

**BY REGISTERED AD**

B-200/PCI-III/2K07-2K08/ 10829

13<sup>th</sup> September, 2017

To

M/s NSL Sugars Ltd.  
(Previously M/s.SCM Sugars),  
Koppa, Maddur Tq., Mandya Dist. 571425  
Karnataka

**Revoking of directions under section 5 of the Environment (Protection) Act, 1986 regarding failure in installation of on-line monitoring systems**

**WHEREAS**, distilleries 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**, for strengthening the monitoring and compliance through self regulatory mechanism, a 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 system w.r.t. Particulate Matter parameter & online effluent monitoring system w.r.t. pH, BOD, COD, TSS, Flow parameters in 17 categories of industries including distilleries; and

**WHEREAS**, it was clarified that flow meter & web camera may be installed in case of units achieving 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 up to 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**, in follow up to the directions issued to the SPCBs/PCCs, CPCB had issued show cause notice under section 5 of the Environment (Protection) Act, 1986 dated 24.07.2015 to the unit , as to why the unit should not be closed down if the unit has not complied fully with the direction issued w.r.t. installation of online emission & effluent monitoring system by June 30, 2015. It was further directed to submit documentary evidence regarding status of installation and connectivity of online emission & effluent monitoring system; and

**WHEREAS**, in reply to the notice, it was informed by the unit that the unit has installed online monitoring systems and had provided details of the installed systems; and

**WHEREAS**, CPCB had uploaded the sector specific requirement for the installation and connectivity of online emission and effluent monitoring systems for the 17 category of industries including distilleries, in the CPCB website at the following link; [http://cpcb.nic.in/Online\\_Monitoring\\_Clarification.php](http://cpcb.nic.in/Online_Monitoring_Clarification.php); and

**WHEREAS**, CPCB was not able to verify the data connectivity from the online monitoring systems installed the unit and hence the claim of the unit regarding installation of online monitoring systems was not acceded; 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.

**WHEREAS**, in view of the non-compliance of the unit w.r.t installation of online monitoring devices and providing connectivity as per requirement of CPCB and in exercise of powers vested under Section 5 of the Environment (Protection) Act, 1986, CPCB had issued direction dated 06.04.2017 to close down manufacturing operations of the unit until installing required online monitoring devices and providing connectivity to CPCB; and

**WHEREAS**, the unit vide letter dated 08.08.2017 has informed that the unit has installed required online effluent and emission monitoring systems and has provided connectivity of these systems to CPCB, and the same has been verified by the IT Division.

**NOW THEREFORE**, in view of the compliance made by the unit to the direction issued by CPCB and in exercise of powers vested under Section 5 of the Environment (Protection) Act, 1986, **the unit, M/s NSL Sugars Ltd., Mandya Dist, Karnataka, is allowed to resume its manufacturing operations** subject to the following condition;


1. It shall be ensured that the installed online monitoring devices are functioning properly and continuously and that data from the devices are uninterruptedly transferred to CPCB. Any failure in this regard shall be intimated to CPCB with reasons thereof and shall be rectified at the earliest.

In case of default in compliance with the above directions or any other exigencies, CPCB will be constrained to initiate further stringent action against the Unit, in accordance with the provisions of the Environment (Protection) Act, 1986, without any further notice.

  
(S. P. Singh Parihar)  
CHAIRMAN

Copy to:

1. The Chairman : For information & ensuring  
Karnataka State Pollution Control Board, compliance of directions.  
"Parisara Bhavan" The self-certificate provided  
4<sup>th</sup> & 5<sup>th</sup> Floors, # 49, Church Street, by the unit may also be  
Bangalore-560 001. verified, please (copy  
attached)
2. The Advisor (CP Division) : For information, pl  
Ministry of Environment, Forest & C.C  
Prithvi Block, Indira Paryavaran Bhawan,  
Jorbagh Road, New Delhi – 110 003
3. The Regional Director, : For follow up and ensuring  
CPCB Regional Directorate, compliance  
Nisarga Bhawan, 1<sup>st</sup> & 2<sup>nd</sup> Floor,  
Thimmaiah Road, 7<sup>th</sup> D-cross  
Shivanagar, Opp. Pushpanjali Theatre  
Bangalore – 560 010
4. The District Magistrate, : For information regarding  
Maddur, Karnataka revoking of closure direction,  
pl.
5. The Superintending Engineer(Elec), : With request to restore the  
Karnataka power corporation limited, power supply to the unit, pl  
Shivasamudram, Malavalli Taluk,  
Mandya District, Karnataka
6. The Div. Head, I.P.C-III, CPCB
7. The Div. Head, IT Division, CPCB



**(A. SUDHAKAR)**  
**MEMBER SECRETARY**