MAHARASHTRA POLLUTION CONTROL BOARD



Minutes of the 11th Consent Committee Meeting of 2012 held on 02.11.2012 at 16:00 Hrs. in the Conference Hall, 4th floor, Kalpataru Point, Sion, Mumbai.

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The following members of the Consent Committee were present for the meeting:

1.	Member Secretary Maharashtra Pollution Control Board	Chairman
2.	Dr. B. N. Thorat Prof. Chemical Engineering, ICT, Mumbai	Member
3.	Shri. R. G. Pethe Retired WPAE, MPC Board	Member
4.	Joint Director (Water Pollution Control) Maharashtra Pollution Control Board	Member
5.	Joint Director (PAMS) Maharashtra Pollution Control Board	Member
6.	Joint Director (Air Pollution Control) Maharashtra Pollution Control Board	Member
7.	Senior Law Officer Maharashtra Pollution Control Board	Special Invitee
8.	Assistant Secretary (Technical) Maharashtra Pollution Control Board	Convenor

Principal Scientific Officer, Maharashtra Pollution Control Board, Mumbai could not attend the meeting. Leave of absence was granted to him

Hon'ble Chairman of the Consent Committee welcomed the members of the committee and allowed proceeding of the meeting to start. The minutes of the 10th Consent Committee meeting of 2012 held on 17th October, 2012 circulated under Board's letter no. B- 6325 dated 18/10 /2012 were confirmed.

The meeting deliberated on the agenda items placed before the committee and following decisions were taken.

Sr. No	Name of Industry	Decision on grant of consent	Consent granted upto	Remarks / Discussion
	RESUBMISSION			
01	M/s. Garware Industries Ltd.,Gat No. 376, Tal. Gangapur, Aurangabad- Pune Road, Dist. Aurangabad	Establish Approved	COU or 5 years whichever is earlier	Consent to Establish shall be issued with the condition to treat the effluent generated from this proposed activity in the existing ETP.
02	M/s Banganga SSK Ltd	Establish	COU or 5	Consent to Establish shall be

	(Co-gen), Gat no 195,196,197 Vill jawala (N), Tq. Bhoom , Dist.	Approved	years whichever is earlier	issued with standard conditions for 6 MW/hr Co-gen plant.
03	Osmanabad M/s. Nirmal Lifestyles	Establish		It was noted that though the
	Ltd., (Residential & Commercial Project), Plot bearing CTS No. 491-A-491-B, 491A/1 to4, 491A/7 to 9. 491-E of village Nahur, Mulund (W), Mumbai	Not Approved		construction activity is stopped at present, project proponent has completed major construction work before obtaining prior consent of the Board. This is major violation of Environmental acts & condition of Environmental Clearance. It was decided to issue SCN for refusal for violation of EC condition and Environmental acts.
04	M/s Padmashree V.V.Patil SSK Ltd, Ashok Nagr, kaij, Dist. Beed	Renewal Not Approved		It was decided to issue refusal of consent to operate towards non-compliances of consent conditions
05	M/s Cane Agro Energy India Pvt. Ltd., A/p- Raigaon, Tal Kadegaon, Dist Sangli	Approved	31.12.2013	It was decided to issue renewal of consent to operate after obtaining consent fees for one more term with the condition that applicant shall submit 1. Performance BG of Rs. 5/-lakhs towards O & M of pollution control system and BG of Rs. 2/- lakhs towards providing necessary arrangements to cover the effluent collection system and to avoid the ingress of bagasse and other materials within six months, as perBoard's circular dated 16.12.2011. 2. BG of Rs. 2/- lakhs towards compliance of CREP norms.
06	M/s Hutatma Kisan Ahir SSK Ltd., (Sugar Unit),	Renewal	31.12.2013	It was decided to issue renewal of consent to operate with the
	A/p- Walwe, Tal Walwa, Dist- Sangli	Approved		condition that applicant shall submit 1. Performance BG of Rs. 5/-lakhs towards O & M of pollution control system and BG of Rs. 2/- lakhs towards providing necessary arrangements to cover the effluent collection system and to avoid the ingress of bagasse and other materials within six months, as perBoard's circular dated 16.12.2011.
	FRESH AGENDA			

