

F.No 13/10/2020-HSM
Government of India
Ministry of Environment, Forest and Climate Change
(HSM Division)

Indira Paryavaran Bhawan
Jor Bagh Road
New Delhi- 110003

Dated: 19th April, 2024

Subject: Prior Informed Consent (PIC) for import of 1035 kg (30 flasks) mercury from Taiwan to India by M/s Purple Products Pvt. Ltd.

The undersigned is directed to refer your application dated 22.12.2023 for seeking Prior Informed Consent (PIC) for import of 1035 kg (30 flasks) of mercury from Taiwan to be supplied to M/s Dabur India Limited for manufacture of ayurvedic medicine.

2. Taiwan is a non-Party to Minamata Convention on Mercury.
3. Ministry of Environment, Taiwan vide email dated 15.03.2024 has provided the certification in Form C that the mercury is not from primary mercury mining or from excess mercury from decommissioning of chlor-alkali facilities, as mandated under Article 3 (8) of Minamata Convention on Mercury.
4. Further, M/s Dabur India Limited has obtained the Consent to Operate from Uttar Pradesh Pollution Control Board, granted for the period from 01.01.2024 to 31.12.2026, for approved production capacity of 433.33 MT per month of manufacture of ayurvedic herbs and chemicals.
5. Mercury request letter from M/s Dabur India Limited to the importer to procure 1035 kg (30 flasks) of mercury is available vide letter dated 22.12.2023.
6. It has been noted that the maximum annual consumption of mercury during the last three years is 1207 kg (~35 flasks) in FY 2021-22. The end user has sought for 1035 kg (30 flasks) of mercury.
7. Upon examination of the application, it has been proposed to provide PIC for import of 1035 kg (30 flasks) of mercury to M/s Purple Products Pvt. Ltd. to be supplied to M/s Dabur India Limited for manufacture of ayurvedic medicine.
8. Further, it has been noted that the port of entry of the mercury shipment into India has been given as Chennai Port in Form X, and the imported mercury has been proposed to be stored at the interim storage facility of M/s Baya Logisolutions Pvt. Ltd. at Uran, Raigad Dist., Maharashtra.
9. M/s Baya Logisolutions Pvt. Ltd. has the valid consent from Maharashtra Pollution Control Board for storage of mercury vide CTO letter dated 03.11.2023 and

N. Subrahmanyam
(N. SUBRAHMANYAM)
वेज्ञानिक 'डी' / Scientist 'D'
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
M/o Environment, Forest and Climate Change
भारत सरकार, नई दिल्ली
Govt. of India, New Delhi

valid till 31.08.2025. Letter of Intent is available from M/s Baya Logisolutions Pvt. Ltd. to store mercury from the present importer vide dated 21.12.2019.

10. 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 1035 kg (30 flasks) of mercury from Taiwan (non-Party) by M/s Purple Products Pvt. Ltd. to be supplied to M/s Dabur India Limited.**

11. The following conditions are stipulated for compliance by the importer:

- i. The import shall be only for the intended use as allowed under the Minamata Convention on Mercury.
- ii. 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.
- iii. The import shall be regularly monitored by the concerned SPCBs/PCCs and the Ministry shall be kept informed.
- iv. 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'.
- v. 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.
- vi. Importer shall be allowed for future imports only upon submission of statement regarding the supply/consumption/utilisation of imported mercury.
- vii. Mercury shall be supplied to the ASU drug manufacturers those who have either valid licence under the Drug and Cosmetic Rules, 1945 or Consent to Operate from concerned State Pollution Control Board.
- viii. The importer shall collect the latest annual record (Schedule TA) regarding consumption of mercury as specified as submitted under Drug and Cosmetics Rules, 1945.
- ix. The importer shall obtain an undertaking (as enclosed) duly filed by the ASU drug manufacturer for supply of mercury.
- x. Importer shall furnish the quantity of mercury supplied to ASU drug manufacturers along with the above mentioned documents to MoEF&CC and concerned State Pollution Control Board within 3 months of supply to the user.
- xi. Any non-compliance of these conditions by the importer will attract penal action under Environment (Protection) Act, 1986 including debarring future import permissions.

N. Subrahmanyam
(एन. सुब्रह्मण्यम)
(N. SUBRAHMANYAM)
वैज्ञानिक 'डी'/Scientist 'D.'
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय
M/o Environment, Forest and Climate Change
भारत सरकार, नई दिल्ली
Govt. of India, New Delhi

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.

N. Subrahmanyam
(N. Subrahmanyam)
Scientist D
E-mail: n.subrahmanyam@gov.in
Ph.20819269

(एन. सुब्रमणियम)
(N. SUBRAHMANYAM)
वैज्ञानिक 'डी'/Scientist 'D'
पर्यावरण, वन एवं जलवायु परियर्तन मंत्रालय
M/o Environment, Forest and Climate Change
भारत सरकार, नई दिल्ली
Govt. of India, New Delhi

To

M/s Purple Products Pvt. Ltd.
502, 5th Floor, Powai Plaza (Commercial Bldg.),
Central Avenue Road, Opp. Nirvana Park,
Hiranandani Garden, Powai, Mumbai – 400076, India.

Copy to:

1. Assistant Environmental Technical Specialist, Chemicals Administration, Ministry of Environment, Taiwan
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 and storage of mercury*
5. The Member Secretary, Uttar Pradesh Pollution Control Board - *with a request to monitor the transport and consumption of mercury*
6. The Member Secretary, Tamil Nadu Pollution Control Board- *with a request to monitor the transport of mercury*
7. M/s Dabur India Limited, Kaushambi, Sahibabad, Ghaziabad – 201010 (UP)

N. Subrahmanyam
Scientist D 19/04/24

(एन. सुब्रमणियम)
(N. SUBRAHMANYAM)
वैज्ञानिक 'डी'/Scientist 'D'
पर्यावरण, वन एवं जलवायु परियर्तन मंत्रालय
M/o Environment, Forest and Climate Change
भारत सरकार, नई दिल्ली
Govt. of India, New Delhi

Undertaking for procuring mercury by ASU drug manufactures

I, Shri/Smt/Ms.....is the authorised representative of ASU drug manufacturing unit: M/s....., located at Village.....District..... State.....obtained valid licence from the authority:.....for manufacturing ASU drugs..... for the quantity of kg/annum vide Order/letter dated 00/00/0000 and is valid till 00/00/0000 which require mercury ofkg/annum.

2. I undertake to procure mercury ofkg from trader/self and will be used for manufacturing ASU drugs.....only.

3. I hereby produce a copy of valid licence granted under Drug and Cosmetics Rules, 1945 as amended time to time and copy of Records submitted under the said rules for the past financial year (Schedule TA, etc. as applicable) to trader or seller, Ministry of Environment, Forest and Climate Change and concerned State Pollution Control Board or Pollution Control Committee.

4. I also undertake to furnish the returns and records regarding consumption of mercury procured, quantities Ayurveda, Siddhaa, Unani drugs manufactured and corresponding mercury consumption.

5. In the event of mercury use in unauthorised purposes, I will be liable for appropriate action under relevant statutes by the Government of India or State Government.

Enclosures:

- a. Valid licence under Drug and Cosmetics Rules, 1945/ Consent to Operate by Sate Pollution Control Board/Pollution Control Committee
- b. Records of raw materials used in Schedule TA for preceding financial year.
- c. Copy of invoice as provided by trader or seller.

Organisation:

GST No.

Address:

H.No./Plot No.

Village:

Tehsil/Mandal/Block:....District:.....

State:

Pin code:

Contact Number:

E-mail:

Signature:

Date: