

SPEED POST

B-33014/07/2017-18/IPC-II/

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November 10, 2017

To

M/s Malu Papers Limited,
Captive Power Plant
(News Print/Writing Printing Div. Unit-III),
MIDC Saoner, Dist. Nagpur - 441107,
Maharashtra

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

WHEREAS, the thermal power plants are identified as one of the 17 categories of highly polluting industries in the country and have been discharging environmental pollutants directly or indirectly into the ambient air and water, which pose constant threat to cause adverse effect on the air and water quality; and

WHEREAS, there is need to inculcate habit of self-monitoring mechanism within the industries for complying 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 emission and effluent monitoring systems need to be installed and operated by the developers and the industries on 'polluter pays principle'; and

WHEREAS, directions under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 were issued on February 05, 2014 to all the State Pollution Control Boards (SPCBs)/ Pollution Control Committees (PCCs) for installation of online emission monitoring systems w.r.t PM, SO₂ & NO_x parameters & online effluent monitoring system for pH, TSS, & Temperature parameters in thermal power plants; and

WHEREAS, it is presumed that concerned SPCB/PCC has also in-turn issued direction under section 33 (A) of the Water (Prevention & Control of Pollution) Act, 1974 and section 31 (A) of the Air (Prevention & Control of Pollution) Act, 1981 to M/s Malu Papers Limited, Saoner, Nagpur, Maharashtra to install the online effluent and emission monitoring system; and

WHEREAS, under section 5 of the Environment (Protection) Act, 1986 a notice was served on July 21, 2015 to show cause as to why the plant should not be closed down, if the plant has not complied fully with directions issued w.r.t installation of on-line effluent and emission monitoring system by June 30, 2015 and the plant was further directed to submit documentary evidence regarding status of installation of on-line

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M/s Malu Papers Limited, Saoner, Nagpur, Maharashtra

effluent and emission monitoring system and connectivity for submission of online 24x7 monitoring data to SPCBs and CPCB; and

WHEREAS, under section 5 of the Environment (Protection) Act, 1986, a closure direction was issued on 26.04.2017 to M/s Malu Papers Limited, Saoner, Nagpur, Maharashtra due to non-compliance of the directions issued vide dated July 21, 2015.

WHEREAS, M/s Malu Papers Limited, vide letter dated 21.08.2017 has informed that connectivity of online monitoring system has been provided to CPCB server and successfully fulfilled the compliance of the directions issued on 26.04.2017.

WHEREAS, M/s Malu Papers Limited has submitted the self-certificate of compliance of the directions. The connectivity of online monitoring system has been got verified by the IT division of Central Pollution Control Board.


WHEREAS, M/s Malu Papers Limited has also submitted that its Consent to Operate (CTO) issued by Maharashtra Pollution Control Board (MPCB) has expired on 30.06.2017 and the industry has applied for the renewal of CTO to MPCB vide dated 20.06.2017, which is not yet been granted by MPCB.

WHEREAS, a meeting was held on 07.11.2017 where a three-membered committee constituted for examination and recommendation for revocation of closure direction issued by CPCB recommended that the closure direction issued to M/s Malu Papers Limited may be revoked with conditions of submission of consents to operate and emission/effluent analysis report from recognised lab within one month.

WHEREAS, 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 under Section 5 of the Environment (Protection) Act, 1986, closure direction issued on 26.04.2017 to M/s Malu Papers Limited, Saoner, Nagpur, Maharashtra is hereby revoked subject to compliance of the above conditions imposed by the three-membered committee and following conditions:

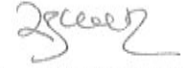
1. That the unit shall operate with a valid consent from MPCB.
2. Any expansion of the existing project shall be intimated to CPCB and MPCB and applicability and scope of the installation of OCEMS will be subjected to proposed expansion activities.


(S.P.S. Parihar)
Chairman

M/s Malu Papers Limited, Saoner, Nagpur, Maharashtra

Copy to:

1. The Chairman
Maharashtra Pollution Control Board
Kalpataru Points, 3rd & 4th Floor
Sion Matunga Scheme Road No.6
Opp. Cine Planet, Sion Circle, Sion (E)
Mumbai-400 022
2. Additional Secretary (AKM) 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 - 110 003
3. The Regional Director-West
Central Pollution Control Board
Parivesh Bhawan, Opp. VMC Ward Office no. 10
Subhanpura Vadodara - 390 023
4. The District Magistrate,
Collector Office, Civil Lines, Nagpur
5. The Divisional Head - IT, CPCB, Delhi



(A. Sudhakar)
Member Secretary