01	M/s. Geecee Ventures Ltd., Sector-11, Ghansoli, Navi Mumbai.	Establish Approved	COU or 5 years whichever is earlier	Consent to Establish shall be issued with the standard conditions of construction project and with the condition that applicant shall not take any effective steps towards implementation of project before obtaining Environmental Clearance as per EIA notification, 2006.
02	M/s. Sterling Buildcon Pvt. Ltd., (Proposed SRA Project at Vaibhav Nagar, Chembur), CTS No. 110 (pt), 279 (pt), 281 (pt), 282, 282/1 to 4, 283, 283/1 to 4, 284 (pt), 284/1 to 5 and 339 (pt) of village Borla, Tal. Chembur, Mumbai.	Establish Approved	COU or 5 years whichever is earlier	Consent to Establish shall be issued with standard conditions of construction project and with the condition of compliance of conditions stipulated in EC.
03	M/s. Shirdi Country Inn Pvt. Ltd., S. no. 5/19, Mouje Shirdi, Tal-rahata, Dist-Ahmednagar.	Establish Deferred		It was noted that industry is in operation but applied for consent to establish. Hence, it was decided to call proposal for Consent to Operate from RO/SRO and resubmit to CC.
04	M/s. Swayam Realtors & Traders Ltd., CTS No. 1796, 1840/16 and 1841, Byculla Division, B. J. Marg,Byculla, Mumbai	Establish Approved	COU or 5 years whichever is earlier	Consent to Establish shall be issued with standard conditions of construction project and with the condition of compliance of conditions stipulated in EC.
05	M/s. Puranik Home Town, Survey Nos. 88/1, 88/4, 88/5A, 88/5B, 88/6, AND 89/3, 89/4(new) of Village Owale and Survey No. 26/1, 26/2, 26/3, 26/4, 29/9 at villae Kasarvadavali, Tq. and Dist. Thane	Establish Approved	COU or 5 years whichever is earlier	It was noted that PP has obtained EC for 1. Total plot area- 54,628.40 sq. mtrs, 2. Proposed BUA(as per FSI)-60,609 sq. mtrs, 3. Total Construction BUA-1,04,810 sq. mtrs, but applied for consent to establish for part construction with 1. Total plot area 37,977.75 sq. mtrs, 2. Proposed BUA (as per FSI)-52,262.09 sq. mtrs., 3. Total construction BUA-78,415.61 sq. mtrs. Consent to Establish shall be issued for part construction incorporating applied construction BUA with standard conditions of construction project and with the condition of compliance of conditions stipulated in EC.

06	M/s. Shriram Associates	Establish	COU or 5	Consent to Establish shall be
06	(Divine Gardens), S. No. 286/2 Dhanori-Lohegaon Road, Swami Samarth Nagar, Village Lohegaon,Ta. Haveli, Pune	Approved	years whichever is earlier	issued with the standard conditions of construction project and with the condition that applicant shall not take any effective steps towards implementation of project before obtaining Environmental Clearance as per EIA notification, 2006.
07	M/s. Green Valley Homes Developes Pvt. Ltd "Glomax Mall", Plot No. 17, 18, 19, Sector-2, Kharghar, Tal. Panvel, Dist. Raigad.	1 st Operate Approved	31.07.2014	Consent to 1 st Operate shall be issued with standard conditions of construction project and with the condition of compliance of conditions stipulated in EC.
08	M/s Natural Growers Pvt. Ltd,Gat Plot no B- 1,Lakhandur Mini Industrial Area,Revenue Survey no 12/25, Vill Kinhala,Tq. Lakhandur,Dist. Bhandara.	1 st Operate Approved	30.09.2013	It was decided to issue consent to operate with the condition that applicant shall submit performance BG of Rs. 5/- lakhs towards O & M of pollution control system and BG of Rs. 2/- lakhs towards providing necessary arrangements to cover the effluent collection system and to avoid the ingress of bagasse and other materials within six months, as per Board's circular dated 16.12.2011.
09	M/s Banganga SSK Ltd (Sugar),Gat no 195,196,197 Vill Jawala (N), Tq. Bhoom , Dist. Osmanabad	1 st Operate Not Approved		It was decided to issue SCN for refusal towards non-compliance of consent to establish conditions
10	M/s Armstrong Infrastructure Pvt. Ltd. (Sugar Unit), Dabhadi, Tal - Malegaon, Dist- Nashik	Renewal	30.11.2013	Consent shall be issued after recovering consent fees for a period since 1996 as per G. R. issued by Envt. Dept. from time to time. Consent shall be issued with the condition that 1. Applicant shall submit Performance BG of Rs. 5/lakhs towards O & M of pollution control system and BG of Rs. 2/- lakhs towards providing necessary arrangements to cover the effluent collection system and to avoid the ingress of bagasse and other materials within six months, as per Board's circular dated 16.12.2011. 2. Applicant shall submit BG of Rs. 2 lakhs towards providing APC system within 4 months.
11	M/s Shri Vighnahar SSK	Renewal	31.03.2015	It was decided to issue renewal of

