

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: 13th September, 2022

Subject: Prior Informed Consent (PIC) for import of 6900 kg (200 flasks) mercury from Peru to India by M/s KBNM Metals Pvt. Ltd.

The undersigned is directed to refer your application as per the email dated 08.06.2022 for seeking Prior Informed Consent (PIC) for import of 6900 kg (200 flasks) of mercury from Peru.

2. The Ministry of Environment, Forest and Climate Change (MoEF&CC) is in receipt of the Form-A sent by National Focal Point (NFP), Peru for 34500 kg (1000 flasks) mercury vide letter dated 28th February, 2020.

3. MoEF&CC has provided the PICs for the export of total quantity of 19,699.5 kg (571 flasks) till date, excluding the current PIC, against the said Form A of 34500 kg.

4. The applicant requested for PIC for import of 6900 kg (200 flasks) of mercury from the balance quantity of 14,800.5 kg (429 flasks) from the Form A of 34500 kg.

5. The mercury from the present application is proposed to be used for M/s Gurjar Chemical Pvt. Ltd. for manufacture of mercury salts.

6. M/s Gurjar Chemical Pvt. Ltd. has obtained the consent order from Madhya Pradesh Pollution Control Board to manufacture the mercury salts (ammoniated mercuric chloride, mercuric acetate, mercuric chloride, mercuric iodide, mercuric nitrate, mercuric oxide, mercuric sulfate, mercuric sulphide, mercurous chloride and mercurous nitrate) and thiomersal vide Consent No. AWH - 102458, dated: 19.06.2022 and valid till 31.08.2027. The maximum allowable production quantity according to the CTO is 34,993 kg/year. The corresponding mercury usage for the maximum allowable quantity is approximately 26,944.61 kg/year (approx. 77%).

7. The maximum mercury usage according to the data of the past three years for M/s Gurjar Chemical Pvt. Ltd. is 24,068 kg (approx. 698 flasks) for production of 31,193 kg mercury salts (FY 2020-21). Quantity equivalent to 18 months of annual maximum mercury consumption i.e. 36,102 kg (approx. 1046 flasks) has been considered for the allowable quantity of import for M/s Gurjar Chemical Pvt. Ltd.

8. It may be noted that the following PICs have been granted to various importers to be supplied to M/s Gurjar Chemical Pvt.:

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- M/s Purple Products Pvt. Ltd. has supplied 200 flasks (6900 kg) to the user from the PIC given to M/s Naphthalene Chemie Products vide letter dated 17.01.2022.
- M/s Orelia The Gold has been granted PIC vide letter dated 08.11.2021 for the total quantity of 32,016 kg (928 flasks). From the total quantity, 11971.5 kg (347 flasks) is to be supplied to the user, out of which 3864 kg (112 flasks) has been supplied.
- M/s Enkay Associates has been granted PIC of 9970.5 kg (289 flasks) to be supplied to the user vide letter dated 26.04.2022.
- M/s Purple Products Pvt. Ltd. has been granted PIC for the total quantity of 5000 kg (145 flasks) vide letter dated 06.05.2022, out of which 2139 kg (62 flasks) is to be supplied to the user.

9. The interim storage facility is M/s Arshiya Ltd. (Free Trade Warehousing Zone) at Panvel, Raigad Dist., Maharashtra, who has the consent from Maharashtra Pollution Control Board for storage of mercury vide letter dated 01.01.2021 and 18.03.2021 and valid till 31.01.2023. The applicant has submitted an Agreement between M/s KBNM Metals Private Limited and M/s Arshiya Logistics Services Limited, with commence date 14.07.2020 and valid for three years. M/s Arshiya Logistics Services is a unit holder in the Arshiya Free Trade & Warehousing Zone.

10. 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., 6900 kg (200 flasks) by M/s KBNM Metals Pvt. Ltd. from Peru to be supplied to M/s Gurjar Chemical Pvt. Ltd.**

11. The 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.

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12. 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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13/09/22

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Scientist D

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Min. of Environment, Forest and Climate Change
भारत सरकार, नई दिल्ली
Govt. of India, New Delhi

To

M/s KBNM Metals Pvt. Ltd.
Plot No. Block 29,
No. 945/C-2, Industrial Area C,
Suaroad, Kangalwal PO,
Dhandari Kalan, Ludhiana – 141014.

Copy to:

1. The National Focal Point to Minamata Convention, Peru.
2. The Director General of Foreign Trade, Udyog Bhawan, New Delhi.
3. The Central Board of indirect Taxes & Customs, Dept. of Revenue.
4. The Member Secretary, Maharashtra Pollution Control Board-*with a request to monitor the storage, transport and consumption of mercury.*
5. The Member Secretary, Madhya Pradesh Pollution Control Board-*with a request to monitor the transport and consumption of mercury.*
6. M/s Gurjar Chemical Pvt. Ltd.

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