West Bengal Pollution Control Board
(Department of Environment, Government of West Bengal)
Paribesh Bhawan, Bldg. 10A, Block IA
Sector III, Bidhannagar, Kolkata 700 106
Tel: 2335-6730, 2335-9088/7428/8211/6731/0261/8861
Fax: (0091) (033) 2335-2813

Memo No.: _______________________

Date: _______________________

DIRECTION

WHEREAS, a news of operation of temporary road side (spot) Hot-mix plant for road repairing at Salt Lake IA Block area was published in the daily newspaper ‘Ei Samai’ on 03.06.2019.

AND WHEREAS, official of the West Bengal Pollution Control Board (herein after shall be referred to as the State Board) had inspected the site at Purbachal Cluster II Housing Complex, Nearest I A market, Salt Lake, Kolkata 700 097 where 2 nos. of temporary road side Hot-mix plant, installed by a contractor for road repairing, was in operation causing huge blackish fume. Such type of spot hot mix plant does not have any pollution control system. The hot mix plant was stopped on verbal instruction by the inspecting official of the State Board.

AND WHEREAS, a news of operation of spot Hot-mix plant for road repairing at Salt Lake IA Block area was published in the daily news paper ‘Times of India’ on 15.07.2019.

AND WHEREAS, a news of operation of spot Hot-mix plant for road repairing at Salt Lake IA Block area was published in the daily news paper ‘Times of India’ on 15.07.2019. It is learnt that the said spot mix plant for road repairing was being carried out by the contractor, M/s A. Bhai Construction (herein after shall be referred to as the industry) located at P-40, CIT Road, Kolkata – 700 010.

AND WHEREAS, the State Board has issued an order directing all urban local bodies and other local authorities, Corporations and all other concerned Government Departments not to undertake / allow melting of coal tar in any open area in Kolkata Metropolitan Development Authority and Newtown Kolkata Development Authority vide memo no. 550-390 L/ WPB/2018 dt. 02.07.2018.

AND WHEREAS, in the said order of the State Board (memo no. 550-390 L/ WPB/2018 dt. 02.07.2018), it is made clear that if any developers, contractors or infrastructure developers either Government or Private fail to comply with the above mentioned direction, State Board will take necessary action under Air Act 1981 which may lead to stoppage and prohibition of the work including closure and other legal action as warranted under the law.

AND WHEREAS, Hon’ble National Green Tribunal (NGT), Principal Bench, New Delhi in the matter of ‘Subhas Datta vs State of West Bengal & Ors.’ [OA No. 171/ 2016 (EZ)] has passed an order on 1st October, 2018 for closure of all hot mix plants.

NOW THEREFORE, considering the above, M/s A. Bhai Construction (herein after shall be referred to as the unit) located at P-40, CIT Road, Kolkata – 700 010. is hereby directed as follows:

(i) The industry shall not operate such type of spot hot mix plant for road repairing in compliance with the State Board order vide memo no. 550-390 L/ WPB/2018 dt. 02.07.2018.
(ii) The industry shall not operate such type of spot hot mix plant for road repairing.
The industry shall submit an Environmental Compensation (EC) amounting to Rs. 2,10,000/- (Rupees two lakhs ten thousand) only calculated for the period 03.06.2019 to 14.07.2019, within 15 days from the date of issue of this order for noncompliance of the environmental norms. The EC amount shall be submitted by Demand Draft in favour of West Bengal Pollution Control Board payable at Kolkata.

Concerned Bidhannagar Municipal Corporation is also requested not to undertake and not to allow operation of such spot hot mix plant for road repairing within the corporation area.

This direction is issued after being approved by the Competent Authority.

Copy forwarded for information and necessary action to:
1. M/s A. Bhai Construction, P-40, CIT Road, Kolkata – 700 010.
2. PS to MIC, Dept. of Environment, Govt. of W.B. Prani Sampad Bhavan, 5th Floor, LB-2, Sector-III, Bidhannagar, Kolkata-700 106.
3. P.A to the Principal Secretary, Dept. of Environment, Govt. of W.B., Prani Sampad Bhavan, 5th Floor, LB-2, Sector-III, Bidhannagar, Kolkata-700106
4. P.A. to the Chairman, WBPCB
5. P.A. to the Member Secretary, WBPCB
6. Municipal Commissioner, Bidhanger Municipal Corporation, Poura Bhawan, FD - 415A, Sector - III, Salt Lake City, Kolkata, West Bengal, India 700106
7. The Chief Engineer, Planning & W.M. Cell, WBPCB
8. The Senior Law Officer, WBPCB
9. The Environmental Engineer, Salt Lake Regional Office, WBPCB.
10. The Finance and Accounts Manager (F), WBPCB
11. Technical Cell, WBPCB for updating the website.
13. Guard file of O & E Cell

Memo No.: 611(13)-330/WPB/ODE/2019

Sd/-
Chief Engineer
Operation & Execution Cell
West Bengal Pollution Control Board
Date: 22/07/2019

Chief Engineer
Operation & Execution Cell
West Bengal Pollution Control Board