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	Ltd, (18 MW Cogeneration) Nivritinagar (Dhalewadi), Post-Shiroli (Bk), TalJummar, DistPune	Approved		consent to operate to 18 MW cogen plant and amalgamate with existing sugar consent with the condition that applicant shall submit Performance BG of Rs. 5/lakhs towards O & M of pollution control system and BG of Rs. 2/lakhs towards providing necessary arrangements to cover the effluent collection system and to avoid the ingress of bagasse and other materials within six months, as per Board's circular dated 16.12.2011.
12	M/s Vasantdada Shetkari	Renewal	31.12.2013	Consent shall be issued after
	SSK Ltd., (Sugar Unit), Madhavnagar Road, Tal Miraj, Dist Sangali	Approved		obtaining consent fees for one more term with the condition that 1. Applicant shall submit Performance BG of Rs. 5/-lakhs towards O & M of pollution control system and BG of Rs. 2/- lakhs towards providing necessary arrangements to cover the effluent collection system and to avoid the ingress of bagasse and other materials within six months, as per Board's circular dated 16.12.2011. 2. Only boiler no 4 & 5 provided with wet scrubber shall be operated.
13	M/s Vasantdada Shetkari	Renewal		It was decided to issue SCN for
	SSK Ltd., (Distillery Unit), Madhavnagar Road, Tal Miraj, Dist Sangali	Not Approved		refusal towards non-compliance of CREP norms.
14	M/s Vasantdada Shetkari SSK Ltd., (Acetic Anhydride Unit), Madhavnagar Road, Tal Miraj, Dist Sangali	Renewal Approved	31.12.2013	Consent shall be issued after obtaining consent fees for one more term and with the condition that applicant shall submit BG of Rs. 5 lakhs towards installation and commissioning of separate ETP, for treatment of effluent generated from acetic anhydride unit, within 4 months.
15	M/s Shri Sant Tukaram	Renewal	31.12.2014	It was decided to issue renewal of
	SSK Ltd., Kasarasai- Darumbre, Tal- Mulshi, Dist- Pune	Approved		consent to operate with the condition that applicant shall submit performance BG of Rs. 5/-lakhs towards O & M of pollution control system and BG of Rs. 2/-lakhs towards providing necessary arrangements to cover the effluent collection system and to avoid the ingress of bagasse and other materials within six months, as per Board's circular dated 16.12.2011
16	M/s Manganga SSK Ltd.	Renewal	31.12.2013	It was decided to issue renewal of
	(Sugar Unit), Sonarsiddanagar, Tal- Atapadi, Dist - Sangli	Approved		consent to operate after obtaining consent fees for one more term with the condition that applicant

