



Speed Post

B-33014/2019/IPC-II/O-183/2)35
To

May 27, 2019

The Unit Head
M/s Virgo Cement Ltd.
Damas, East Garo Hills
Meghalaya- 783 122

Sub: 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 thereunder; 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, NOx 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 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, 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PCCs informing that no further extension of time will be given after June 30, 2015 and consent to operate will be withdrawn along with forfeiture of bank guarantee of non-complying units; and

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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, OCEMS Guidelines for cement industry dated 23.12.2016 was also issued (available on CPCB website) with a direction to install OCEMS in all notified process stacks and data transmission to CPCB server; and

WHEREAS, CPCB-RD inspected M/s Virgo Cements Ltd, Damas, East Garo Hills, Meghalaya to investigate high SMS alert/Offline status and observed that unit is in total shutdown since March 2017. Further, inspecting team made following recommendations:

1. The unit shall install OCEMS in its various units if it resumes its operation in the future.
2. The unit shall obtain consent under Air & Water Act and Authorization under the HW & OW (M & TM) Rules, 2016 from Meghalaya State Pollution Control Board before re-starting of operation.
3. The unit shall make plantation with local species along the boundary of the units.

WHEREAS the Ministry of Environment & Forest and 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 violation of the standards and rules notified under the Environment (Protection) Rules, 1986 and amendment thereof; and

Now, THEREFORE, in view of non-installation of OCEMS and its connectivity with CPCB server and exercising the powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986, M/s Virgo Cements Ltd, Damas, East Garo Hills, Meghalaya is hereby directed that the unit shall remain closed and ensure that installation/connectivity of OCEMS is completed for all relevant process stacks with CPCB server as per guidelines dated 23.12.2016 before restarting operation and the unit shall obtain revocation of closure direction from CPCB before resuming operation. Compliance of this direction shall be submitted within 15 days. In case of failure, the Board will be constrained to initiate action as deemed necessary and appropriate under the Environment (Protection) Act, 1986.



(S.P. S. Parihar)
Chairman



28/12/15

Copy to:

1	The Chairman Meghalaya Pollution Control Board ARDEN, Lumbyngngad Shillong – 793 014, Meghalaya	For information & ensuring compliance please.
2.	The District Magistrate District – East Garo hills, Meghalaya	
3.	The Chairman and Managing Director Meghalaya Energy Corporation Limited Lumjingshai, Short Round Road, Shillong- 793001 Meghalaya	
4	The Regional Director Regional Directorate (North-East) Central Pollution Control Board TUM- SIR, Lower Motinagar Near Fire Brigade H.Q. Shillong – 793014	For information please.
5	The Joint Secretary Ministry of Environment, Forests and Climate Change Prithvi Wing, 2nd Floor, Room No. 216 Indira Paryavaran Bhawan Aliganj, JorBagh Road, New Delhi – 110003	
6	The Divisional Head (PKG), IPC-VI, CPCB	
7.	The Divisional Head, IT, CPCB, Delhi	


(Prashant Gargava)
Member Secretary



