

# MAHARASHTRA POLLUTION CONTROL BOARD

Tel: 24010706/ 24010437  
Fax: 24023516  
Website: <http://mpcb.gov.in>  
E-mail: [cac-cell@mpcb.gov.in](mailto:cac-cell@mpcb.gov.in)



Kalpataru Point, 2<sup>nd</sup> - 4<sup>th</sup> Floor  
Opp. Cine Planet Cinema,  
Near Sion Circle, Sion (E)  
Mumbai-400 022.

Consent order No :- Format1.0/BO/CAC-Cell/EIC-NM-5558-15/CO/CAC - 8854  
Date- 05/07/2016

To,  
M/s. Jawaharlal Nehru Port Trust (JNPT),  
Nhava Sheva (India) gateway Terminal, Tal. Uran, Dist. Raigad

Subject: 1<sup>st</sup> Consent to Operate for activity of Loading/Unloading of containers at Nhava Sheva (India) Gateway Terminal (NSICT-DP World) at Extended container Berth of length 330 mtrs. in RED category.

Ref :

- 1) EC-CRZ Clearance granted by MoEF vide No.11-66/2006-IA-III dated 29.7.2008 and Revalidation of EC-CRZ Clearance granted by MoEF vide no. No.11-66/2006-IA-III dated 10.05.2013.
- 2) Consent to Establish granted vide BO/RO(P&P)/CE/CC-508 dated 12.6.2006.
- 3) Your Application for part project approved in 13<sup>th</sup> CAC meeting of 2015-2016 held on 25.01.2016 and further approved by CAC dated 04.07.2016 for full project.

Your application CO1412000254 dated: 18.12.2014 and letter dated 29.06.2016

For: 1<sup>st</sup> Consent to Operate for activity of Loading/Unloading of containers at Nhava Sheva (India) Gateway Terminal (NSICT-DP World) at Extended container Berth of length 330 mtrs. under Section 26 of the Water (Prevention & Control of Pollution) Act, 1974 & under Section 21 of the Air (Prevention & Control of Pollution) Act, 1981 and Authorization under Rule 5 of the Hazardous Wastes (M, H & T M) Rules 2008 is considered and the consent is hereby granted subject to the following terms and conditions and as detailed in the schedule I, II, III & IV annexed to this order:

1. The consent to operate is granted for a period up to 05.10.2016
2. The capital investment of the project is Rs. 934.2 crs. (As per document submitted by industry)
3. The Consent to Operate is valid for following activity-

Sr. No.	Activity	Capacity
1	Operation of: 1) Extended existing container berth of length 330 mtrs 2) Piled approach bridge leading to berth. 3) Reclaimed 27 ha of land for container storage. 4) Extended guide bund by 160 mtrs towards water side of Nhava Creek. 5) 50 mtrs long finger jetty.	Handling of additional 0.6 Million TEUs

4. Conditions under Water (P&CP), 1974 Act for discharge of effluent:

Sr. no.	Description	Permitted quantity of discharge (CMD)	Standards to be achieved	Disposal
1.	Trade effluent	Nil	--	--
2.	Domestic effluent	7.6	As per Schedule -I	Septic tank and soak pit

5. Conditions under Air (P& CP) Act, 1981 for air emissions:

Sr. no.	Description of stack / source	Number of Stack	Standards to be achieved
1	D.G. Set (1x500 KVA)	1	As per Schedule -II

6. Conditions about Non Hazardous Wastes:

Sr. no.	Type Of Waste	Quantity & UoM	Treatment	Disposal
1	Non-biodegradable waste	666 Kg/Month	--	Sale or hand over to local body

7. Conditions under Hazardous Waste (MH & TM) Rules, 2008 for treatment and disposal of hazardous waste:

Sr. No.	Type Of Waste	Category	Quantity	UOM	Treatment	Disposal
1	5.2 waste/ used oil	5.2	1100	Lit/M	--	Sale to authorized reprocessor