				shall submit 1. Performance BG of Rs. 5/-
				lakhs towards O & M of pollution control system and BG of Rs. 2/- lakhs towards providing necessary arrangements to cover the effluent collection system and to avoid the ingress of bagasse and other materials within six months, as per Board's circular dated 16.12.2011. 2. BG of Rs. 2/- Lakhs towards installing wet scrubber within 4 months.
17	M/s Manganga SSK Ltd. (Distillery Unit), Sonarsiddanagar, Tal-	Renewal Approved	31.12.2013	It was decided to issue renewal of consent to operate after obtaining consent fees for one more term.
	Atapadi, Dist - Sangli	, ipp. 6164		
18	M/s Appasaheb Nalawade Gadhinglai	Renewal	31.12.2013	It was decided to issue renewal of consent to operate after obtaining
	Taluka SSK Ltd., (Sugar Unit), Harali, Tal - Gadhinglaj, Dist - Kolhapur	Approved		consent fees for one more term with the condition that applicant shall submit 1. Performance BG of Rs. 5/-lakhs towards O & M of pollution control system and BG of Rs. 2/- lakhs towards providing necessary arrangements to cover the effluent collection system and to avoid the ingress of bagasse and other materials within six months, as per Board's circular dated 16.12.2011. 2. BG of Rs. 2/- Lakhs towards compliance of CREP norms.
19	M/s Octaga Green Power and Sugar Ltd.,	Renewal		Call RO's report about compliance of Interim Direction issued by the
	(Distillery Unit) Gat No. 356, Village- Karnoor, Tal - Kagal, Dist - Kolhapur	Deferred		Board.
20	M/s. Technova Imaging Systems (P) Ltd., Plot No.	Renewal	31.03.2015	JD(PAMS) informed that industry has proposed to extract by-
	E-1, 2, 3 MIDC Taloja, Tal. Panvel, Dist. Raigad	Approved		products from the waste water stream and proposed to incorporate the same in the consent as by-products. It was decided to grant renewal of consent to operate with inclusion of By-products viz. 5-6% Alum solution (aluminium sulphate), 4-5% Aluminium Chloride, 2-3%
21	M/s. Lakeland Chemicals	Renewal	31.12.2016	Caustic Soda. JD(PAMS) informed that industry
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	(India) Ltd., S. no. 63,6A, 6B, Vill-madap, Tal- Khalapur, Dist-Raigad.	Approved		had applied for renewal of existing consent with 1 st operate for expansion. However the EC for expansion is not obtained. Hence it was decided to grant Plain renewal with the condition that applicant shall submit BG of Rs. 1 lakh for not taking any effective steps towards starting mfg activity for expansion.
22	M/s. R M Chemical Pvt. Ltd., E-119, 120 & 126, Addl. MIDC Awdhan, Dhulei	Renewal with amalgamation Approved	30.06.2014	It was decided to grant renewal of consent to operate and amalgamation of consents.
23	M/s. Savita Oil Technologies Ltd., Plot No. 17/17A, TTC. MIDC, Turbhe, Navi Mumbai	Renewal with expansion Approved	31.08.2017	JD(PAMS) informed that this is an application for renewal of consent to operate with enhanced capacity without change in pollution aspects for lube oil blending activity.
24	M/s. Arch Pharmalabs Ltd., Plot No. G-3, G-4, G- 5, MIDC Kharvai Badlapur (E), Dist. Thane	1st Operate for expansion and amalgamation Approved	31.08.2013	Consent shall be issued with condition that 1. Applicant shall restrict effluent discharge (from existing mfg activity) to CETP to 29 CMD and shall recycle 30 CMD effluent (from expansion activity) in the process as per C to E for expansion condition. 2. Applicant shall submit BG of Rs. 5 lakhs towards compliance of above.
25	M/s. KEVA Fragrances Pvt. Ltd., S. No. 63-637, LBS Marg, Mulund (W), Mumbai	Amendment with amalgamation Approved	31.03.2015	
26	M/s. Zenith Birla (India) Ltd., At- Khopoli, Dist - Raigad	Renewal Not Approved		JD(APC) informed that a complaint from local residents was received against this unit and accordingly RO/SRO submitted note for stringent action including closure direction to be taken against this unit and reported noncompliances of consent conditions. It was decided to issue SCN for refusal & closure direction towards
27	M/s. ABB Global	Renewal with	31.03.2013	non-compliance of consent conditions. JD (APC) informed that applicant
	Services Ltd., (Formerly known as ABB Global Services Ltd.), Plot No. 79, MIDC Satpur, Dist - Nashik	amalgamation Approved	3.130.2010	had applied for renewal of consent to operate with amalgamation and expansion. But in the reply to SCN they have stated that they want to continue with the existing production level and requested plain renewal.

