

**F.No 13/13/2019-HSMD**  
**Government of India**  
**Ministry of Environment, Forest and Climate Change**  
**(HSM Division)**

Indira Paryavaran Bhawan  
Jot Bagh Road  
New Delhi- 110003

Dated: 11.03.2022

**Subject: Import of mercury from Peru to India by Orelia The Gold, Punjab.**

This has reference to your application dated 06<sup>th</sup> Jan, 2022 seeking to import of 23,805 kg of mercury from Peru.

2. The National Focal Point of the exporting country, i.e. Peru has provided Form-A and for seeking consent to export 41400 kg mercury vide letter dated 30.09.2021.

3. As per the application, the importer has proposed to supply mercury to following industries:-

- i. M/s Macsen Fine Chem, Rajasthan- 16905 kg (490 flasks)
- ii. Ayurveda, Siddha, and Unani (ASU) drug manufacturers - 6900 kg (200 flasks)

4. M/s Macsen Fine Chem has obtained Consent to Operate from Rajasthan Pollution Control Board vide letter dated 16.10.2018 for manufacture of 102 MT (1,02,000 kg) of mercury salts (Mercuric Iodide, Mercuric Nitrate, Mercuric Oxide & Mercuric Sulphate) per annum and is valid till 31.07.2023.

5. It was proposed to store the imported quantity at M/s Arshiya Ltd. (Free Trade Warehousing Zone), Dist. Raigad, Maharashtra. Authorisation for storage of mercury to M/s Arshiya Ltd. from Maharashtra Pollution Control Board was granted vide letter dated 1.1.2021 and 18.3.2021 which is valid till 31.1.2023.

6. It has been proposed to supply mercury to ASU drug manufacturers based on the valid licence issued under Drug and Cosmetic Rules, 1945.

7. The National Focal Point of the Minamata Convention in India hereby grants the consent to import of 23,805 kg mercury from Peru along with Form-A, subject to the following conditions:

- (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 for the imported mercury supplied to end user(s) after 12 months and 18 months along with the details of consumption/utilisation by the end user(s).
- (vii) Importer shall be allowed for future imports only upon submission of statement regarding the consumption/utilisation of imported mercury.
- (viii) 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.
- (ix) The importer shall collect the latest annual record (Schedule TA) regarding consumption of mercury as specified as submitted under Drug and Cosmetic Rules, 1945.
- (x) The importer shall obtain an undertaking (*as enclosed*) duly filled by the ASU drug manufacturer for supply of mercury.
- (xi) Importer shall furnish the quantity of mercury supplied to ASU drug manufacturers along with above mentioned documents to MoEFCC and concerned State Pollution Control Board within 3 months of supply to the user.
- (xii) Any non-compliance of these conditions by the importer will attract penal action under Environment (Protection) Act, 1986 including debarring future import permissions.

8. 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* 11/03/22  
**(N. Subrahmanyam)**  
 Scientist D

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 पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय  
 Min. of Environment, Forest and Climate Change  
 भारत सरकार, नई दिल्ली  
 Ministry of Environment, Forest and Climate Change  
 Government of India, New Delhi

To,

**The M/s Orelia The Gold**  
 86/2, College Road  
 Civil Lines  
 Ludiana.

Copy to:

1. National Focal Point, Minamata Convention, Peru
2. Director General of Foreign Trade, Udyog Bhawan, New Delhi.
1. The Chairman, Central Board of Indirect Taxes and Customs, New Delhi. Email: membercus.cbic@gov.in.
2. The Member Secretary, Rajasthan Pollution Control Board -with a request to monitor storage, transport and consumption of mercury.
3. The Member Secretary, Maharashtra Pollution Control Board- with a request to monitor storage and transport of mercury.

*N. Subrahmanyam* 11/03/22  
**(N. Subrahmanyam)**  
 Scientist D

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 Ministry of Environment, Forest and Climate Change  
 Government 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 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:

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