

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: 03rd January, 2023

Subject: Prior Informed Consent (PIC) for import of 8,970 kg (260 flasks) mercury from Thailand to India by M/s Purple Products Pvt. Ltd.

The undersigned directed to refer your applications dated 21.02.2022, 09.04.2022 and 08.04.2022 for seeking Prior Informed Consent (PIC) for import of total 22,528.5 kg (653 flasks) mercury from Thailand.

2. The Ministry is in receipt of three applications from M/s Purple Products Pvt. Ltd. for import of total 22,528.5 kg (653 flasks) mercury from Thailand:

- Application dated 21.02.2022 for import of 10,005 kg (290 flasks) for the end users -M/s Heni Drugs Pvt. Ltd. (6900 kg/200 flasks) and M/s Gurjar Chemical Pvt. Ltd. (3105 kg/90 flasks)
- Application dated 09.04.2022 for import of 10,005 kg (290 flasks) for the end users - M/s Gurjar Chemical Pvt. Ltd. (6900 flasks/200 flasks) and M/s TS Fine Chem (3105 kg/90 flasks)
- Application dated 08.04.2022 for import of 2518.5 kg (73 flasks) for the end users - M/s TS Fine Chem (690 kg/20 flasks) and M/s Unicat Chemical Pvt. Ltd (1828.5 kg/53 flasks)

3. It has been noted that the Ministry has received three separate revised Form A (quantities of 2518.5 kg, 10005 kg and 10005 kg) from the National Focal Point to Minamata Convention, Thailand vide email dated 29.06.2022 for seeking consent for export of total 22,528.5 kg (653 flasks) mercury from Thailand.

4. It has been noted that M/s Gurjar Chemical Pvt. Ltd. has been authorised to manufacture Mercury Salts and thiomersal for the total maximum quantity of 34.993 MT/year vide consent order No. AWH-102458, dated 19.06.2022 and valid till 31.08.2027. M/s Heni Drugs Pvt. Ltd. has been authorised to manufacture mercury salts consent order Ref No. AWH-105156, dated: 16.11.2019 and valid till 14.10.2024. M/s Unicat Chemical Products Pvt. Ltd. has been authorized to manufacture mercury salts for the maximum quantity of 157 MT/year according to the CTO Ref. No. Format1.0/AS(T)/UAN No. 0000099788/CR-2103001031, dated 18.03.2021 and valid till 31.11.2025. M/s T.S Fine Chem has been given consent order for the manufacture of 10 MT/year mercury salts vide Ref. No. AW-92382, dated 30.09.2023 and valid until 30.09.2023.

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5. The maximum annual consumption of M/s Gurjar Chemical Pvt. Ltd., M/s Heni Durgs, M/s TS Fine Chem and M/s Unicat Chemical Pvt. Ltd. is 24,068 kg (FY 2020-21), 4083.088 kg (FY 2019-20), 3310 kg (FY 2020-21) and 2139 kg (FY 2020-21), respectively.

6. The quantity equivalent to 18 months of annual maximum mercury consumption has been considered as the allowable quantity of import for the end users: M/s Gurjar Chemical Pvt. Ltd. (approx. 36,102 kg), M/s M/s Heni Drugs Pvt. Ltd. (approx. 6124.632 kg), M/s TS Fine Chem (approx. 4965 kg) and M/s Unicat Chemical Pvt. Ltd (approx. 4965 kg).

7. It has been noted that M/s Purple Products Pvt. Ltd. is in receipt of three Purchase Orders from M/s Gurjar Chemical Pvt. Ltd. dated 29.01.2022 (90 flasks), 07.02.2022 (150 flasks) and 26.03.2022 (200 flasks). M/s Heni Drugs Pvt. Ltd. has given an intent letter dated 09.12.2021 to M/s Purple Products Pvt. Ltd. for import of 200 flasks vide letter. M/s Unicat Chemical Pvt. Ltd. has requested M/s Purple Products Pvt. Ltd. for import of 65 flasks vide email dated 31.03.2022. M/s TS Fine Chem has given an intent letter to M/s Purple Products. Pvt. Ltd. for import of 110 flasks vide letter dated 17.03.2022.

8. It was noted that the total quantity of mercury supplied by different importers / PIC granted to different importers for M/s Gurjar Chemical Pvt. Ltd., M/s Heni Drugs Pvt. Ltd., M/s TS Fine Chem and M/s Unicat Chemical Pvt. Ltd. is 29,773.5 kg (863 flasks), 5968.5 kg (173 flasks), 2104.5 kg (61 flasks) and 860 kg (25 flasks), respectively.

9. The total quantity of mercury already supplied by M/s Purple Products Pvt. Ltd. to M/s Gurjar Chemical Pvt. Ltd., M/s Heni Drugs Pvt. Ltd., M/s TS Fine Chem and M/s Unicat Chemical Pvt. Ltd. is 6900 kg (200 flasks), 1000.5 kg (29 flasks) and 1104 kg (32 flasks), respectively.

10. Further, PIC granted to M/s Purple Products Pvt. Ltd. for M/s Gurjar Chemical Pvt. Ltd., M/s Heni Drugs Pvt. Ltd., M/s TS Fine Chem and M/s Unicat Chemical Pvt. Ltd. is 2139 kg (62 flasks), 1000.5 kg (29 flasks), 1000.5 kg (29 flasks) and 860 kg (25 flasks), respectively, vide PIC dated 06.05.2022. It has been noted that the shipment is yet to be dispatched from Thailand.

11. It may be noted that the proposed quantities the grant of PIC was derived considering the maximum allowed quantity for import, the quantity proposed in the application, the PIC already granted/ the quantity already supplied to the end user and the quantity ordered by the end users.

12. The interim storage facility is M/s Baya Logisolutions Pvt. Ltd. at Uran, Raigad Dist., Maharashtra, who has the valid Consent from Maharashtra Pollution Control Board for storage of mercury vide CTO letter dated 09.08.2021 and valid till 30.08.2023. Letter of Intent is available from M/s Baya Logisolutions Pvt. Ltd. to store mercury from the present importer vide dated 21.12.2019.

13. 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., 8,970 kg (260 flasks) by M/s Purple Products Pvt. Ltd. from Thailand to be distributed to the following end users:**

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S.No.	Manufacturer Name	Proposed Quantity for the Grant of PIC
1	M/s Gurjar Chemical Pvt. Ltd.	6141 kg (178 flasks)
2	M/s Heni Drugs Pvt. Ltd	172.5 kg (5 flasks)
3	M/s T S Fine Chem	1,690.5 kg (49 flasks)
4	M/s Unicat Chem. Pvt. Ltd.	966 kg (28 flasks)
	Total	8,970 kg (260 flasks)

14. 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.

15. 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
03/01/23

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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. The National Focal Point to Minamata Convention, Thailand
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. The Member Secretary, Gujarat Pollution Control Board - *with a request to monitor the transport and consumption of mercury.*
7. M/s Purple Products Pvt. Ltd.
8. M/s Gurjar Chemical Pvt. Ltd.
9. M/s Heni Drugs Pvt. Ltd.
10. M/s TS Fine Chem
11. M/s Unicat Chemical Pvt. Ltd.

N. Subrahmanyam 03/01/23

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