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				Existing BG of Rs. 1/- lakh shall be renewed and then forfeited. Industry has carried out expansion without obtaining consent to establish from the Board. Hence, it was decided to obtain a resolution from Company's Board that they have carried out expansion without obtaining consent to establish from the Board and violated the provisions of Environmental Laws and in future, they will not do such violations.
				Consent shall be issued for previously consented quantities with the condition that 1. Applicant shall submit operational BG of Rs. 5/-lakhs. 2. If industry authority fails to submit the above said resolution within one month period, consent will be treated as cancelled.
28	M/s. Videocon Industries Ltd., (Refrigerator unit),	Renewal	30.04.2014	JD(APC) informed that the ETP is now commissioned and plant is
	205/1, Vill- Majra, Tal-Warora, Dist - Chandrapur	Approved		ready for operation.
				Consent shall be issued with the condition that applicant shall submit operational BG of Rs. 5/-lakhs.
29	M/s. Bodycote Metallurgical Services	Renewal	31.07.2015	
	(India) Pvt. Ltd., Plot no. D-41, MIDC Ranjangaon, Tal-Shirur, Dist-Pune.	Approved		
	TABLE ITEM			
1	Draft CREP directions, to be issued to the sugar industries	Proposed Directions to be issued to the sugar industries prepared and circulated by Sr. Law Officer in the meeting and the abstract of the minutes are enclosed.		

The meeting ended with vote of thanks to the Chair.

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	<u>Draft final proposed directions As per CC held on 2/11/2012</u>
No.	Date:
То	
M/s	

Sub: Proposed directions under Section 33A of the Water (Prevention & Control of Pollution) Act, 1974, under Section 31A of the Air (Prevention & Control of Pollution) Act, 1981

Ref: 1) Consent to Operate issued vide letter No.

dated . valid upto

- 2) Your application for renewal of consent (where application is pending)
- 3) Show Cause Notice / Proposed Directions / Directions issued by the Board dtd. (last SCN / Proposed Directions/Directions issued by the Board)
- 4) Visit & inspection report of the Officers of the Board dtd. .. (latest visit and inspection report)

WHEREAS, it was obligatory on your part to comply with the various conditions imposed upon you in respect of the Corporate Responsibility for Environment Protection in your consent as under:

- (i) To achieve zero discharge of effluent outside your factory & disposal area
- (ii) To operate and maintain effluent treatment plant, so as to achieve the standards prescribed / laid down under the provisions of the Environment (Protection) Act, 1986.
- (iii) To start operation of effluent treatment plant at least one month before starting of sugarcane crushing, to develop the desired MLSS, so as to stabilize ETP at the time of starting crushing season.
- (iv) To provide 15 days storage capacity tank for treated effluent to take care of no demand for irrigation situation / period.
- (v) To reduce waste water generation to 100 liters per ton of sugar cane crushed to restrict to bare minimum.

(vi) To provide comprehensive air pollution control and emission arrangement consisting of E.S.P./Dust Collectors with bag filters/Wet scrubbers/High Efficiency Scrubber as prescribed in the Consent / Directions, so as to achieve the standards laid down under the provisions of the Environment (Protection) Rules, 1986.

AND WHEREAS, you have not provided adequate air pollution control devices and emission system as per condition No.'vi' above, so as to achieve the standards laid down in the Consent, thereby non-complying with the C.R.E.P. Guidelines and causing air pollution by emitting air pollutants in excess of the standards laid down under the provisions of the Environment (Protection) Rules, 1986.

