

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: 31st July, 2023

Subject: Prior Informed Consent (PIC) for import of 8625 kg (250 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 24.07.2023 for seeking Prior Informed Consent (PIC) for import of 8625 kg (250 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 NFP, Peru for 50,000 kg (~1449 flasks) mercury vide letter dated 23.01.2023.

3. MoEF&CC has provided the PICs for the export of total quantity of 38,191.5 kg (1,107 flasks) till date, excluding the current PIC, against the said Form A of 50,000 kg (~1449 flasks). The balance of 11,799 kg (342 flasks) mercury against 50,000 kg (~1449 flasks) mercury are available for providing PIC.

4. The applicant requested for PIC for import of 8625 kg (250 flasks) of mercury from the balance quantity from the Form A of 50,000 kg (~1449 flasks).

5. The mercury from the present application is proposed to be used for M/s Girgan Fine Chemical Private Limited for the manufacture of mercury salts.

6. M/s Girgan Fine Chemical Private Limited has obtained Consent to Operate (CTO) from Rajasthan State Pollution Control Board manufacture mercury salts, namely Mercurous Chloride, Mercury Chloride, Mercury Sulphide Grade – 1 (soft), Mercury Sulphide Grade -2 (Semi hard) and Mercury Sulphide Grade-3 (Hard), 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. The total mercury consumption projected in FY 2022-23 by M/s Girgan Fine Chemical Pvt. Ltd. is 22,200 kg (~643 flasks).

7. Further, the Ministry had issued PIC to KBNM Metals Pvt. Ltd. for import of 7900.5 kg (229 flasks) mercury from Peru vide letter dated 05.12.2022 to be supplied to M/s Girgan Fine Chemical Private Limited.

N. Subrahmanyam

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8. M/s Girgan Fine vide letter dated 10.07.2023 submitted that out of 7900.5 kg (229 flasks) granted under PIC, 5,830.5 kg (169 flasks) were supplied by M/s KBNM Metals Pvt. Ltd. and the said quantity has been consumed by M/s Girgan Fine Chemical Pvt. Ltd. Remaining 2,070 kg (60 flasks) mercury are yet to be supplied by M/s KBNM Metals Pvt. Ltd.

9. No interim storage facility at the port of entry has been proposed by M/s KBNM Metals Pvt. Ltd. and the shipment of imported mercury has been proposed to be directly transported to the premises of M/s Girgan Fine Chemical Private Limited from the port of entry. It has been informed that the imported mercury will be stored in the factory premises located at Bhiwadi, Alwar, Rajasthan.

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., 8625 kg (250 flasks) by M/s KBNM Metals Pvt. Ltd. from Peru to be supplied to M/s Girgan Fine Chemical Private Limited.**

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

- i. The mercury consignment shall directly be transported from the port and stored at the manufacturing facility of M/s KBNM Metals Pvt. Ltd.
- ii. Amendment in Authorization under Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 shall be obtained for inclusion of mercury bearing waste.
- iii. All safety precautions shall be taken at the storage facility of the manufacturing plant for collection and disposal of mercury spillages or mercury bearing waste, if any.
- iv. The consignment for import of mercury should not be contaminated with any other material or waste.
- v. The import shall be only for the intended use as allowed under the Minamata Convention on Mercury.
- vi. 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.
- vii. The import shall be regularly monitored by the concerned SPCBs/PCCs and the Ministry shall be kept informed.
- viii. 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'.

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- ix. 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.
- x. Importer shall be allowed for future imports only upon submission of statement regarding the supply/consumption/utilisation of imported mercury.
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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31/07/23
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To

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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.*
5. The Member Secretary, Rajasthan State Pollution Control Board-*with a request to monitor the storage, transport and consumption of mercury.*
6. M/s Girgan Fine Chem Private Limited

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