8. The Board reserves the right to review, amend, suspend, revoke etc. this consent and the same shall be binding on the industry.
9. This consent should not be construed as exemption from obtaining necessary NOC/permission from any other Government authorities.
10. The applicant shall submit an affidavit in prescribed format regarding compliance of conditions of EC-CRZ clearance and Consent to Establish.
11. The applicant shall strictly comply with condition stipulated in EC-CRZ Clearance granted by MoEF vide No.11-66/2006-IA-III dated 29.7.2008 and Revalidation of EC-CRZ Clearance granted by MoEF vide no. No.11-66/2006-IA-III dated 10.05.2013.
12. This Consent is issued in pursuance of the following documents:
- In-principal approval granted by MoEF vide letter dated 11.03.2014 for diversion of 14 ha. Mangrove vegetation of the notified water area of JNPT for development of a stand alone container handling facility etc.
  - Formal approval of the Central Government under Section-2 of the Forest (Conservation) Act, 1980 granted by MoEF&CC vide letter dated 22.10.2014 for diversion of 14 ha. Mangrove vegetation of the notified water area of JNPT for development of a stand alone container handling facility etc.
  - Order issued by Revenue and Forest Department, Govt. of Maharashtra dated 11.02.2015 regarding approval for diversion of 14 ha. Mangrove vegetation of the notified water area of JNPT for development of a stand alone container handling facility etc.
13. This Consent is issued in pursuance of the Order dated 05.05.2014 in the matter of Notice of Motion (L) No. 195 of 2014 in PIL No. 87 of 2006 passed by the Hon'ble High Court, Mumbai. The applicant shall comply with the orders passed/ being passed by the Hon'ble High Court.
14. The applicant shall obtain necessary amendment regarding Conditions no. A-iii, iv & v in EC-CRZ clearance dated 29.07.2008 from Competent Authority within a period of 3 months from the date of issuance of this Consent i.e. on or before 05.10.2016. Board will review the decision of grant of consent to operate for further period after submission of the said amendment in EC-CRZ Clearance.

For and on behalf of the  
Maharashtra Pollution Control Board

  
(P.K. Mirashe)

Member Secretary

Received Consent fee of -

Sr. No.	Amount(Rs.)	DD. No.	Date	Drawn On	Remarks
1	5,11,587/-	521121	01.12.2014	SBI	--
2	13,57,219/-	060019	27.06.2016	Barclays Bank	--
3	9,62,400/-	840788	29.06.2016	SBI	C to E fees paid on

					increased C.I. from 453 crs to 934.2 crs i.e. on 481.2 crs
--	--	--	--	--	--

Copy to:

1. Regional Officer – Navi Mumbai and Sub-Regional Officer- Taloja. They are directed to ensure the compliance of the consent conditions.
2. Chief Accounts Officer, MPCB, Mumbai.
3. CC/CAC desk- for record & website updation purposes.

*Mish*

Maharashtra Pollution Control Board

Schedule-I

Terms & conditions for compliance of Water Pollution Control:

- 1) A] As per your application, presently you have provided septic tank and soak pit for treatment of domestic effluent.
- B] The Applicant shall operate the septic tank and soak pit to treat the sewage so as to achieve the following standards prescribed by the Board or under EP Act, 1986 and Rules made there under from time to time, whichever is stringent.

Sr No.	Parameters	Standards prescribed by Board
01	BOD (3 days 27oC )	100
02	Suspended Solids	100

- C] The treated domestic effluent shall be soaked in a soak pit, which shall be got cleaned periodically. Overflow, if any, shall be used on land for gardening / plantation or discharged in to the municipal sewerage system.
- 2) The Board reserves its rights to review plans, specifications or other data relating to plant setup for the treatment of waterworks for the purification thereof & the system for the disposal of sewage or trade effluent or in connection with the grant of any consent conditions. The Applicant shall obtain prior consent of the Board to take steps to establish the unit or establish any treatment and disposal system or and extension or addition thereto.
- 3) The industry shall ensure replacement of pollution control system or its parts after expiry of its expected life as defined by manufacturer so as to ensure the compliance of standards and safety of the operation thereof.
- 4) The Applicant shall comply with the provisions of the Water (Prevention & Control of Pollution) Cess Act, 1977 and as amended, by installing water meters, filing water cess returns in Form-I and other provisions as contained in the said act.

