



## WEST BENGAL POLLUTION CONTROL BOARD

(Department of Environment, Govt. of West Bengal)

Paribesh Bhawan

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MEMO NO.: 2742 -2S(HW)405/99-2000

DATE: 03/01/08

### CLOSURE ORDER WITH DISCONNECTION OF ELECTRICITY

WHEREAS, **M/S. BHOWAL BROTHERS** (hereinafter referred as the industry) operates its used-oil reprocessing unit at Vill. – Narayanpur, P. O. – Rajarhat-Gopalpur, Dist. – 24 Parganas (North).

WHEREAS, the industry informed the Board that they have stopped used oil reprocessing activity and is only engaged in oil blending operation through a letter dated 24-05-2007

WHEREAS, inspection of the industry by the WEST BENGAL POLLUTION CONTROL BOARD (hereinafter referred as the Board) on 24-10-2007 revealed that industry is still carrying out the used oil reprocessing using acid-clay treatment which is already prohibited under the Hazardous Waste (Management & Handling) Rules, 1989 and its subsequent amendments. It is also revealed during inspection that the industry is operating without obtaining “Consent-to-Establish”, Consent-to-Operate” and Hazardous Waste Authorization under the Hazardous Waste (Management & Handling) Rules, 1989 and its subsequent amendments.

WHEREAS, the unit is not registered as waste-oil reprocessor from the Central Pollution Control Board which is mandated under the provision of Rule 19(1) of the Hazardous Waste (Management & Handling) Amendment Rules, 2003. Reprocessing of waste oil without obtaining registration from the Central Pollution Control Board is the gross violation of the Hazardous Waste (Management & Handling) Rules, 1989 and its subsequent amendments and attracts the provisions of the order of the Hon’ble Supreme Court of India passed in W. P. (C) No.657 of 1995.

WHEREAS, a hearing was conducted of the industry at the Head Office of the Board on 16-11-2007. The industry did not appear in the hearing.

NOW THEREFORE, considering the facts and circumstances as stated above and considering the order of the Hon’ble Supreme Court of India **M/S. BHOWAL BROTHERS** is hereby closed by the Board. The electricity connection of **M/S. BHOWAL BROTHERS** will also be disconnected forthwith.

This direction is issued in exercise of the powers conferred under Environment (Protection) Act, 1986 and Rules made thereunder and especially the Hazardous Waste (Management & Handling) Rules, 1989 and its subsequent amendments notified under Environment (Protection) Act.

Suspension of closure order will only be considered after compliance of the following directions:

1. The industry either will have to stop waste-oil reprocessing activity in their current premises or they will have to obtain Registration from the Central Pollution Control Board for reprocessing the same.
2. The industry will have to obtain Authorization under the Hazardous Waste (Management & Handling) Rules, 1989 and its subsequent amendments.
3. The industry will have to obtain "Consent-to-Operate" for waste-oil reprocessing activity so as to enable them to apply for Registration from the Central Pollution Control Board.

The Secretary, WBSEB is requested to take action for disconnection of the electricity of the said unit immediately.

The closure order will take immediate effect and Officer-In-Charge, Rajarhat Police Station under W.B. Police, is directed to execute the Closure Order against the aforementioned unit and submit the compliance report to the State Board within seven days from the receipt of this Memo.

This direction has been issued to the Officer-In-Charge, Rajarhat Police Station and the Secretary, WBSEB, in conformity with the order of the Hon'ble High Court, Calcutta dated 21-08-1998 and 28-04-1999 respectively.

Environmental Engineer, Salt Lake Regional Office of the State Board is requested to take necessary steps for proper execution of the closure order and also visit the unit involving the local police station and Nodal Police Officer of the concerned district to oversee the proper execution of the closure order and also ensure the disconnection of electricity of the unit.

This order has the approval of the Competent Authority.

Order

**Sd/-**

(Dr. D. Chakraborty)

**Chief Scientist & Head-Technical Cell  
West Bengal Pollution Control Board**