NOW THEREFORE, you are hereby directed to show cause as to why you shall not be directed to provide comprehensive air pollution control arrangement by upgrading existing air pollution, so as to achieve the standards laid down under the provisions of the Environment (Protection) Rules, 1986 / Consent granted to you within 4 months time duly supported by the bank guarantee of Rs.3 Lakhs, which shall be valid for a period of one your.

Your reply to this proposed directions shall be submitted within 15 days positively, failing which, the Board will have no option than to issue appropriate final directions, presuming that you have nothing to say about the confirmation of the directions, which please note.

Regional Officer, MPCB

Copy submitted to:

- 1) Member Secretary, MPCB for information
- 2) Sr.Law Officer, MPCB, Mumbai for information.
- 3) Joint Director (WPC), MPCB, Mumbai for information and to link up in C.M.S. Model.
- 4) Concerned HOD,

Copy to: Concerned SRO – for necessary follow up.

To

Sub :	Directions u/s 31A	of the Air (Prevention &
	Control of Pollution) Act, 1981.

WHEREAS, you have been granted conditional consent with the important condition to provide comprehensive air pollution control arrangement, so as to achieve the standards prescribed in the said consent, by letter dtd......(give reference of last valid consent). AND WHEREAS, the proposed directions were given to you vide reference No.1 above. AND WHEREAS, you have given vague & unsatisfactory reply/not submitted reply in spite of the service of the proposed directions by the above referred letter/ in spite of sufficient time & opportunity given for the compliances earlier from time to time.

NOW THEREFORE, you are hereby directed to comply with the following final directions within stipulated time to ensure compliance of C.R.E.P. conditions and to achieve standards laid down under the provisions of the Environment (Protection) Rules, 1986, to prevent any sort of air pollution in the surrounding area.

- (i) You shall operate & maintain existing air pollution control system round'O clock, so as to prevent any sort of air pollution in the surrounding area.
- (ii) You shall submit concrete proposal for providing / upgrading existing air pollution control devices alongwith E.S.P./ wet scrubber, High Efficiency Scrubber within 4 months time, to achieve the standards laid down under the provisions of the Environment (Protection) Rules, 1986.
- (iii) You shall furnish an irrevocable bank guarantee of Rs.3 Lakhs ensuring the compliance of the above conditions, which shall be valid for a period of one year, to be submitted within 15 days time, from the receipt of these directions in favour of the Regional Officer, MPCB,......

In case, you fail to comply with the above directions, the Board will have no option than to issue further appropriate directions against you including forfeiture of the Bank Guarantee, which please note.

Regional Officer-....

Copy submitted to:

- 1. Member Secretary, MPCB, Mumbai for favour of information.
- 2. Sr.Law Officer(P&L Divn.)/l/c Joint Director(WPC), MPCB for information.
- Concerned HoD, MPCB, Mumbai for information.
 Copy to: Concerned SRO, MPCB, for information and necessary follow up.

An abstract of the Minutes of Table Item circulated by Sr.Law Officer, MPCB, in the 11th Consent Committee Meeting held on 2/11/2012, regarding draft CREP directions, to be issued to the sugar industries,

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Sr.Law Officer has circulated a copy of the proposed directions being circulated to all the Regional Officers in the Maharashtra for securing the compliances of the C.R.E.P. Conditions duly supported by the respective Bank Guarantees for perusal and finalization of legal matrix for all the C.R.E.P. non-compliances.

Joint Director(WPC) pointed out that there are major CREP conditions to be complied with and for each condition, separate bank guarantee has been prescribed.

After due deliberations, Member Secretary was of the view that the condition Nos.ii, iii, iv & v can be clubbed together and for the compliances of those conditions Rs.5 Lakhs bank guarantee is already being secured at the time of grant of consent by applying 5+2 Formula. Similarly, for the compliance of the conditions No.i, is already covered under the Bank guarantee of Rs.2 Lakhs.

However, for the condition No.vi, no bank guarantee has been prescribed and the most sugar units are operating without adequate and comprehensive air pollution control devices, thereby, causing air pollution. Hence, now the Regional Officers will give directions in respect of condition No.vi non-compliance and ensure that time bound proposals are received by issuing final directions after issuance of the proposed directions, within 30 days time.