

Ry no- 04/2/19



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

SPEED POST

B-29016/04/06/IPC-1/ 3547

July 02, 2019

To

M/s. Alembic Pharmaceutical Ltd.,
Samardung Basti, Karek Block,
Namthang Ilaka, South Sikkim- 737126
Sikkim

Sub: Directions under Section 5 of the Environment (Protection) Act, 1986 -reg.

WHEREAS, Pharmaceutical industries are 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 of environmental pollutants from various categories of industries under the Environment (Protection) Act, 1986 and the rules framed thereunder; and

WHEREAS, it is obligatory on the part of industries to install and operate Effluent Treatment plant (ETP) to comply with the effluent discharge standards as notified under the Environment (Protection) Act, 1986 and the Rules framed thereunder and also to meet the consent conditions granted by State Pollution Control Board (SPCB)/ Pollution Control Committees (PCCs); and

WHEREAS, a complaint regarding illegal discharge of toxic effluent in Tista river by M/s. Alembic Pharmaceutical Ltd., Samardung Basti, Karek Block, Namthang Ilaka, South Sikkim (herein after referred as the Unit) was received through email dated April 25, 2019; and

WHEREAS, a joint team of officers from the Central Pollution Control Board (CPCB), Regional Directorate, Shillong and Sikkim State Pollution Control Board inspected the Unit on April 29, 2018 to assess the adequacy of the existing pollution control measures; and

WHEREAS, the inspecting team found the Unit was operational on the day of inspection and effluent samples were collected from Effluent Treatment Plant (ETP) of the Unit; and

WHEREAS, analysis results of sample collected from ETP outlet indicate the treated effluent exceeding the prescribed limits w.r.t BOD (86 mg/l > 30 mg/l), COD (287 mg/l > 250 mg/l), TSS (129 mg/l > 100 mg/l), Bio assay (0% survival < 90% survival of fish after 96 hours in 100% effluent); and

WHEREAS, it has been observed that the industrial effluent exceeding the prescribed limits, is being discharged by the Unit into the river, which has all likelihood to damage and cause grave injury to the environment; and

WHEREAS, the consent to operate under the Water Act and the Air Act issued from Sikkim SPCB to the Unit has been expired since March 31, 2019; and

WHEREAS, a closure direction under section 5 of Environment (Protection) Act 1986 was issued to the Unit vide letter no. B-29016/04/06/IPC-1/2218 dated May 28, 2019; and

WHEREAS, the Unit submitted reply vide letters dated June 01, 06, 07, 11, 2019 that the Unit has complied with all the direction dated May 28, 2019 issued by CPCB, it has closed down the plant operations and requested to revoke the closure direction; and

WHEREAS, the Unit also submitted copy of consent valid upto March 31, 2019 and renewal application dated March 30, 2019, an ETP system adequacy report dated June 10, 2019 from RNGPIT, Surat, Gujarat; 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 the closure direction issued by CPCB; and

WHEREAS, the three-member committee in its meeting held on June 17, 2019 examined the compliance report submitted by the Unit, recommended that the Unit may be allowed to resume operation with condition that:

1. The Unit shall submit performance assessment of the treatment system by analysis of treated effluent by same Government Institution within 60 days of start of operation.
2. The Unit shall obtain valid consent to operate from Sikkim SPCB before start of operations.

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.

NOW, THEREFORE, in exercise of powers vested to Chairman CPCB under Section 5 of the Environment (Protection) Act, 1986, and in view of compliance with relevant direction under reference, the direction issued under the Section 5 of the Environment (Protection) Act, 1986 to the Unit (M/s. Alembic Pharmaceutical Ltd., Sikkim) vide letter dated May 28, 2019 is hereby revoked with condition that:

1. The Unit shall submit performance assessment of the treatment system by analysis of treated effluent by same Government Institution within 60 days of start of operation.
2. The Unit shall obtain valid consent to operate from Sikkim SPCB before start of operations.
3. CPCB, Regional Directorate, Shillong shall be informed immediately upon resumption of operations

In case of non-compliance by the Unit action as deemed fit under the provisions of Environment (P) Act, 1986 shall be taken.



(S. P. Singh Parihar)



Chairman

Copy to:

1. The Chairman,
Sikkim State Pollution Control Board
Department of Forest, Environment &
Wildlife Management, Govt. of Sikkim,
Deorali Gangtok, -737102
2. The Joint Secretary (CP Division)
Ministry of Environment, Forests & Climate Change
Prithvi Wing, 2nd Floor, Room No. 216
Indira Paryavaran Bhawan
Aliganj, Jor Bagh Road,
New Delhi - 110003
3. The PCE-Cum-Secretary,
Energy & Power Department,
Diesel Power House,
Gangtok, Sikkim- 737101 : With request to restore the
electricity supply of the Unit.
4. The Incharge, Regional Directorate
Central Pollution Control Board
"TUM-SIR" Lower Motinagar
Near Fire Brigade H.Q.
Shillong-793014 : With a request to ensure
compliance verification of the
Unit within 60 days of resuming
operations.
5. The D.H., IT, CPCB


(B. Vinod Babu)

Member Secretary