



Pollution Control Board, Assam

(Department of Environment & Forests, Government of Assam)

অসম প্রদূষণ নিয়ন্ত্রণ পৰিষদ

(অসম চৰকাৰৰ বন আৰু পৰিৱেশ বিভাগ)

NABL Accredited Testing Laboratory : Certificate No. TC-11384



No. WB/GUW/T-1159/10-11/82
1451

Dated Guwahati, the 8th of September, 2023

To,

M/s Shree Vinayak Polypack Industries,
Parly Chowk, Palashbari, Kamrup
Assam-781128



DIRECTIONS UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986 REGARDING IMPLEMENTATION OF PLASTIC WASTE MANAGEMENT RULES 2016, AS AMENDED.

WHEREAS, in exercise of powers under Section 6, 8 and 25 of the Environment (Protection) Act, 1986, Ministry of Environment, Forest and Climate Change (MoEF&CC) has notified Plastic Waste Management (PWM) Rules vide Notification No. G.S.R. 320(E) dtd. March 18, 2016; and

WHEREAS, certain Single Use Plastic commodities including items made of polystyrene such as glass, cup, plate, straw, spoon, fork and other cutlery items have been prohibited by the Govt. of India vide notification No. GSR 571 (E) dtd 12-08-2021 with effect from 01-07-2022; and

WHEREAS, PCBA had already issued Public Notice dtd. 29.06.2022 to inform all producers, retailers, street vendors, commercial establishments and general public to stop production, stocking, distribution, sale and use of identified Single Use Plastic items in the State as per the MoEF&CC notification No. G.S.R.571(E) dtd 12-08-2021; and

WHEREAS, an inspection team comprising of officials from Pollution Control Board Assam visited your industry located at Palashbari on 24th of August 2023 and it was observed that the production of prohibited single use plastic glasses were not stopped in your plant; and

WHEREAS, you have violated Rule 4(2) of the Plastic Waste Management Rules, 2016 as amended in spite of several directions issued by the Board in this regard; and

WHEREAS, the Central Government vide notification S.O. 327 (E), dated 10/04/2001 has delegated the powers vested on it, under section 5 of the Environment (protection) Act, 1986, to the Chairman of all State Pollution Control Boards which includes Pollution Control Board Assam, to issue directions to any industry or any other local authority for violation of rules notified under the Environment (Protection) Act, 1986; and

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WHEREAS, guidelines for assessment of Environmental Compensation to be levied for violation of Plastic Waste Management Rules, 2016 has been developed by CPCB in accordance with the Amendments dated August 12, 2021, February 16, 2022 & July 06, 2022 to Plastic Waste Management Rules; and

NOW, THEREFORE, in exercise of the powers vested under section 5 of the Environment (Protection) Act, 1986, the following directions are issued for compliance:

- a) To stop entire operation of your unit in the name of Shree Vinayak Polypack located at Parly Chowk, Palashbari. In exercise of powers vested to the Board under 31(A) of the Air (Prevention & Control of Pollution) Act 1981 and section 33(A) of the Water (Prevention & Control of Pollution) Act, 1974, the Consent to Operate granted to you vide No. WB/GUW/T-1159/10-11/80 dtd. 13.10.2022 is hereby withdrawn.
- b) To provide details of plastic raw material purchased since 1st July, 2022 supported by GST bills and statements immediately.
- c) To submit copies of the electricity bill for the past one (1) year.
- d) To submit sale invoices for the past one (1) year.

Besides, as per the Environmental Compensation regime for violation of the Plastic Waste Management Rules, 2016, as amended prepared by CPCB, an Environmental Compensation Fine at the rate of Rs. 10000.00 per ton of prohibited SUP manufactured after 31st June, 2022 shall be levied on your unit.


(Arup Kumar Misra)
Chairman

08.09.2023