

MAHARASHTRA POLLUTION CONTROL BOARD

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Kalpataru Point, 2nd - 4th Floor
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Near Sion Circle, Sion (E)
Mumbai-400 022.

No. BO/CAC-CELL/RO(Pune)/Refusal/~~TA~~-CAC-1665

Date: 26/06/2014

To,

M/s. Birla Surya Ltd.,
Gut No 391 to 398, 400 to 407,
At post Rajewadi, Tal Khandala
Dist Satara 415001

Sub: Refusal of Consent under Section 27 of the Water (Prevention and Control of Pollution) Act, 1974 and Section 21 of the Air (Prevention & Control of Pollution) Act, 1981.

- Ref:
1. Your application for Consent to Establish for expansion dated 09.03.2013.
 2. Environment Dept., G.R.M.M.B-2009/325/PK- 61/TK-1 dtd 13.06.2009
 3. CAC meeting held on 04.12.2013.
 4. SCN for Refusal issued vide dated 23.12.2013.
 5. CAC meeting held on 31.05.2014.

Board has granted consent to your unit which is valid upto commissioning of unit or five years whichever is earlier. WHEREAS NOW, you have applied for granting of consent to Establish for expansion of your unit as per the provisions of Section 25 of the Water (Prevention & Control of Pollution) Act, 1974, under Section 21 of the Air (Prevention & Control of Pollution) Act, 1981 and Hazardous Wastes (Management, Handling & Transboundary Movement) Rules, 2008.

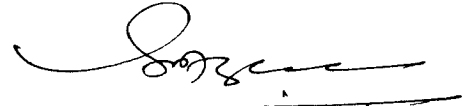
AND WHEREAS, your case has been discussed in the Consent Appraisal Committee meeting held on 04.12.2013 and it was decided to issue show cause notice for refusal of consent as during the meeting the opinion by all the members of categorization committee was discussed & after due deliberation Consent Appraisal Committee concluded that this industry must be categorized in RED category and thus does not satisfy RRZ Policy-2009. The show cause notice for Refusal of consent was issued vide reference No. (3).

AND WHEREAS, you have neither replied to the Show Cause Notice issued by the Board nor submitted your say to the Show Cause notice issued. AND WHEREAS, the distance of your proposed unit is 1.25 Km from River Nira in A-II class as per RRZ Policy-2009 and your activity being in RED category does not satisfy the RRZ Policy-2009 as RED category industries are allowed beyond 2.0 Kms in A-II Class of river from average HFL of River.

AND WHEREAS, your case has been again discussed in the CAC meeting held on 31.05.2014 and in view of above non-compliances and violations, it was decided to issue final refusal order as you have not replied to the SCN for refusal till date and location of the unit falls in no development zone of river Nira (A-II class), as per RRZ policy 2009.

In view of above, your application for grant of consent to Establish for expansion is hereby refused under Section 27 of the Water (Prevention & Control of Pollution) Act, 1974, under Section 21 of the Air (Prevention & Control of Pollution) Act, 1981 and Hazardous Wastes (Management, Handling & Transboundary Movement) Rules, 2008.

You may prefer Appeal against the refusal order passed by Maharashtra Pollution Control Board, in case aggrieved by this order, to Appellate Authority within a period of 30 days from the date of receipt of the Refused order.



(V. M. Mofghare)
I/c. Member Secretary

Copy for information & necessary action :

- 1) Regional Officer, M.P.C.B., Pune – He is directed to issue appropriate directions to the industry, and submit the report accordingly.
- 2) Sub Regional Officer, M.P.C.B., Satara – for information and necessary follow-up action.