



F-No.B-11011/UPCII/PWM/2020-21

6161

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
November, 15 2022

To,

M/s. AMP Pan Products Pvt. Ltd.
1679/80, Jabrauli, Mohanlalganj,
Lucknow, U.P – 221716

Sub: - Revocation of Directions issued under Sec 5 of Environment (Protection) Act, 1986 for enforcement of provisions of Plastic Waste Management (PWM) Rules for storing, packing or selling gutkha/pan masala and tobacco products in all forms.

WHEREAS, in exercise of Powers under Section 6, 8 and 25 of the Environment (Protection) Act, 1986, Ministry of Environment, Forest & Climate Change (MoEF&CC) has notified Plastic Waste Management (PWM) Rules vide Notification no. G.S.R 320(E) dated March 18, 2016; and

WHEREAS, under Rule 4(f) of PWM Rules 2016 - sachets using plastic material cannot be used for storing, packing or selling gutkha, tobacco and pan masala in all forms; and

WHEREAS, under Rule 4(i) of PWM Rules 2016– Plastic material, in any form including Vinyl Acetate - Maleic Acid - Vinyl Chloride Copolymer, cannot be used in any package for packaging gutkha, pan masala and tobacco in all forms; and

WHEREAS, in view of above, gutkha/pan masala manufacturers are prohibited from usage of plastics in any form in packaging of their products; and

WHEREAS, samples of gutkha/pan masala manufactured by your industry were collected during market survey and it has been observed that plastic is being used in packaging of gutkha/pan masala; and

WHEREAS, Show cause notice dated February 05, 2021 was issued to your industry as to why action including levying Environmental Compensation and/or closure of gutkha/pan masala manufacturing operations should not be taken against the unit for violation of PWM Rules; and

WHEREAS, No response to the Show Cause Unit was received from unit; and

WHEREAS, inspection of your unit was conducted on July 06, 2021 and samples were taken by CPCB officials; and

Contd.

WHEREAS, based on the findings of the sample reports, confirmed directions dated 22.10.21 was issued to your industry for submission of Environmental Compensation of Rs. 4,00,000/- (Four lakhs only) and closure of its operation with immediate effect and not to resume operations till you switch over to environmentally sound alternatives; and

WHEREAS, vide letter dated 22.12.2022 unit has informed that the Environmental Compensation of Rs. 4,00,000/- (Four lakhs only) has been submitted to CPCB. However no details regarding shifting to an environmental sound alternative and closure of unit was provided by the unit; and

WHEREAS, vide letter dated 22.02.2022 and 25.05.2022 the unit was informed to submit the requisite documents in compliance of directions; and

WHEREAS, vide letter dated 13.04.2022 Uttar Pradesh Pollution Control Board has revoked the consent order for your unit; and

WHEREAS, the unit vide letter dated 04.08.2022 and 31.08.2022 has submitted the affidavit confirming closure of the plant w.e.f 16.04.2022, submission of Environmental Compensation of Rs. 4,00,000/- (Four lakhs only) and CIPET report of the samples which confirmed usage of non-plastic material used by their unit for packaging of products at unit; and

WHEREAS, CPCB has constituted three members committee to evaluate the documents submitted by the Unit. The Committee has verified the documents and recommended to revocation of closure directions issued to the unit; and

NOW, THEREFORE, in view of the above compliance made by unit to direction issued by CPCB and in exercise of the powers vested under Section 5 of EPA, 1986 **M/s. AMP Pan Products Pvt. Ltd.** is allowed to resume its manufacturing operations with following conditions

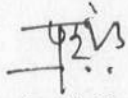
- i. Unit shall intimate the date of resumption of manufacturing operation to CPCB.
- ii. Unit should not start its manufacturing operation without obtaining valid Consent to Operate from Uttar Pradesh Pollution Control Board.

In case the unit fails to comply with the above conditions, CPCB will be constrained to initiate further action against the unit including withdrawal of revocation direction, in accordance with provisions of Environmental (Protection) Act, 1986, without any further notice.

(Tanmay Kumar)
Chairman

Copy to:

1. The Joint Secretary (CP Division)
Ministry of Environment, Forests & Climate Change
Indira Paryavaran Bhawan, JorBagh Road,
New Delhi -110003
2. The Member Secretary : To ensure compliance of Directions
Uttar Pradesh Pollution Control Board,
Building.No. TC-12V Vibhuti Khand, Gomti
Nagar Lucknow-226 010
3. The Regional Director
Regional Directorate - Lucknow,
PICUP Bhawan, Vibhuti Khand, Gomti Nagar,
Lucknow - 226010
4. Incharge , IT Division


(Prashant Gargava)
Member Secretary 