS till date to SPCB/CPCB and CPCB is not able to verify the data connectivity from the unit, as on date; and

**WHEREAS**, CPCB issued show cause notice for closure to the Unit dated 28.03.2018 under section 5 of the E(P)Act, 1986, as to why the unit shall not be directed to close down their manufacturing operations, if the Unit has not complied fully with the directions issued w.r.t. installation & connectivity of effluent monitoring system; and

**WHEREAS**, the Unit did not replied and not provided linkage/connectivity of their online effluent monitoring system (OCEMS)/or cameras & flow meters (in case of ZLD plant/ CETP connected plant) to CPCB server for submission of real-time 24x7 online data to CPCB server; and

**WHEREAS**, CPCB issued direction to the unit vide letter dated 08.08.2018 under section 5 of Environment (Protection) Act, 1986 and directed to closed down their manufacturing operations till connection or linkage of their online effluent monitoring system or cameras & flow meters to CPCB server; and

**WHEREAS**, CPCB asked Orissa SPCB vide letter dated 12.03.2019 to ensure compliance of CPCB closure direction & provide ATR to CPCB; and

**WHEREAS**, Orissa SPCB vide letter dated 13.05.2019 informed CPCB that the said unit is not in operation; and

**WHEREAS**, Orissa SPCB vide letter dated 17.10.2019 informed CPCB that the said unit is under shutdown, produces sludge board using waste boards/ETP sludge and does not have any boiler and requested to advise whether to consider the unit under 17 category of highly polluting industry or may be treated as Green category; and

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Revocation direction u/s 5 of Environment (Protection) Act,1986 to M/s Hare Krishna Paper Products, Odisha

**WHEREAS**, CPCB vide letter dated 04.11.219 asked OSPCB to provide a copy of earlier *Consent to Operate* (CTO) issued by OSPCB under Water & Air Act to the said unit and a copy of the renewal of CTO application submitted by the unit and to ensure that the unit shall make necessary representation/submit compliance report and seek permission of CPCB for its operation; and

**WHEREAS**, the unit vide letter dated 18.11.2019 informed that they are sludge board manufacturing plant and having consented production capacity of 500 MT/Annum (~1.5 TPD) using ETP dried pulp/sludge from nearby paper industries and the Unit is following zero waste water discharge concept and does not have any boiler and DG set; 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 for revocation of closure direction issued by CPCB; and

**WHEREAS**, the Committee in its meeting held on 02.03.2020 reviewed the submission made by the unit and Orissa SPCB in detail. Considering the OSPCB reply wherein it was informed that the unit manufacturers sludge board using waste board/ETP sludge with consented production capacity of 1.5 TPD without any boiler, it is revealed that the unit does not fall under 17 categories of highly polluting industry and installation of OCEMS (online continuous effluent monitoring system) is not mandatory for the said unit and Committee recommended for revocation of closure direction with certain conditions; and

**NOW, THEREFORE**, in view of the above and in exercise of the powers delegated to the Chairman, CPCB under section 5 of the Environment (Protection) Act, 1986, the aforesaid **closure direction issued to the unit [M/s Hare Krishna Paper Products, Cuttack, Odisha]** vide letter dated 08.08.2018 **is hereby revoked** subject to the following condition:

1. Before commencement of operations, industry shall obtain valid Consent to Operate under the Water Act, 1974 and the Air Act, 1981 and Authorization under Hazardous & Other Wastes (Management & Trans-boundary Movement) Rules, 2016 from respective State Pollution Control Board and industry shall not operate under any circumstances without valid consent orders.

In case of default in compliance with the above condition 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.

  
**(RAVI S. PRASAD)**  
**CHAIRMAN**

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Copy to:

1. **The Member Secretary,**  
Orissa State Pollution Control Board  
Paribesh Bhawan, A/118, Nilakantha  
Nagar, Unit-VIII, Bhubaneswar-751012  
Odisha : To ensure compliance of CPCB  
direction pl.
2. **The Advisor (CP Division)**  
Ministry of Environment, Forest and  
Climate Change, Prithvi Wing, 2<sup>nd</sup> Floor,  
Room No. 216, Indira Paryavaran Bhawan,  
Aliganj, Jor Bagh Road, New Delhi -  
110003 : For information, please.
3. **The Regional Directorate,**  
Central Pollution Control Board  
Southern Conclave, Block 502,  
5th & 6th Floors, 1582 Rajdanga Main Road  
Kolkata - 700 107 (W. B.) : For information pl.
4. **The District Collector,**  
Office of Collector & District Magistrate,  
Cuttack, Collectorate, Cuttack-753002,  
Orissa : For information pl.
5. **The Managing Director,**  
Central Electricity Supply Utility of Orissa  
(CESU), 2<sup>nd</sup> Floor, IDCO TOWER,  
Janpath, Bhubaneswar-751022 : **With a request to re-connect  
the electric power supply of  
the Unit pl.**
6.  **Divisional Head, IT Div., CPCB, Delhi** : For uploading at CPCB website  
pl.
7. **Divisional Head, IPC-III Div., CPCB, Delhi** : For record pl.

  
(PRASHANT GARGAVA)  
MEMBER SECRETARY