Sr. no.	Purpose for water consumed	Water consumption quantity (CMD)
1.	Industrial Cooling, spraying in mine pits or boiler feed	--
2.	Domestic purpose	7.65
3.	Processing whereby water gets polluted & pollutants are easily biodegradable	--
4.	Processing whereby water gets polluted & pollutants are not easily biodegradable and are toxic	--
5.	Gardening	--

- 5) The Applicant shall provide Specific Water Pollution control system as per the conditions of EP Act, 1986 and rule made there under from time to time.

*[Handwritten Signature]*

Schedule-II

Terms & conditions for compliance of Air Pollution Control:

1. As per your application, you have provided the Air pollution control (APC) system and also erected following stack (s) and to observe the following fuel pattern-

Sr. No.	Stack Attached To	APC System	Height in Mtrs.	Type of Fuel	Quantity UoM	& S %
1	DG set (1x500 KVA)	Acoustic enclosure	4.5*	HSD	@ 0.21 liters/hr/KVA at full load.	1

2. The Applicant shall provide Specific Air Pollution control equipments as per the conditions of EP Act, 1986 and rule made there under from time to time.
3. The applicant shall operate and maintain above mentioned air pollution control system, so as to achieve consented standards.
4. The Applicant shall obtain necessary prior permission for providing additional control equipment with necessary specifications and operation thereof or alteration or replacement alteration well before its life come to an end or erection of new pollution control equipment.
5. The Board reserves its rights to vary all or any of the condition in the consent, if due to any technological improvement or otherwise such variation (including the change of any control equipment, other in whole or in part is necessary).




**Schedule-III**

**Details of Bank Guarantees**

Sr. No.	Consent (C to E/O/R)	Amt of BG Imposed	Submission Period**	Purpose of BG	Compliance Period	Validity++
<b>Proposed BG:</b>						
1	C to O	Rs. 10 lakh	15 days from date of issue consent	Towards compliance consent to operate conditions.	Continuous	Validity of this consent + 4 months

\*\* The above Bank Guarantee(s) shall be submitted by the applicant in favour of Regional Officer at the respective Regional Office within 15 days of the date of issue of Consent.

++ The Bank Guarantee(s) shall be valid for a period upto: Validity of consent + 4 months



Maharashtra Pollution Control Board

#### Schedule-IV

##### General Conditions:

- 1) The applicant shall provide facility for collection of environmental samples and samples of trade and sewage effluents, air emissions and hazardous waste to the Board staff at the terminal or designated points and shall pay to the Board for the services rendered in this behalf.
- 2) Industry should monitor effluent quality, stack emissions and ambient air quality monthly/quarterly.
- 3) The applicant shall provide ports in the chimney/(s) and facilities such as ladder, platform etc. for monitoring the air emissions and the same shall be open for inspection to/and for use of the Board's Staff. The chimney(s) vents attached to various sources of emission shall be designated by numbers such as S-1, S-2, etc. and these shall be painted/ displayed to facilitate identification.
- 4) Whenever due to any accident or other unforeseen act or even, such emissions occur or is apprehended to occur in excess of standards laid down, such information shall be forthwith Reported to Board, concerned Police Station, office of Directorate of Health Services, Department of Explosives, Inspectorate of Factories and Local Body. In case of failure of pollution control equipments, the production process connected to it shall be stopped.
- 5) The applicant shall provide an alternate electric power source sufficient to operate all pollution control facilities installed to maintain compliance with the terms and conditions of the consent. In the absence, the applicant shall stop, reduce or otherwise, control production to abide by terms and conditions of this consent.
- 6) The firm shall submit to this office, the 30th day of September every year , the Environmental Statement Report for the financial year ending 31st March in the prescribed Form-V as per the provisions of rule 14 of the Environment (Protection) (Second Amendment) Rules, 1992.
- 7) The industry should comply with the Hazardous Waste (M,H & TM) Rules, 2008 and submit the Annual Returns as per Rule 5(6) & 22(2) of Hazarsous Waste (M,H & TM) Rules, 2008 for the preceding year April to March in Form-IV by 30<sup>th</sup> June of every year.
- 8) An inspection book shall be opened and made available to the Board's officers during their visit to the applicant.
- 9) **The applicant shall make an application for renewal of consent to operate 60 days before expiry of validity of consent.**
- 10) Industry shall strictly comply with the Water (P&CP) Act, 1974, Air (P&CP) Act,1981 and Environmental Protection Act,1986 and industry specific standard under EP Rules 1986 which are available on MPCB website([www.mpcb.gov.in](http://www.mpcb.gov.in)).
- 11) The industry shall constitute an Environmental cell with qualified staff/personnel/agency to see the day to day compliance of consent condition towards Environment Protection.
- 12) The applicant shall install a separate meter showing the consumption of energy for operation of domestic and industrial effluent treatment plants and air pollution control system. A register showing consumption of chemicals used for treatment shall be maintained.
- 13) Conditions for D.G. Set
  - a) Noise from the D.G. Set should be controlled by providing an acoustic enclosure or by treating the room acoustically.
  - b) Industry should provide acoustic enclosure for control of noise. The acoustic enclosure/ acoustic treatment of the room should be designed for minimum 25 dB (A) insertion loss or for meeting the ambient noise standards, whichever is on higher side. A suitable exhaust muffler with insertion loss of 25 dB (A) shall also be provided. The measurement of insertion loss will be done at different points at 0.5 meters from acoustic enclosure/room and then average.
  - c) Industry should make efforts to bring down noise level due to DG set, outside industrial premises, within ambient noise requirements by proper siting and control measures.
  - d) Installation of DG Set must be strictly in compliance with recommendations of DG Set manufacturer.
  - e) A proper routine and preventive maintenance procedure for DG set should be set and followed in consultation with the DG manufacturer which would help to prevent noise levels of DG set from deteriorating with use
  - f) D.G. Set shall be operated only in case of power failure.

- g) The applicant should not cause any nuisance in the surrounding area due to operation of D. Set.
- h) The applicant shall comply with the notification of MoEF dated 17.05.2002 regarding noise limit for generator sets run with diesel
- 14) The industry should not cause any nuisance in surrounding area.
- 15) The industry shall take adequate measures for control of noise levels from its own sources within the premises so as to maintain ambient air quality standard in respect of noise to less than 75 dB (A) during day time and 70 dB (A) during night time. Day time is reckoned in between 6 a.m. and 10 p.m. and night time is reckoned between 10 p.m. and 6 a.m.
- 16) The applicant shall maintain good housekeeping.
- 17) The applicant shall bring minimum 33% of the available open land under green coverage/ plantation. The applicant shall submit a statement on available open plot area, number of trees surviving as on 31<sup>st</sup> March of the year and number of trees planted by September end, with the Environment Statement.
- 18) The non-hazardous solid waste arising in the factory premises, sweepings, etc. be disposed of scientifically so as not to cause any nuisance / pollution. The applicant shall take necessary permissions from civic authorities for disposal of solid waste.
- 19) The applicant shall not change or alter the quantity, quality, the rate of discharge, temperature or the mode of the effluent/emissions or hazardous wastes or control equipments provided for without previous written permission of the Board. The industry will not carry out any activity, for which this consent has not been granted/without prior consent of the Board.
- 20) The industry shall ensure that fugitive emissions from the activity are controlled so as to maintain clean and safe environment in and around the factory premises.
- 21) The industry shall submit official e-mail address and any change will be duly informed to the MPCB.
- 22) The industry shall achieve the National Ambient Air Quality standards prescribed vide Government of India, Notification dt. 16.11.2009 as amended.
- 23) The applicant shall ensure that no unauthorized activity should take place within the port trust area and ensure that all necessary precautions and necessary arrangements are made for Environmental Protection.
- 24) The consent is granted with the condition that the entire individual units, if any operating in the premises should apply separately for grant of consent from MPC Board. The Port Authority will be considered equally responsible in case of non-compliance of Environmental Norms. The Port is also enjoined to take action against defaulters under IPA, 1908.

-----0000-----

