

F.No. 13/13/2019-HSM
Government of India
Ministry of Environment, Forest and Climate Change
(HSM Division)

Indira Paryavaran Bhawan
Jor Bagh Road
New Delhi- 110003

Dated: 10th March, 2022

11th

Subject: Prior Informed Consent (PIC) for import of 2760 kg (80 flasks) mercury from Peru to India by M/s KBNM Metals Private Limited.

The undersigned directed to refer your application dated 2nd March, 2022 for seeking Prior Informed Consent (PIC) for import of 2,760 kg (80 flasks) of mercury from Peru.

2. It is noted that the National Focal Point, Peru has vide letter file no.2020010791 dated 28th February, 2020 provided the Form-A for export of 34,500 kg (1000 flasks) mercury from Peru.

3. It has been noted that National Focal Point, India has provided consent for import of 3,450 kg (100 flasks) from Peru for use by M/s LS Chemicals for manufacture of mercury based salts vide letter dated 19.03.2021. It has been informed that full quantity of 100 flasks have been delivered to M/s LS Chemicals upto 25.02.2022.

4. It has been further noted that National Focal Point, India has also provided consent for import of 8,625 kg (250 flasks) from Peru for use by M/s Mercury Rasayan for manufacture of mercury based salts (viz. Mercury Chloride and Mercurous Chloride) vide letter dated 07.02.2022. It has been informed that the permission from DGFT is under consideration and the said import will be initiated subsequently.

5. It has been noted that there are two end users of the imported mercury, i.e. M/s LS Chemicals and M/s Hicks Thermometers (I) Ltd. M/s LS Chemicals, has been authorised to manufacture mercury salts with the capacity of 1,300 kg/month vide Consent to Operate No. AWH- 94858 dated 23.07.2018 which is valid till 31.03.2023.

6. M/s Hicks Thermometers (I) Ltd, has been authorised to manufacture thermometers with the capacity of 3000 pieces/day vide Consent to Operate No. 139069/UPPCB/Aligarh(UPPCBRO)/CTO/air/ALIGARH/2021 dated 27.10.2021 which is valid till 31.07.2024.

7. Further, PIC has been granted on 08.11.2021 for import of mercury for use by M/s LS Chemical of quantity 14,076 kg (408 flasks). However, M/s LS Chemical vide letter dated 24.02.2022 has informed that importer M/s Orelia Gold has failed to supply mercury in time and accordingly have requested M/s KBNM metals to supply 50 flasks to save the loss of business.

8. Further, it was proposed to store the imported quantity at M/s Arshiya Ltd. (Free Trade Warehousing Zone), Dist. Raigad, Maharashtra. Authorisation for storage of mercury to M/s Arshiya Ltd. from Maharashtra Pollution Control Board was granted vide letter dated

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1.1.2021 and 18.3.2021 which is valid till 31.1.2023. An agreement between the importer and M/s Arshiya Ltd. has been made for storage vide dated 14.7.2020.

9. The Ministry has examined the application. **The National Focal Point of the Minamata Convention for India, Ministry of Environment, Forest and Climate Change hereby grants Prior Informed Consent (PIC) for import of mercury i.e. 2760 kg (80 flasks equivalent) by M/s KBNM Metals Pvt. Ltd. from Peru**, and following conditions are stipulated for compliance by the importer:

- (i) The consignment for import of mercury should not be contaminated with any other material or waste.
- (ii) The import shall be only for the intended use as allowed under the Minamata Convention on Mercury.
- (iii) In case of any illegal imports, the consignment will have to be sent back to the exporting country and the importer shall bear the cost for the same.
- (iv) The import shall be regularly monitored by the concerned SPCBs/PCCs and the Ministry shall be kept informed.
- (v) In case, the importer supplies it to other end user(s), if the end user in the present application does not take the full quantity, the importer shall provide the details of the end user(s) as prescribed in the Form 'X' before the mercury is supplied to the end user(s) who meet(s) all the conditions as laid out in Form 'X'.
- (vi) Importer shall file returns to the Ministry and concerned SPCB/PCC for the quantity of mercury supplied to end user(s) within 6 months from the date of import or within 3 months from the date of supply to the end user. In case of non-supply of mercury to end user, the status of storage shall be submitted within 6 months from the date of import.
- (vii) Importer shall be allowed for future imports only upon submission of statement regarding the supply/consumption/utilisation of imported mercury.
- (viii) The importer shall submit the status of supply of remaining 250 flasks to M/s Pinkto Chemicals as per MoEFCC PIC dated 7.02.2022.

10. The consent is valid for the above-mentioned consignment/quantities and can be used one time only. The approval is subject to the provision of information by Exporting Party as contained in Section C of Form A.

This issues with the approval of the Competent Authority.

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11/03/22

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Scientist D

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To

The M/s KBNM METALS Pvt. Ltd.
Plot No. Block 29; N0.945/C-2,
Industrial Area C, Sua Road,

Kanganwal P.O. Dhandari Kalan,
Ludhiana -141014.

Copy to:-

1. The National Focal Point, Minamata Convention, Peru.
2. The Director General Foreign Trade, Udyog Bhawan, New Delhi.
3. The Chairman, Central Board of Indirect Taxes and Customs, New Delhi. Email: membercus.cbic@gov.in.
4. The Member Secretary, Uttar Pradesh Pollution Control Board -with a request to monitor storage, transport and consumption of mercury.
5. The Member Secretary, Gujarat Pollution Control Board- with a request to monitor storage, transport and consumption of mercury.
6. The Member Secretary, Maharashtra Pollution Control Board- with a request to monitor storage and transport of mercury.

N. Subrahmanyam
(N. Subrahmanyam) 11/03/22

Scientist D
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