

**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: 9<sup>th</sup> February, 2024

**Subject: Prior Informed Consent (PIC) for import of 25,875 kg (750 flasks) mercury from Peru to India by M/s KBNM Metals Pvt. Ltd.**

The undersigned is directed to refer your applications dated 27.10.2023 for seeking Prior Informed Consent (PIC) for import of 8625 kg (250 flasks) and 51,750 kg (1500 flasks) of mercury from Peru to be supplied to M/s Girgan Fine Chemical Pvt. Ltd. and M/s Macsen Fine Chem Pvt. Ltd., respectively, for manufacturing mercury salts.

2. The Ministry of Environment, Forest and Climate Change (MoEF&CC) is in receipt of the Form-A sent by NFP, Peru for 50,000 kg (~1449 flasks) mercury vide letter dated 06.06.2023, out of which 49,724 kg (~1441 flasks) is available for grant of PIC. MoEF&CC has provided the PIC for 276 kg (8 flasks) till date, excluding the current PIC, against the said Form A of 50,000 kg (~1449 flasks).
3. M/s Girgan Fine Chemical Private Limited has obtained Consent to Operate (CTO) from Rajasthan State Pollution Control Board to manufacture mercury salts vide Order No: 2022-2023/Bhiwadi/8072, dated: 18.06.2022 and valid till 31.05.2027. The total approved production capacity of the mercury salts in the CTO is 92,970 kg/annum.
4. Further, the Ministry had issued PIC to KBNM Metals Pvt. Ltd. for import of total 16,525.5 kg (479 flasks) mercury from Peru vide letters dated 05.12.2022 (7900.5 kg/ 229 flasks) and 31.07.2023 (8625 kg/ 250 flasks) to be supplied to M/s Girgan Fine Chemical Private Limited. Further, M/s Enkay Associates has supplied 2,208 kg (64 flasks) to M/s Girgan under PIC granted for a different end-user.
5. M/s KBNM has supplied the entire quantity to M/s Girgan. M/s Girgan Fine vide letter dated 26.12.2023 has submitted that 3,795 kg (110 flasks) has been consumed.
6. M/s Girgan Fine, vide letter dated 05.10.2023, has made a request to M/s KBNM for the procurement of 8625 kg (250 flasks) of mercury.

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7. M/s Macsen Fine Chem has obtained Consent to Operate (CTO) from Rajasthan State Pollution Control Board to manufacture mercury salts, namely Mercuric Iodide, Mercuric Nitrate, Mercuric Oxide and Mercuric Sulphate, dated: 26.10.2023 and valid till 31.07.2028.

8. The maximum annual production of mercury salts according to the data provided for the past three years is 44,690 kg (FY 2022-23) with the corresponding mercury consumption of 37,882 kg (approx. 1098 flasks).

9. Further, MoEF&CC, vide letter dated 15.02.2023, has issued the PIC for import of 16,905 kg (490 flasks) to be supplied to M/s Macsen Fine Chem. The importer has supplied the entire quantity to the end-user. M/s Macsen, vide letter dated 27.12.2023 has submitted that 13282.5 kg (385 flasks) has been consumed. Further, M/s Enkay Associates has supplied 862.5 kg (25 flasks) to M/s Macsen under PIC granted for a different end-user.

10. M/s Macsen Fine, vide letter dated 14.10.2023, has made a request to M/s KBNM for the procurement of mercury to be supplied to them.

11. Imported mercury is proposed to be stored at M/s KBNM Metals Pvt. Ltd., Ludhiana. M/s KBNM Metals Pvt Ltd. has obtained Consent for storage of mercury from Punjab Pollution Control Board vide Consent to Operate dated 25.10.2023 and valid till 30.06.2028.

12. The Ministry has examined the application. **Approval of the National Focal Point of the Minamata Convention for India, Ministry of Environment, Forest and Climate Change is hereby conveyed for grant of Prior Informed Consent (PIC) for import of mercury i.e., 25,875 kg (750 flasks) by M/s KBNM Metals Pvt. Ltd. to be supplied to M/s Girgan Fine Chemical Pvt. Ltd. (8625 kg / 250 flasks) and M/s Macsen Fine Chem Pvt. Ltd. (17,250 kg / 500 flasks).**

13. 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

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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.

14. 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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To

M/s KBNM Metals Pvt. Ltd.  
PLOT No. 29, NO. 945/C-2,  
INDUSTRIAL AREA-C, SUA ROAD,  
KANGANWAL, DHANDARI KALAN,  
LUDIANA – 141014

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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 transport of mercury.*

5. The Member Secretary, Punjab Pollution Control Board-with a request to monitor the transport and storage of mercury.
6. The Member Secretary, Rajasthan State Pollution Control Board-with a request to monitor the transport and consumption of mercury.
7. M/s Macsen Fine Chem Pvt. Ltd.
8. M/s Girgan Fine Chemical Pvt. Ltd.

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