

**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: 19<sup>th</sup> April, 2024

**Subject: Prior Informed Consent (PIC) for import of 19,837 kg (~575 flasks) mercury from Iran to India by M/s Purple Products Pvt. Ltd.**

The undersigned is directed to refer your emails dated 12.03.2024 and 10.04.2024 for seeking Prior Informed Consent (PIC) for import of 19,837 kg (~575 flasks) of mercury from Iran.

2. The Ministry has received Form A from the National Focal Point to Minamata Convention, Iran vide email dated 05.03.2024 for seeking consent for export of 19,837 kg (~575 flasks) of mercury from Iran.

3. The proposed end users for the mercury as per the present application are given below:

S.No.	Manufacturer Name	Proposed Quantity
1	M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Howrah	517.5 kg (15 flasks)
2	M/s Dental Products of India	517.5 kg (15 flasks)
3	M/s Shri Sharma Ayurved Mandir	759 kg (22 flasks)
4	M/s Sheetal Medicare Products Pvt. Ltd.	6,900 kg (200 flasks)
5	M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Jhansi	2,587.5 kg (75 flasks)
6	M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Seoni	4,140 kg (120 flasks)
7	M/s S G Phyto Pharma Pvt. Ltd.	1,035 kg (30 flasks)
8	M/s Dabur India Limited	655.5 kg (19 flasks)
<b>Total</b>		<b>17,112 kg (496 flasks)</b>

4. Further, the applicant has proposed to supply remaining 2,725 kg (~80 flasks) of mercury to Ayurveda medicine companies as well as Ayurveda practitioners as and when the demand is received as the demand is in the nature of very small quantities in the order of 1-10 flasks.

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5. M/s Shree Baidyanath, Howrah has obtained the Consent to Operate from West Bengal Pollution Control Board vide dated 06.04.2022 valid till 31.01.2027 for the approved production capacity of 2200 kg/month of mercury based Ayurvedic Medicine. Mercury request letter from M/s Shree Baidyanath to procure 15 flasks of mercury from the importer is available vide letter dated 27.12.2023.

6. It has been noted that the maximum annual consumption of mercury during the last three years is 308.7 kg/ annum (~9 flasks) in FY 2021-22. The end user has sought for 517.5 kg (15 flasks) of mercury.

7. M/s Dental Products of India has obtained the Consolidated Consent to Operate and Authorization from Uttarakhand Pollution Control Board, valid from 07.02.2023 till 31.03.2026, for the approved production capacity of 35 kg/ month of DPI Mercury. Mercury request letter from M/s Dental Products of India to procure 15 flasks of mercury from the importer is available vide letter dated 15.12.2023.

8. It has been noted that the maximum annual consumption of mercury during the last three years is 260.31 kg/ annum (~7.5 flasks) in FY 2023-24 (till Feb'24). The end user has sought for 517.5 kg (15 flasks) of mercury.

9. M/s Shri Sharma Ayurved Mandir has obtained the Consent to Operate from M.P. Pollution Control Board dated 16.03.2022 valid till 31.05.2025 for the approved production capacity of 150 MT/ annum of Ayurvedic Medicine. Mercury request letter from M/s Shri Sharma to procure 759 kg (22 flasks) of mercury from the importer is available vide letter dated 22.12.2023.

10. It has been noted that the maximum annual consumption of mercury during the last three years is 690.87 kg/ annum (~20 flasks) in FY 2022-23. The end user has sought for 759 kg (22 flasks) of mercury.

11. M/s Sheetal Medicare Products Pvt. Ltd. has obtained the Consent to Operate from Maharashtra Pollution Control Board, dated 17.09.2016 valid till 30.09.2024, and Consent Amendment dated 01.10.2021, for approved production capacity of 1 MT/ day of Parad Tablet. Mercury request letter from M/s Sheetal Medicare to procure 6900 kg (200 flasks) of mercury from the importer is available vide letter dated 23.12.2023.

12. It has been noted that the maximum annual consumption of mercury during the last three years is 4147 kg (~120 flasks) in FY 2020-21. The end user has sought for 6900 kg (200 flasks) of mercury.

13. M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Jhansi has obtained Consolidated Consent to Operate and Authorisation (CCA) from Uttar Pradesh Pollution Control Board, granted for the period of 01.08.2023 to 31.07.2024. Mercury request letter from M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Jhansi to procure

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2,587.5 kg (75 flasks) of mercury from the importer is available vide letter dated 06.01.2024.

14. It has been noted that the maximum annual consumption of mercury during the last three years is 3,208.5 kg (93 flasks) in FY 2020-21. The end user has sought for 2,587.5 kg (75 flasks) of mercury.

15. M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Seoni has obtained Consent to Operate from M.P. Pollution Control Board, granted on 20.02.2024 valid till 31.07.2024. Mercury request letter from M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Seoni to procure 4,140 kg (120 flasks) of mercury from the importer is available vide letter dated 14.06.2023.

16. It has been noted that the maximum annual consumption of mercury during the last three years is 3799.704 kg (~110 flasks) in FY 2020-21. The end user has sought for 4,140 kg (120 flasks) of mercury.

17. M/s S G Phyto Pharma Pvt. Ltd. has obtained the Consent to Operate from Maharashtra Pollution Control Board, dated 28.09.2016 valid till 31.05.2027, for approved production capacity of 6000 MT per month. Mercury request letter from M/s S G Phyto Pharma to procure 1,035 kg (30 flasks) of mercury from the importer is available vide letter dated 31.01.2024.

18. It has been noted that the maximum annual consumption of mercury during the last three years is 931.5 kg (27 flasks) in FY 2021-22. The end user has sought for 1,035 kg (30 flasks) of mercury.

19. 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. Mercury request letter from M/s Dabur India Limited to the importer to procure 655.5 kg (19 flasks) of mercury is available vide letter dated 11.03.2024.

20. 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 655.5 kg (19 flasks) of mercury.

21. Upon examination of the application, it has been proposed to provide PIC for import of 19,837 kg (~575 flasks) of mercury to be distributed to the following end users:

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S.No.	Manufacturer Name	Quantity for grant of PIC	Remarks
1	M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Howrah	517.5 kg (15 flasks)	-
2	M/s Dental Products of India	517.5 kg (15 flasks)	-
3	M/s Shri Sharma Ayurved Mandir	759 kg (22 flasks)	-
4	M/s Sheetal Medicare Products Pvt. Ltd.	6,900 kg (200 flasks)	Out of 200 flasks, an amount of 1,552.5 kg (45 flasks) has already been supplied to the end user.
5	M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Jhansi	2,587.5 kg (75 flasks)	Out of 75 flasks, 1,449 kg (42 flasks) has already been supplied to the end user.
6	M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Seoni	4,140 kg (120 flasks)	Out of 120 flasks, 690 kg (20 flasks) has already been supplied to the end user.
7	M/s S G Phyto Pharma Pvt. Ltd.	1,035 kg (30 flasks)	Out of 30 flasks, 793.5 kg (23 flasks) has already been supplied to the end user.
8	M/s Dabur India Limited	655.5 kg (19 flasks)	Out of 19 flasks, 552 kg (16 flasks) has already been supplied to the end user.
9	Ayurveda manufacturing companies	2,725 kg (~80 flasks)	-
<b>Total</b>		<b>19,837 kg (~575 flasks)</b>	<b>Amount of 5,037 kg (146 flasks) had already been supplied to the end users.</b>

22. It has been informed that the applicant has already supplied 5037 kg (146 flasks) to the above mentioned five Ayurveda manufacturing companies as against the mercury permitted under PICs granted for manufacturers of mercury salts.

23. 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.

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24. 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 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.

25. 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., 19,837 Kg (~575 flasks) by M/s Purple Products Pvt. Ltd. to be supplied to the end-users as given in Para 21.**

26. 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. The use of mercury shall be as per the quantities, use and end-users as specified at Para 20 above.
- iii. As the applicant has already supplied mercury of 5037 kg (146 flasks) to the above mentioned five Ayurveda manufacturing companies as against the mercury permitted under PICs granted earlier to the manufacturers of mercury salts, the said quantity of 5037 kg (146 flasks) mercury provided under the present PIC (19,837 Kg/ ~575 flasks) will not be re-supplied to the proposed Ayurveda manufacturing companies. However, the said quantity may be re-adjusted to the original end-users proposed under the earlier PICs.
- iv. The quantity of mercury of 2,725 kg (~80 flasks) is allowed to be imported for its use in Ayurveda medicines. The applicant shall intimate the Ministry before supplying such quantity along with the Form/ returns mandated under Drugs and Cosmetics Rules for Ayurveda companies/ Ayurveda practitioners.
- v. 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.
- vi. The import shall be regularly monitored by the concerned SPCBs/PCCs and the Ministry shall be kept informed.
- vii. 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'.
- viii. 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.
- ix. Importer shall be allowed for future imports only upon submission of statement regarding the supply/consumption/utilisation of imported mercury.

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- x. 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.
- xi. The importer shall collect the latest annual record (Schedule TA) regarding consumption of mercury as specified as submitted under Drug and Cosmetics Rules, 1945.
- xii. The importer shall obtain an undertaking (as enclosed) duly filed by the ASU drug manufacturer for supply of mercury.
- xiii. 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.
- xiv. Any non-compliance of these conditions by the importer will attract penal action under Environment (Protection) Act, 1986 including debarring future import permissions.

27. 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 Purple Products Pvt. Ltd.  
502, 5<sup>th</sup> Floor, Powai Plaza (Commercial Bldg.),  
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Hiranandani Garden, Powai, Mumbai – 400076, India.

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Copy to:

1. The National Focal Point for Minamata Convention, Iran
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, West Bengal Pollution Control Board - *with a request to monitor the transport and consumption of mercury.*
6. The Member Secretary, Uttar Pradesh Pollution Control Board - *with a request to monitor the transport and consumption of mercury.*



7. The Member Secretary, Madhya Pradesh Pollution Control Board - with a request to monitor the transport and consumption of mercury.
8. The Member Secretary, Uttarakhand Pollution Control Board - with a request to monitor the transport and consumption of mercury.
9. The Member Secretary, Tamil Nadu Pollution Control Board- with a request to monitor the transport of mercury.
10. M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Howrah
11. M/s Dental Products of India
12. M/s Shri Sharma Ayurved Mandir
13. M/s Sheetal Medicare Products Pvt. Ltd.
14. M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Jhansi
15. M/s Shree Baidyanath Ayurved Bhawan Pvt. Ltd., Seoni
16. M/s S G Phyto Pharma Pvt. Ltd.
17. M/s Dabur India Limited

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## 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 of .....kg/annum.

2. I undertake to procure mercury of .....kg 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: