

Decisions of Ministry of Environment, Forest & Climate Change with respect to import and export of hazardous waste under the Hazardous Waste (Management, Handling & Trans-boundary Movement) Rules, 2008 as approved by Secretary (E&F) on the basis of Decision of the 57th meeting of Expert Committee held during 9th and 10th April 2015 for appraisal of such applications.

On the basis of agenda-wise detailed deliberation, following are the Decisions of the Expert Committee:

AGENDA ITEM 2.1: IMPORT OF ELECTRICAL AND ELECTRONIC ASSEMBLIES ETC

2.1.1 M/s Hewlett-Packard India Software Operation Pvt. Ltd., Bangalore (F. No. 23-31/2011-HSMD):

Decision: Based on the discussion with the applicant, the used servers and storage equipment are proposed to be imported for R&D purpose to support the customers worldwide including India. The applicant has given an undertaking that all these items after the R&D work is over will be re-exported within a period of three years. The Committee therefore recommended the import (488(103+298+87) of used Servers and Storage Equipment).

2.1.2 M/s Delphi Automotive Systems Pvt. Ltd., Bangalore (F. No. 23-183/2014-HSMD):

Decision: The items listed above are essentially simulators for auto-components. The applicant has already imported these items without prior permission from this Ministry. The applicant also happens to be a regular importer and knows about the Hazardous Waste Rules, 2008 and yet violated the same rules. The Committee therefore rejected the application and recommended that the items imported without prior permission from this Ministry should be re-exported (3 used/2nd hand Electronic Good (Auto Parts)).

2.1.3 M/s Mercedes-Benz Research and Development India Pvt. Ltd., Bangalore (F. No. 23-217/2014-HSMD):

Decision: The simulator proposed to be imported is of 2014 make, it was calibrated in Germany by the principal company and to that extent the equipment is virtually a new one. It was

calibrated in Germany because such calibration facilities as per the applicant are not available in India. The Committee therefore recommended the import (9 used Electrical & Electronic Goods).

2.1.4 M/s NIIT Technologies Ltd., Greater Noida (U.P.) (F. No. 23-52/2012-HSMD):

Decision: The Committee examined the application, however on two counts; there was no satisfactory information available. Firstly, why second hand printers and scanners are being proposed to be imported and secondly, there was no information available as to how old these items are. Even the CEC given by the Chartered Engineer in India has based all his comments and evaluation on photographs and catalogue etc. without any physical examination. The Committee recommends that the applicant may be invited for presentation.

2.1.5 M/s Aricent Technologies (Holdings) Ltd., Gurgaon (F. No. 23-30/2012-HSMD):

Decision: The items proposed to be imported are for testing software and all these items shall be re-exported within a period of three years. The Committee therefore recommended the import (58 used Networking Equipment & Telecom Equipment).

2.1.6 M/s SJ Seymour Services Pvt. Ltd, Bangalore (F. No. 23-59/2015-HSMD):

Decision: The applicant has already imported the old computers and servers and the items have arrived in the country without prior permission of this Ministry. The Committee therefore recommends the re-export of these items (89 used computers & servers with accessories).

2.1.7 M/s Shoretel Communications Pvt. Ltd., Bangalore (F. No. 23-53/2015-HSMD):

Decision: The Committee heard the applicant. The applicant is proposing to import switches, routers etc. for testing and measurement. Once this project is over, these items would be re-exported back within a period of three years. The Committee therefore recommended the import (1242 of used Goods, Test & Measurement Equipment).

2.1.8 M/s Ericsson India Pvt. Ltd., New Delhi (F. No. 23-81/2011-HSMD):

Decision: The applicant has a repair center and has obtained prior permission of this Ministry in the past for importing quality items for repair and re-export of the repaired items including non-repairable items. The Committee therefore recommended the import (1500 of Electrical & Electronic Assemblies).

2.1.9 M/s LSI India Research & Development Pvt. Ltd., Bangalore(F. No. 23-266/2013-HSMD):

Decision: The applicant has been a regular importer and knows about Hazardous Waste Rules, 2008. Despite knowing the Rules, the above item has already been imported in violation of the Rules. The Committee therefore considered the import as illegal and therefore the imported item has to be re-exported. The Committee recommends re-export (Digital Signal Analyzer).

2.1.10 M/s Agilent Technologies International Pvt. Ltd., Gurgaon(F. No. 23-55/2011-HSMD):

Decision: The proposal pertains to import of 15 no. of old chromatographs for training purposes only. The applicant has also given the undertaking that these items will be re-exported within a period of two years. The Committee therefore recommended the import of 15 old chromatographs.

2.1.11 M/s Philips India Limited, Gurgaon (23-207/2013-HSMD):

Decision: The MRI machines proposed to be imported are of 2014 make having magnet of 2001 make. These machines have been refurbished in the year 2015. The Committee therefore recommended the import.

