

SPEED POST

F. No. B-751 (669)/Chemical & others/WQM-II/CPCB/2017-18

September 08, 2017

To

M/s Dugdh/Utpadak Sakhari Sangh Ltd.,
Near Tiwari Talab, Allahabad,
Uttar Pradesh

10203

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

WHEREAS, Food, Dairy and Beverage units are identified as one of the grossly polluting industries 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, 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 rule 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 effluent and 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, a direction under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and 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 effluent monitoring system w.r.t. pH, BOD, COD, TSS and flow parameters; and

WHEREAS, considering the request/representations received from industries/industrial associations/SSPCBs/PCCs, an extension of time up to 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 & Control of Pollution) Act, 1974 and 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-compliance units; and

WHEREAS, concerned SPCBs/PCCs issued directions under section 33 A of the Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & 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 & 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 emission and effluent standards and rules notified under the Environment (Protection) Rules, 1986 and amendment thereof; and

WHEREAS, a team of officials from CPCB inspected the unit on 23.03.2017 to assess the adequacy of the existing pollution control measures and the following observations are made:

1. The unit is engaged in processing of raw milk (capacity: 15000 litres/day).
2. The OCEMS was not installed at the final outlet of ETP.
3. The fresh water requirement of the unit was meeting through a bore well and water meter was not installed at the extraction point of the borewell.
4. The logbook for freshwater consumption, wastewater generation, fuel consumption, etc was not maintained by the unit.
5. The treated effluent discharge from ETP outlet is meeting the prescribed standards.

AND WHEREAS, CPCB issued directions dated 25.04.2017 under Section 5 of the Environment (Protection) Act, 1986 to the unit to close down operation with immediate effect and not to restart operation till compliance with the following directions:

1. The unit shall install and provide data connectivity of OCEMS in compliance of CPCB guidelines.
2. The unit install flow meter devices at freshwater extraction point, inlet/outlet of the ETP etc.
3. The unit shall maintain the logbook for fresh water consumption, wastewater generation, treated waste water disposal, fuel/energy consumption etc.
4. The unit shall maintain good housekeeping as per GMP & GHP procedure.

AND WHEREAS, the unit reply vide letter dated 14.07.2017, 13.08.2017, 17.08.2017 and 21.08.2017 were examined and following observations made:

- (i) The unit has been installed OCEMS.
- (ii) The unit has installed flow meter at inlet and outlet of the ETP.
- (iii) The unit has maintained all logbooks.
- (iv) The unit has submitted self-certificate vide letter dt. 17.08.2017 wherein the unit has mentioned that the unit has stopped the operations w.e.f. 03.08.2017 in compliance of the closure direction dt. 25-04-2017.
- (v) The unit has submitted latest consent application

AND WHEREAS, IT division, CPCB has confirmed that the unit has provided OCEMS data connectivity to CPCB server; and

WHEREAS, the unit was inspected by CPCB with district administration team and the unit was found in operation which is in violation of CPCB closure direction dt. 25.04.2017 and also in contradiction of self certificate dt 17.08.2017 by the unit informing that the unit has stopped operations w.e.f. 3.08.2017, for which legal action shall be initiate against the unit separately; 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 **M/s Dugdh Utpadak Sahkari Sangh Ltd., Near Tiwari Talab, Allahabad, Uttar Pradesh** closure direction is hereby revoked and directed to comply with the following direction:


- (i) The unit shall resume operation and shall treat their effluent to meet the effluent discharge standards as notified under Environment (Protection) Rules, 1986.
- (ii) 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,**
Uttar Pradesh Pollution Control Board,
Building No. TC-12V, Vibhuti Khand, Gomti Nagar
Lucknow-226 010, Uttar Pradesh : for information please.
- 2) **The Advisor (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 : for information please.
- 3) **Regional Director (North),**
Central Pollution Control Board
Regional Directorate, PICUP Bhawan Vibhuti Khand, Gomti
Nagar, Lucknow - 226 010 : for information please.
- 4) **Superintending Engineer,**
Uttar Pradesh Power Corporation Limited, Lucknow
Uttar Pradesh : with the direction to re-connect Power
supply.
- 5) ✓ /c IT division, CPCB, Delhi : for uploading the direction at CPCB
website.
- 6) Master copy (Dairy), WQM-II Division.


(A. SUDHAKAR)
MEMBER SECRETARY