



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-33014/02/2023/IPC-II/ 9244

Dated: 28/02/2023

To

~~The Unit Head
M/s RNB Cement Industries Ltd
Umium Industrial Area
Umium, Ri-Bhoi
Meghalaya-793103~~

Sub: Revocation of closure direction under Section 5 of the Environment (Protection) Act, 1986

WHEREAS, cement plants are identified as one of the 17 categories of highly polluting industries, which discharge environmental pollutants directly or indirectly into the ambient air and water, having potential threat to cause adverse effect on water and air quality; and

WHEREAS, the Central Government has notified 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 methods like installing online emission monitoring devices; and

WHEREAS, for strengthening the compliance and monitoring through self-regulatory mechanism, online source emission monitoring systems (OCEMS) 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 OCEMS 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all the SPCBs/ PCCs informing that no further extension of time will be given after June 30, 2015 and Consents will be withdrawn along with forfeiture of bank guarantee of non-complying Units; and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

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industries to install OCEMS and submit bank guarantee of 100% of the cost of OCEMS; and

WHEREAS, direction 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 w.r.t. installation of online emission monitoring system by June 30, 2015. Further it was directed to submit documentary evidence regarding status of installation and connectivity; and

WHEREAS, closure direction dated 27.07.2016 was issued to M/s RNB Cements Pvt. Ltd., Umiam Industrial Area, Umiam, Ri Bhoi Distt, Meghalaya the for non-installation of OCEMS; and

WHEREAS, the Unit submitted a revocation request on 07.10.2020, informing that they have installed OCEMS. As per IT division report dated 28.10.2020 the Unit was found connected only for PM parameter and not for SO₂ and NO_x and an e-mail dated 13.11.2020 was sent to the Unit to complete the connectivity as per CPCB guideline; and

WHEREAS, the Unit again submitted revocation request on 25.02.2021 and an e-mail dated 23.03.2021 was sent to the Unit for providing registration details mentioning all the parameters; and

WHEREAS, the Unit submitted revocation requests dt. 21.12.2021, 09.06.2022 mentioning that the Unit was shut down for a long time and has completed the connectivity of all parameters i.e. PM, SO₂ and NO_x as per CPCB guidelines and submitted CTO with validity up to 31.03.2022. Further, a letter dated 06.07.2022 was sent to the Unit for submitting requisite documents i.e. self-closure certificate and complete connectivity of all parameters; and

WHEREAS, the Unit submitted another revocation request on 19.07.2022 along with screenshots of data connectivity with CPCB server and self-closure certificate informing that the connectivity of all parameters has been completed as per CPCB guidelines with CPCB server and Meghalaya SPCB server. However, as per IT division report dated 28.10.2020, the Unit was found connected for PM analyzer only & not for SO₂ and NO_x analyzer for Kiln-Cooler stacks with CPCB server; and

WHEREAS, the case of Unit was put-up before the 3-Member committee on 05.08.2022 for revocation of closure direction. The committee discussed the matter and decided that, for consideration of revocation request, the Unit is required to establish SO₂ and NO_x connectivity with CPCB server; and

WHEREAS, a letter was sent to the Unit dated 23.08.2022 for providing the connectivity in all stacks and the Unit replied on 01.09.2022 that it has completed connectivity of all parameters as per CPCB guidelines with CPCB server and Meghalaya SPCB server. In this regard a letter was sent to the Unit dated 21.09.2022 and an e-mail dated 10.10.2022 from IT Division was sent to the Unit for providing requisite documents for consideration of revocation request and in reply e-mail dated 16.12.2022, 21.12.2022, the Unit provided requisite documents; and

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WHEREAS, as per IT Division report dated 03.01.2022, the Unit was found connected with CPCB server in all stacks and the case was put-up before the 3-member revocation committee, constituted for examination and recommending revocation of closure directions, and the Committee in its meeting on 19.01.2023 has recommended that the closure direction issued to M/s RNB Cement Industries Ltd, Jaintia Hills, Meghalaya, may be revoked;

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 Notification No. S. O. 157 (E) of 27.02.1996 and S. O. 730 (E) dated 10.07.2002 the closure directions issued to M/s RNB Cement Industries Ltd, Jaintia Hills, Meghalaya dated 31.10.2017 is hereby revoked with the conditions that:

- i. The Unit shall obtain the valid Consent under the Water Act, Air Act, and Authorization under Hazardous & other Wastes Rules, 2016 issued by SPCB and shall not operate without valid Consents.
- ii. The Unit shall communicate the date of resumption of manufacturing operation to CPCB and revocation will be done for an initial period of three months from the date of commencement of operation and in case of compliance of the prescribed effluent/emission discharge standards during permitted three months, further revocation would be deemed as having been granted.
- iii. The Unit shall ensure that the installed OCEMS devices are functioning properly & continuously and uninterrupted data connectivity of OCEMS with CPCB server after commencement of operation of the plant.
- iv. The Unit shall ensure periodic calibration of the analyzers as per Standard Operating Procedure/recommendations of the supplier and submit the calibration results.

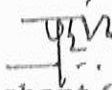
In case of non-compliance by the Unit action as deemed fit under the provisions of Environment (P) Act, 1986, including imposition of environmental compensation as per Environmental Compensation Policy framed by CPCB in compliance of Hon'ble NGT order dt.-31.08.2018 in OA No. 593/2017, shall be taken.


[Tanmay Kumar]
Chairman



Copy to:

1. The Chairman
Meghalaya State Pollution Control Board,
"ARDEN", Lumpynggad,
Shillong-793014, Meghalaya
2. The Deputy Commissioner,
District -Ri Bhoi,
Meghalaya -793102
3. The Chairman & Managing Director : With request to restore
Meghalaya Energy Corporation limited. electricity supply of the Unit
Lum Jingshai, Short Round Road
Shillong - 793001
4. The Joint Secretary -CP Division
Ministry of Environment, Forests
and Climate Change Prithvi Wing,
Indira Paryavaran Bhawan
Aliganj, Jor Bagh Road, New Delhi -
110003
5. The Regional Director
Regional Directorate (North-East)
Central Pollution Control Board
TUM- SIR, Lower Motinagar,
Near Fire Brigade H.Q.
Shillong - 793014
6. The Divisional Head IT, CPCB, Delhi
7. The Divisional Head, IPC-VI, CPCB
Delhi


(Dr. Prashant Gargava)
Member Secretary

