

MAHARASHTRA POLLUTION CONTROL BOARD

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Mumbai-400 022.

No. BO/CAC-CELL/RO(Pune)/Refusal/T~~2~~-CAC-1872

Date: 18/09/2014

To,
Spark Green Energy (Ahmednagar) Pvt Ltd.,
Plot No B-4, MIDC Newasa, Dist. Ahmednagar

Sub: Refusal of Consent to 1st Operate 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. Consent to Establish granted by the Board vide dtd 18.09.2007
 2. Your application for Consent to 1st Operate dated 19/12/13.
 3. SCN for Refusal of consent & stop work issued vide dtd 14.07.2014
 4. Verification report of SRO, Satara vide mail dtd 20.08.2014
 5. Your reply to SCN vide dtd 21.08.2014
 6. CAC meeting held on 28.08.2014.

Board has granted consent to Establish to your unit which is valid upto commissioning of the unit with certain terms & conditions therein. AND WHEREAS, as per condition No. 10 it was mandatory to obtain Environmental Clearance from GOM before operation of plant. WHEREAS NOW, you have applied for grant of consent to 1st Operate as per the provisions of Section 26 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 07/07/2014 and the Consent Appraisal Committee has decided to issue SCN for refusal of consent & stop work as the validity of Consent to Establish is expired & non submission of additional fees for validation of Consent to Establish & copy of Environmental Clearance. The show cause notice for Refusal of consent & stop work was issued vide reference No. (2).

AND WHEREAS, you have replied to the Show Cause Notice issued by the Board vide 21.08.2014 vide ref 3 above. AND WHEREAS, your case was again placed in the CAC meeting held on 28.08.2014 along with the verification report submitted by SRO, Satara and it was decided to issue final Refusal for consent to 1st operate and stop work as you have not complied with the conditions of consent to establish and taken effective steps for implementation of the project before obtaining Environmental Clearance.

:2:

In view of above, your application for grant of consent to 1st Operate 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.


(Rajeev Kumar Mital, IAS)
Member Secretary

Copy submitted to:

Principal Secretary, Environment Department, GOM for information

Copy for information & necessary action:

- 1) Regional Officer, M.P.C.B., ~~Nashik~~ - He is directed to issue appropriate directions to the industry after appeal period is over as per CAC decision, (Copy of CAC minutes dated 28.08.2014 is enclosed herewith), and submit the report accordingly.
- 2) Sub Regional Officer, M.P.C.B., ~~Ahmednagar~~ - for information and necessary follow-up action.