



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/IPC-II/9425

Sept. 01, 2017

To

M/s Ennar Cement Pvt. Ltd.  
Salakatte, Village Chikkanayakanahalli  
Distt-Tumkur  
Karnataka  
572/228

**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 26.04.2016

WHEREAS, 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<sub>x</sub> and SO<sub>2</sub> 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 26.04.2016, direction was issued to the unit to close down all of 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 to withdraw closure direction as the unit is not engaged in manufacturing of cement; and

WHEREAS, Regional Directorate - South of CPCB, Bengaluru inspected the unit on 08.08.2017 for verifying the claims made by the unit and following observation are made:

1. M/s Ennar Cement (P) Ltd. initially started the plant with production of cement by VSK ( Vertical Shaft Technology). Later-on , the industry is sold.
2. Thereafter, the VSK and machineries have been dismantled and removed from the site and production of cement is stopped.
3. At present only raw mill and cement mill are existing which are utilized with some modifications for production of granulated slag from blast furnace slag. This slag is being sold to Ready Mix Concrete Producers.
4. The unit is not engaged in production of cement.

Now, THEREFORE, in view of the material facts available with CPCB and in exercise of the powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986, the closure directions issued to **M/s Ennar Cement Pvt. Ltd., Village Chikkanayakanahalli, Distt. Tumkur, Karnataka,** on 26.04.2016, are hereby revoked, subject to following conditions:

1. The unit shall submit the application to Karnataka State Pollution Control Board (KSPCB) for change in the category of sector from Cement to Slag Grinding and obtain appropriate consent under the Air ( P&C of Pollution) Act, 1981 and Water ( P & C of Pollution) Act, 1974 from KSPCB.
2. The unit shall commence their production only after obtaining consent under the Air ( P&C of Pollution) Act, 1981 and Water ( P&C of Pollution) Act, 1974, from KSPCB.
3. This Revocation Order is valid only for production of Granulated Slag. Any expansion of the existing project shall be intimated to CPCB and KSPCB 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 launched against the unit without any further notice.

[S. P. S.Parihar]  
Chairman

01/09/2017

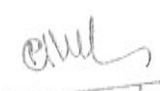


Copy for information & compliance to:

- 1 The Chairman  
Karnataka State Pollution Control Board  
'Parisara Bhawan' 4<sup>th</sup> & 5<sup>th</sup> Floor  
49, Church Street,  
Bangalore-560 001
- 2 The District Magistrate  
Distt. Tumkur, Karnataka
- 3 The Managing Director :  
Karnataka Power Corporation Ltd.  
82, Shakthi Bhawan, Race Course Road,  
Bangalore -560001, Karnataka.
- 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, Jor Bagh Road, New Delhi - 110003
- 5 The Regional Directorate (South)  
Central Pollution Control Board  
1<sup>st</sup> & 2<sup>nd</sup> Floors, Nisarga Bhawan A- Block  
Thimmaiah Main Road 7<sup>th</sup> D Cross,  
Shivanagar, Opposite Pushpanjali Theatre,  
Bengaluru- 560 010
- 6 The Divisional Head, IT Div., CPCB, Delhi.
- 7 The Divisional Head IPC - VI, CPCB, Delhi

This may please be ensured that the unit resumes operation only after getting a valid consent from KSPCB.

With request to resume power supply to the unit

  
01/9/17  
[N.K. Gupta]

Divisional Head - IPC-II