2.1.12 M/s Applied Materials India P. Ltd., Bangalore (NO.23-116/2014-HSMD):

Decision: The applicant is proposing to import an electrical chamber for vapor deposition as thin film on the materials that need to be coated with the dopant. The item essentially is a chamber for R&D purpose. The Committee therefore recommends the import.

2.1.13 M/s Hella India Lightning Limited Gurgaon (23-217/2013-HSMD):

Decision: The applicant is importing a moulding machine with robotic controls essentially to spread the glue on the parts to be joined. Major portion of this machine except controls is mechanical and would be part of the manufacturing facility of the applicant. The Committee therefore recommended the import.

2.1.14 M/s U-Prints, New Delhi (No.23-220/2013-HSMD):

Decision: The repair facility of M/s U-Prints was visited on April 4th, 2015. The facility includes six work stations for replacing faulty Cathode Ray Tubes (CRTs) with functional CRT and for this it takes about 20 minutes by a technician. The applicant during the site visit stated that he will be willing to give an undertaking for export of equal number of faulty CRTs against functional CRTs imported. Such an undertaking should be taken from the applicant. While considering the next application from the applicant, the proof of export of faulty CRTs should be obtained. The Committee therefore now recommends import of 15000 second hand functional CRTs.

AGENDA ITEM NO. 2.2.: IMPORT OF BATTERY/LEAD SCRAP/TITANIUM SCRAP ETC.

2.2.1M/s Perfect Alloys, Chengannur, Kerala (F. No. 23-20/2015-HSMD):

Decision: The Committee noted that there is a Public Interest Litigation (PIL) pending against the unit before the Hon'ble National Green Tribunal (NGT). The case is still sub-judice as Hon'ble NGT has not passed the final order. The Committee therefore recommends that this application can only be considered after the NGT's final orders (import of 30,000 MT of Lead Scrap (Rakes, Rails, Racks, Ropes, Radio, and Rents) for recovery of lead).

AGENDA NO.2.3: IMPORT OF PET BOTTLE SCRAP/PLASTIC SCRAP/LDPE/POLYURETHANE FOAM SCRAP:

2.3.1 M/s Prime Exporters, Jamnagar (F. No. 17-30/2009-HSMD):

Decision: The applicant has now provided the application duly endorsed by the SPCB. This unit was also granted permission earlier. The Committee now recommends import of 1000 MT Acrylic Plastic Scrap for recycling.

2.3.2 M/s Ansa Polymers Ltd., Gandhidham, Gujarat(F. No. 17-14/2010-HSMD):

Decision: It appears that the applicant has been importing plastic waste without valid prior permission of this Ministry. During interaction, the applicant stated that he is importing such plastic waste requiring no de-labeling and washing as an evidence to prove that he is not importing post-consumer plastic waste. Therefore, it needs to be ascertained that there is no washing line in the applicant's plant. In the past a team from HSMD including an Expert Committee member visited the SEZ units at Kandla. During this visit, it was discovered that while the Bill of Lading showed that the item being imported is virgin plastic waste. However, on opening of the containers it was found that all the plastic waste was post-consumer. In view of such potentially illegal imports, the Committee recommends that the facilities of the applicant should be visited and the case should be processed only after the site-visit. During this visit the Committee also recommends that the team should also visit other such units in SEZ Kandla. The site visit will be executed by a committee comprising of Shri K.P. Nyati, Expert Member, Shri Anand Kumar, CPCB and Dr. Shruti Rai Bhardwaj, Joint Director, MoEF&CC.

2.3.3 M/s Pashupati Polytex Pvt. Ltd. Kashipur (F.no. 17-4/2011-HSMD):

Decision: As per Decisions of 53rd Meeting a visit to the said unit was undertaken by a committee member. The unit is operating with indigenous raw material. The process is reasonably environmentally sound i.e. operates ETP and recycles treated water and the sludge is deposited within the TSDF. Therefore the Committee recommends import of 15000 tonnes of PET Bottles, PET flakes and PET lumps.

AGENDA NO.2.4: IMPORT OF RUBBER SCRAP ETC.

2.4.1 M/s A.K. Rubber, Valsad (Gujarat)(F. No. 23-40/2015-HSMD):

Decision: The case was discussed in the earlier expert committee meeting. As advised by the Committee that the applicant has installed the requisite air pollution control system including fibre emission collection system. The Committee now recommends import of additional 2200 MTs of old/used rubber tyre scrap/tube scrap non-radial/radial tyres scrap for manufacturing of crumb rubber.

2.4.2 M/s Dashmesh Rubber Industries (P) Ltd., Valsad(Gujarat) (F. No. 23-39/2015-HSMD):

Decision: The case was discussed in the earlier expert committee meeting. As advised by the Committee, the applicant has installed the requisite air pollution control system including fibre emission collection system. The Committee now recommends import of additional 400 MTs of old/used rubber tyre scrap/tube scrap non-radial/radial tyres scrap for manufacturing of crumb rubber.

