

BY REGISTERED AD

No.B-190019/NGRBA/CPCB/2011-12

Date: 21.06.2016

To,

All Pulp & Paper Units,
(As per List enclosed)

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

WHEREAS, the Pulp & Paper industries have been identified as one of the Grossly Polluting Industries (GPI) which have been discharging effluents directly or indirectly on land and into water, having potential threat to cause adverse effect on land and the ambient water 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, a direction under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 was issued on February 05, 2014 to all 11 Ganga Basin State Pollution Control Boards (SPCBs)/ Pollution Control Committee (PCC) for installation of online effluent monitoring systems w.r.t. pH, BOD, TSS, COD and Flow parameters in Pulp & Paper 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 up to June 30, 2015 for installation of online monitoring systems was granted vide direction dated March 27, 2015 under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974; 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-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 to install the online monitoring system by June 30, 2015 and to submit bank guarantee of 100% of the cost of online effluent monitoring system; and

WHEREAS, Hon'ble Supreme court of India has issued directions from time to time regarding stopping of discharging of untreated effluent into Ganga vide its order dated 09.09.1985, 22.09.1987, 10.12.1981, 12.01.1988, 04.08.1992, 23.07.1993, 17.09.1993, 01.11.1995, 10.10.2006 and October 29, 2014 in the writ petition (Civil) no 3727/1985 and also referred to the direction of CPCB dated 05.02.2014 to identify all industrial units for appropriate measures for compliance of the points enumerated in the said order in a time bound manner with immediate effect; and

WHEREAS, Hon'ble National Green Tribunal in its order dated 15th December, 2014 in the matter of Krishan Kant Singh Vs. M/s. Hindustan CocaCola Beverages Pvt. Ltd., Mehdiganj, Rajatalab, Varanasi stated that "it seems appropriate introduction of online monitoring system for the industries needs to be explored and if it is possible to provide for joint online monitoring system"; and

WHEREAS, CPCB has explored installation of Online Monitoring device in the other countries and has come to conclusion that the online monitoring devices are essential for improving compliance as the conventional monitoring systems not able to capture violations on regular basis; and

WHEREAS, CPCB has held stakeholder consultations with industrial associations and SPCBs/PCCs on 06.08.2014, 19.09.2014, 29.09.2014, 08.10.2014, 16.10.2014, 09.01.2015, 08.04.2015 and 16.06.2015 regarding time bound implementation of installation of these devices; 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, based on all material facts available with CPCB, in exercise of powers vested under Section 5 of the Environment (Protection) Act, 1986, notice is hereby served to the Unit to show cause why the Unit should not be closed down if the Unit has not complied fully with the direction issued by SPCB in compliance to directions issued by CPCB under Sec 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 in respect of GPI w.r.t. installation of online effluent monitoring system by June 30, 2015 and hereby further directed to comply with the following directions:

1. The Unit shall submit documentary evidence regarding status of installation of online effluent monitoring system.
2. The Unit shall submit the status on connectivity for submission of online 24x7 monitoring data to SPCBs/PCCs and CPCB.
3. The Unit shall submit the details as per Annexure-I through
 - (a) E-mail id - cems.cpcb@nic.in & ngrba.cpcb@nic.in
 - (b) Uploading the data on the link provided on CPCB Website (www.cpcb.nic.in) and
 - (c) By speed post

to the Member Secretary, Central Pollution Control Board.

The compliance of above directions shall be submitted to this office within 30 days of the receipt of the directions. In case of failure to comply with the said directions necessary action as deemed fit under the provision of the Environment (Protection) Act 1986 will be taken by CPCB.


(Arun Kumar Mehta)
Chairman

Copy to:

1. The Chairman
(SPCBs)
2. Mission Director
NMCG
3. The Advisor (CP Division)
Ministry of Environment, Forests and Climate Change
4. The Incharge, Zonal Office (Lucknow & Kolkata)
Central Pollution Control Board
- 5/ ✓ I/c, IT, CPCB : For uploading on CPCB website


(A.B. Akolkar)
Member Secretary

Sl. No	Address (Pulp & Paper)
1.	M/s Summity Paper Mills Pvt. Ltd., Mahuli Road, Chitauna, Kothia, Patna City, Dist.- Patna Bihar
2.	M/s Shanta Mani Hand Made Paper Industry, Doia, Soh Sarai, Bihar Sharif, Nalanda, Bihar
3.	M/s Shree Vishnu Vishal Paper Mills Pvt. Ltd., Gidha, Dist.- Bhojpur, Bihar
4.	M/S K.M. Papers, Khasra No. 168, Kuriya-Kichha Road, Rrudrapur, Distt. US Nagar - 263153 (Uttarakhand)
5.	Dev Prayag Paper Mill Pvt.Ltd., UPSIDC, Naini, Allahabad Uttar Pradesh
6.	Shree Mahaveer Straw Board Mills Pvt.Ltd., Power House Road, Mainpuri Uttar Pradesh