



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

B-33014/7/2017-18/Cement/IPC-II/ 8797

August 28, 2017

To

M/s Dawar Cements Pvt. Ltd.
Chakdura, Khrew
Pulwama
Jammu & Kashmir

Sub: Revocation of closure directions issued under Section 5 of the Environment (Protection) Act, 1986 regarding installation of on-line effluent and emission monitoring system.

*Ref.: 1. Notice under Section 5 of the Environment (Protection) Act, 1986 regarding installation of on-line effluent and emission monitoring system dated July 24, 2015
2. Closure direction issued to the unit under Section 5 of the Environment (Protection) Act, 1986 dated 27.07.2016*

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 there under; 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, NO_x 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 directions 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

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, 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; and

WHEREAS, Show Cause Notice under Section 5 of Environment (Protection) Act 1986, was issued on July 24, 2015 to all cement plants to show-cause as to why the unit should not be closed down, if the unit has not complied fully with the directions issued w.r.t. installation of online emission monitoring system by June 30, 2015. Further, it was also directed to submit documentary evidence regarding status of installation and connectivity; and

WHEREAS, no confirmed information was received from the unit, in above context, therefore, on 27.07.2016, direction was issued to the unit to close down all its operations with immediate effect till online emission monitoring system are installed in stacks as notified process and the same are uplinked with CPCB server; and

WHEREAS, request was made by the unit vide letter dated 05.07.2017 and 26.07.2017 to withdraw closure direction as the unit has installed online continuous emission monitoring system; and

WHEREAS, the matter has been examined in CPCB and it is observed that the unit has installed online monitoring system including its connectivity with CPCB Server and emission data of PM, SO₂ and NO_x are being submitted by the unit online.

Now THEREFORE, in view of the above and exercising the powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986 vide Ministry of Environment, Forest and climate change, Government of India Notifications No. S. O. 157 (E) of 27.02.1996 and S. O. 730 (E) dated 10.07.2002, directions issued to M/s Dawar Cements Pvt. Ltd, Khrew, Pulwama, Jammu & Kashmir on 27.07.2016 are hereby revoked subject to following conditions :

1. The plant shall start operation only after getting Consent from J & K State Pollution Control Board.
2. Any expansion of the existing project shall be intimated to CPCB and J&K SPCB and applicability and scope of the installation of OCEMS will be subjected to proposed expansion activities.

In case of non-compliance, appropriate action as deemed fit under the provisions of Environment (Protection) Act, 1986 will be initiated against the unit without any further notice.

(S. P. Singh Parihar)
Chairman

30/8/17



Copy for kind information to:

- 1 The Chairman : This may please be ensured
J&K State Pollution Control Board that the unit resumes
Parivesh Bhawan operation only after getting
Shiekh-ul-Campus, Behind Govt. a valid consent from J & K
Silk Factory, Raj Bagh, Srinagar(J&K)
- 2 The District Commissioner : With a request to ensure
Distt-Pulwama, Jammu & Kashmir compliance of this direction
- 3 The Chairman : With request to resume
Jammu and Kashmir Power power supply to the unit
Development Corporation Ltd.
Exhibition Ground, PDD Building,
Jahangir Chowk, Srinagar (J&K)
- 4 The Additional Secretary (AKM) CP Division
Ministry of Environment, Forests and
Climate Change
Prithvi Wing, 2nd Floor, Room No. 216
Indira Paryavaran Bhawan,
Aliganj, JorBagh Road, New Delhi - 110003
- 5 The Regional Director
CPCB-Regional Directorate-North
Ground Floor, PICUP Bhawan
Vibhutikhand, Gomti Nagar
Lucknow - 226 020, U.P.
- ✓ 6 The Divisional Head, IT Div., CPCB, Delhi
- 7 The Divisional Head- IPC-VI, CPCB, Delhi



(A.B. Akolkar)
Member Secretary