2.4.3 M/s S.S. Endothermics Pvt. Ltd., Mumbai (F. No. 23-56/2015-HSMD):

Decision: The committee noted that plant is new and big. Even from the video, it was not clear as to how the fibres are captured. The committee therefore recommended site visit by Expert Committee Member Shri Nyati.

2.4.4 M/s ShreeMangal Radhika Industries, Sonapat(F. No. 23-55/2015-HSMD):

Decision: From the video it was neither clear as to how fugitive dust and fiber collection is done nor the applicant could explain this aspect. It was also noted that unsafe practices are being followed and additionally there was no fire-fighting arrangement except the small fire extinguisher. The Committee therefore recommended the site visit by Expert Committee Member Shri Nyati.

2.4.5 M/s Bharathi Cement Corporation Ltd., Hyderabad(F. No. 23-248/2013-HSMD):

Decision: The Committee noted that tyre shredding and feeding facilities are yet to be installed. Therefore, from the safety and environment point of view, the facilities could not be appraised. The applicant was advised that after the installation of all the facilities including fire-fighting arrangements etc. the case will be considered once the evidence of the above is presented before the Committee. The Committee therefore deferred the case.

2.4.6 M/s Lafarge India Pvt. Ltd., Chhattisgarh(F. No. 23-45/2015-HSMD):

Decision: The application pertains to import of tyre chips which will be burnt in the suspension pre-heaters in the cement kiln. The plant has already been using different types of hazardous waste having calorific value and has the necessary storage and

feeding arrangement for tyre chips as well. The Committee therefore recommended the import of 30,000 MT of tyre chips.

2.4.7 M/s Sky Rubber Industries, Rajkot(F. No. 23-58/2015-HSMD):

Decision: After the presentation by the applicant and video shown especially with regard to fibre collection, it was decided by the Committee to recommend 2400 MT of rubber tyres scrap/inner tube scrap (press baled/shredded/multiple cuts) and inner tubes.

2.4.8 M/s Shivalik Reclamations Pvt. Ltd., Gurgaon(F. No. 23-60/2009-HSMD):

Decision: Based on the Decisions of the 35th meeting of Technical Review Committee, the Expert Committee recommends import of 5,000 MT of tyre crumb power, tyre scrap buffing, tyre scrap (used & old tyres cut in 2/3 pcs) for production of bitumen modifier to be used in road construction.

The Committee is of the view that in similar circumstances as stated above wherein the renewal of CTO is pending from the date of application for a period of more than four months, the matter need not be referred to TRC. The above stated decision of the 35th TRC meeting should be taken as precedence.

2.4.9 M/s AP Rubber Reclaimers Pvt. Ltd., A.P. (F. No. 23-30/2015-HSMD):

Decision: The Committee looked at the video of the plant provided by the applicant. The Committee felt that housekeeping of the plant is very bad and there were no evidence of air pollution control system and fibre collection system. The Committee therefore recommends that the applicant should be called in the next meeting for presentation along with the evidence of improved housekeeping as well as existence of air pollution control system including fibre collection system.

2.4.10 M/s Coastal Rubbers Pvt. Ltd., A.P.(F. No. 23-29/2015-HSMD)

Decision: The Committee looked at the video of the plant provided by the applicant. The Committee found that housekeeping of the plant is very bad and there were no evidence of air pollution control system and fibre collection system. The Committee therefore recommends that the applicant should be called in the next meeting for presentation

along with evidence of improved housekeeping as well as existence of air pollution control system including fibre collection system.

AGENDA NO.2.5: IMPORT OF USED OIL.

2.5.1 M/s ABC Organics & Chemicals, Bharuch (Gujarat) (23-42/2011-HSMD):

Decision: The applicant was directed to produce a certificate of supplier of used oil to confirm its characteristics. The applicant has submitted the desired certificate which shows the different characteristics are within the permissible range for undertaking re-refining. Therefore the Committee recommends import of 500 KL of used oil.

AGENDA NO 2.6: IMPORT OF SPENT CATALYST CONTAINING NICKEL, ZINC, COPPER, COBAL ETC.

2.6.1M/s Rubamin Ltd., Gujarat (F. No. 23-9/2010-HSMD):

Decision: The applicant was given the permission to import 6000 MT of spent catalyst containing Ni, Zn, Cu, Co, Vd ,Mo and Mn for recovery of various metals. The applicant during interaction indicated that they have improved their facilities and are currently zero waste water discharge. The applicant is holding valid registration for recovery of these metals. The Committee therefore recommended again the import of 6000 MT of spent catalyst containing Nickel, Zinc, Copper, Cobalt, Vanadium, Molybdenum and Tungsten.

AGENDA NO. 3- EXPORT OF ASH CONTAINING PRECIOUS METALS

3.1.1 M/s Johnson Matthey catalysts, Raigad, Maharashtra (F. No. 23-47/2012-HSMD):

Decision: The Committee considered the case and recommended export of 20 MT of ash containing precious metals.