



WEST BENGAL POLLUTION CONTROL BOARD

(Department of Environment, Govt. of West Bengal)

Paribesh Bhawan

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MEMO NO.: 3129 - 2S(HW)2206/2007

DATE: 18-02-2008

CLOSURE ORDER WITH DISCONNECTION OF ELECTRICITY

WHEREAS, **M/S. BENGAL METAL WORKS** (hereinafter referred as the industry) having its secondary lead-smelting unit at Vill.: - Taldharia, P. O. – Korachandigarh, P. S. – Barasat, Dist. – 24 Parganas (North) was closed by the Board through an order dated 07-12-2006 for operating its unit illegally without obtaining “Consent-to-Operate”, “Hazardous Waste Authorization” as also “Registration” from the Central Pollution Control Board.

WHEREAS, Rules, (19) under the provision of the Hazardous Waste (Management & Handling) Rules, 1989 and its subsequent amendments clearly stipulates that unit can not either procure lead bearing hazardous waste or reprocess it without obtaining “Registration” from the Central Pollution Control Board. This was duly communicated to the unit through the order under reference. The inspection report dated 24-10-2007 however revealed that the unit started operating again after receiving “Consent-to-operate”. The “Consent-to-Operate” was however issued to the industry to enable them to apply for Registration from the Central Pollution Control Board as the same is prerequisite for obtaining the Registration.

WHEREAS, a technical hearing of the industry was conducted at the Head Office of the Board on 15-01-2008.

NOW THEREFORE, considering the facts and circumstances as stated above and considering the order of the Hon’ble Supreme Court of India passed in W.P. (C) No.657 of 1995 related to the violation of provision of Hazardous Waste (Management & Handling) Rules, 1989 and its subsequent amendments, the Board reinforce the closure order on **M/S. BENGAL METAL WORKS**. The electricity connection of **M/S. BENGAL METAL WORKS** 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.

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, Barasat 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, Barasat 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, Barrackpore 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**