

SPEED POST

F. No. B-190194/NGRBA/WQM-II/CPCB/others /

8739

August 29, 2017

To

M/s Gun & Shell Factory,
7, K. C. Road,
P.O. & F.S. Cossipore, Kolkata-700002

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

WHEREAS, Power plant, Cement Plants, Automobile, Mechanic Parts, Arm Equipment, Electroplating, Battery Manufacturing, & Paints industries have been identified as one of the Grossly Polluting Industries (GPIs) 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 mechanism within the industries for complying with the prescribed standards and this can be achieved by the methods like installing online monitoring effluent and emission monitoring devices; and

WHEREAS, for strengthening the monitoring and compliance through self regulatory mechanism, a direction under section 18 (1) (b) of the Water (Preservation & 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 on-line emission monitoring system w.r.t. pH, BOD, COD, TSS, Flow parameters in other sector industries; 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 emission and effluent standards and rules notified under the Environment (Protection) Rules, 1986 and amendment thereof; and

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 guideline uploaded on website of CPCB dated November 7, 2014; and

WHEREAS, considering the requests/ representations received from industrial associations/ SPCBs/PCCs, an extension of time upto June 30, 2015 for installation of online monitoring system was granted vide direction dated March 02, 2015 under section 18 (1) (b) of the Water (Prevention and control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981; and

WHEREAS, a letter vide 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 withdrawal of consent to operate along with forfeiture of bank guarantee of non-complying units will be the only option; and

WHEREAS, concerned SPCB /PCC have issued directions under section 33 (A) of the Water (Prevention and control of pollution) Act, 1974 and section 31 (A) of the Air (Prevention and control of pollution) Act, 1981 to install the online monitoring system by June 30, 2015 and to submit bank guarantee of 100% of the cost of online emission and effluent monitoring system; and

WHEREAS, CPCB issued show cause notice dated 30.07.2016 to unit to show cause why unit should not be closed if the unit has not complied fully with the direction issued w.r.t. installation of online monitoring system and further directions to comply with; and

WHEREAS, **M/s Gun & Shell Factory, 7 K. C. Road, P.O. & P. S. Cossipore, Kolkata-700002** (hereafter referred to as the 'Unit') is manufacturing defence equipments; and

WHEREAS, the unit was inspected on 21.04.2017 by a team deputed by CPCB and observations has been made that:

1. Online Continuous Effluent Monitoring System (OCEMS) is not installed at the outlet of ETP.
2. In the out let of treated water after phosphating, phosphate is higher than the prescribed standard.
3. Validity of Consent under Air Act is not made available.
4. Date of application for Hazardous Waste Authorization is not given.

AND WHEREAS, CPCB issued closure direction dated 28-06-2017 under section 5 of the Environment (Protection) Act, 1986 to the unit for not installation of online monitoring system; and

WHEREAS, the unit's reply vide letters dated 17.07.2017 and 27-07-2017 were examined and following observation made:

1. The unit has installed OCEMS on 10.07.2017 and completed registration.
2. The unit has provided self certificate wherein the unit stated that the unit has stopped all the operations related to effluent generation w.e.f. 10.07.2017.
3. The unit has obtained Consent to Operate (through addendum) from WBPCB on 21-07-2017.
4. The unit has submitted addendum to Consent wherein the West Bengal Pollution Control Board provided that all 04 discharge points are connected with one discharge point and 04 outlets/outfalls should be read as 01 no. of outlet/outfall.

AND NOW THEREFORE, in view of the above mentioned observations and in exercise of the powers delegated to the Chairman CPCB, under section 5 of the Environment (Protection) Act, 1986, the unit is directed to comply with the following direction:

1. The unit **M/s Gun & Shell Factory, 7 K. C. Road, P.O. & P. S. Cossipore, Kolkata-700002** shall resume operation and shall treat their effluent to meet the effluent discharge standards as notified under Environment (Protection) Rules, 1986.
2. The unit shall ensure continuous connectivity with CPCB server.

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


(S. P. SINGH PARIHAR)
CHAIRMAN

Copy to:

1. **Chairman,**
West Bengal Pollution Control Board,
Paribesh Bhavan, 10A, Block-L.A.,
Sector-III, Salt Lake City,
Kolkata - 700 098, West Bengal : [For information please]
2. **The Advisor** (CP Division).
Ministry of Environment, Forests & Climate Change,
Indra Paryavaran Bhavan,
Jor Bagh Road, New Delhi - 110 003 : [for information please]
3. **Regional Director,**
Regional Directorate (E)
Central Pollution Control Board, Southernd Conclave,
Block 502, 5th & 6th Floors, 1582 Rajdanga Main Road,
Kolkata-700107 : [For the implementation and
West Bengal compliance of the direction]
4. **District Magistrate**
District-Kolkata, West Bengal :[For information please]
5. **Managing Director,**
CESC Limited, CESE House,
Chowringhee Square, Kolkata-700001 :[With direction re-connect the
power supply of the unit]
5. ✓ The Incharge IT Division, CPCB, Delhi
6. Master copy (Others), WQM-II, CPCB, Delhi



(A.B.AKOLKAR)
MEMBER SECRETARY