



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-29016/04/06/IPC-1/ 10212  
To

September 06, 2017

M/s. Hexagon Bio Pharma Pvt. Limited  
Plot No 11-D, Kiadb Industrial Area  
Bashettyhalli, Doddaballapur  
Bengaluru - 561203, Karnataka

**Sub: Directions under Section 5 of the Environment (Protection) Act, 1986 regarding installation of on-line effluent and emission monitoring system**

WHEREAS, the Pharmaceutical industries are identified as one of the 17 categories of highly 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, 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, 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 effluent monitoring system w.r.t. flow, pH, BOD, COD, TSS, Chromium (Cr), and Arsenic (As) parameters in Pharmaceutical industries;

WHEREAS, it was clarified that flow meter & web camera may be installed in case of Units with Zero liquid discharge (ZLD) by March 31, 2015 vide guidelines uploaded on website of CPCB dated November 7, 2014; and

WHEREAS, considering the requests/ representations received from industries/ industrial associations/ SPCBs / PCCs, an extension of time upto June 30, 2015 for installation of online monitoring systems was granted vide direction 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 withdrawal of consent to operate along with forfeiture of bank guarantee of non-complying Units will be the only option; and

WHEREAS, concerned SPCB/ PCC have 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 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, a show cause notice under section 5 of Environment (Protection) Act 1986 was issued to the Unit vide letter no. B-29016/04/06/IPC-1/6620 dated July 27, 2015 for installation of Online Monitoring device along with connectivity for submission of online 24x7 monitoring data to SPCBs/PCCs and CPCB; and

WHEREAS, M/s. Hexagon Bio Pharma Pvt. Limited, Karnataka (herein after referred to as the Unit) informed vide letter dated November 10, 2015 that the installation of online monitoring system is under progress; and

WHEREAS, direction under section 5 of Environment (Protection) Act 1986 was issued to the Unit vide letter no. B-29016/04/06/IPC-I/7077 dated July 27, 2016 directing the Unit to close the operation and not to restart the production till online effluent monitoring system is installed and connected; and

WHEREAS, the Unit through email dated August 09, 2017 submitted the online connectivity status to CPCB by providing URL, user ID & password and requested to revoke the closure direction; and

WHEREAS, the connectivity of online data submitted by the Unit was verified by the IT division and compliance was observed on August 23, 2017 by CPCB; and

WHEREAS, the Unit has stopped production since July 01, 2016 in reference to the CPCB closure direction dated July 27, 2016 as per the original self certificate dated August 26, 2017 submitted by the Unit; 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.

NOW, THEREFORE, in exercise of powers vested to Chairman CPCB under Section 5 of the Environment (Protection) Act, 1986, and in view of compliance with relevant direction under reference, the direction issued under the Section 5 of the Environment (Protection) Act, 1986 to the Unit (M/s. Hexagon Bio Pharma Pvt. Limited, Karnataka) vide letter dated July 27, 2016 is hereby revoked with a condition that "Before commencement of operations, the Unit shall obtain valid consent to operate under the Water & Air Act(s) from Karnataka State Pollution Control Board". In case of non-compliance by the Unit action as deemed fit under the provisions of Environment (P) Act, 1986 shall be taken.

Copy to:

1. The Chairman  
Karnataka Pollution Control Board  
Parisara Bhavan, #49, 4th & 5th floor,  
Church Street, Bangalore- 560001
2. The Chairman  
Banagalore Electricity Supply Comp. Ltd,  
BESCOM K. R. Circle, Bangalore-560001, Karnataka
3. 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
4. The Regional Director  
Central Pollution Control Board  
1st & 2nd Floors, Nisarga Bhavan, A-Block,  
Thimmaiah Main Road, 7th D Cross, Shivanagar, Opp.  
Pushpanjali Theatre, Bangalore -560 010
5. The Incharge, IT, CPCB
6. The Incharge, IPC-VI, CPCB

06/09/2017  
(S. P. Singh Parihar)  
Chairman

:A copy of self certificate  
submitted by the Unit is attached  
for verification.

:With request to restore  
electricity supply of the Unit.

(A. Sudhakar)  
Member Secretary