

MINUTES OF THE XXXX MEETING OF THE EMPOWERED STEERING COMMITTEE (ESC) FOR IMPLEMENTATION OF THE MONTREAL PROTOCOL HELD ON 1st APRIL 2016 IN KAVERI CONFERENCE HALL, PRITHVI BLOCK, MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE, INDIRA PARYAVARAN BHAWAN, JORBAGH ROAD, NEW DELHI-110003

The XXXX meeting of ESC for Implementation of the Montreal Protocol was held on 1st April, 2016 at 11.30 A.M in Kaveri Conference Hall, Prithvi Block, Ministry of Environment, Forest and Climate Change, Indira Paryavaran Bhavan, Jorbagh Road, New Delhi under the Chairmanship of Mr. Ashok Lavasa, Secretary (EF&CC) The list of participants is attached at *Annexure-I*.

The Chairman welcomed the participants to the XXXX meeting of the ESC and requested the Member Secretary, Dr. A. Duraisamy, Director, Ozone Cell to present the agenda for consideration of the Committee. The following agenda was presented:

Agenda Item No. 1: Adoption of the Agenda.

The Committee adopted the agenda on the basis of the Provisional agenda.

Agenda Item No. 2: Confirmation of Minutes of the XXXIX meeting of the ESC held on 5th March, 2014.

The minutes of XXXIX Meeting of the ESC held on 5th March, 2014 were confirmed, as there were no comments received from the members of the Committee.

Agenda Item No. 3: Action taken on decision of the XXXIX ESC.

Actions taken on the Minutes of the XXXIX meeting of the ESC were presented and noted by the Committee.

Regarding audit of Hydrochlorofluorocarbon (HCFC)-22 production facilities, Member Secretary briefed the Committee that in line with the discussions of the XXXVII meeting of the ESC and the discussions held during the XXXIX meeting of the ESC, stakeholder consultative meetings relating to the pricing issue were organized. Member Secretary also said that as against the earlier price of US\$6 per kg, the current price of HCFC-22 is US\$3.5 per kg and also the quality of domestically produced HCFC-22 is far superior to that of the imported price of China. After detailed discussion, it was felt that in line with the decision of the last meeting of the ESC, audit of the production facilities, ought to have been carried out, and should now be completed within a month

and the report including the movement of price of HCFC-22 for the past years, should be submitted on file positively by 1/5/16.

Regarding the continuance of fiscal incentive scheme, Member Secretary informed the Committee that the details of the scheme are explained and will be discussed under the Agenda item No.5

Agenda Item No. 4 : Progress of Implementation status of the Projects:

a) National Strategy for Transition to Non-Chlorofluorocarbon (CFC) Metered Dose Inhalers (MDIs) and Plan for Phase-out of CFCs in the Manufacturing of Pharmaceutical MDIs in India.

The Committee noted the progress of implementation of the project presented by the Member Secretary. It was decided that the report of the verification conducted by the United Nations Development Programme (UNDP) and the report of the verification –cum- review carried out by the Multilateral Fund (MLF) Secretariat along with a detailed status note of the project should be put up on file within a week.

b) HCFC Phase-out Management Plan (HPMP) Stage-I

The Committee noted the progress of implementation of the HPMP Stage-I presented by the Member Secretary. It was decided that a detailed status note on implementation of the project along with rationale for baseline as the average for the years 2009 and 2010 should be put up on file.

c) HPMP Stage- II

The Member Secretary presented the progress of activities relating to the preparation of HPMP Stage-II. It was felt that training of 2 lakh technicians in the Refrigeration and Air-conditioning (RAC) servicing sector is very important and necessary budget provision should be included in the HPMP Stage-II proposal. It was also felt that an implementation framework associating all like-minded agencies including Skill India Mission and the Ministry of Skill Development and Entrepreneurship should be prepared and discussed with MoSD in a meeting under the Chairmanship of SS (SK) within 15 days. After discussion, it was decided that the sectoral strategies being developed by Refrigeration and Air-Conditioners Manufacturers Association (RAMA) and the Indian Polyurethane Association (IPUA) along with Road Map for implementation of HPMP Stage-II should be presented in the next meeting of the ESC.

The Committee was also briefed that the India-US Task Force on Hydrofluorocarbons (HFCs) in its meeting held from 15th to 16th January, 2015 at USA, decided that India should submit two demonstration projects for US\$10 million for funding by the MLF. Accordingly two project proposals were put up to the Executive Committee (Ex-Com) of the MLF, out of which the funding for preparation for one project was approved. The Committee also decided that the second demonstration project for the unorganized sector using Ozone Depleting Substances (ODSs) should be submitted for funding by the MLF.

Agenda Item No. 5 : Fiscal Incentives: Continuance of fiscal Incentive scheme for implementation of the HPMP

The Member Secretary briefed the committee about the scheme and said that the scheme is being implemented based on the approval of the Union Cabinet during its meeting held on 27th January, 1994. He also said that a detailed status note on the scheme has been prepared and enclosed in the agenda. The Chairman sought the views of the members on the issue. Several members felt that the duty exemption scheme had played a vital role in enabling the industry in converting to non-ODS technology and expressed support for continuance of the scheme. Regarding the concerns raised during the last meeting relating to extending the benefit of this scheme for expansion /modernization, the Member Secretary clarified that the explanation of "goods" is given in the notifications of the Department of Revenue, Ministry of Finance as well as the provisions in the Foreign Trade Policy.

The Chairman sought a clarification on the validity of the notification of 2012 regarding grant of duty exemption. The Member Secretary clarified that the notification brought out by the Ministry of Finance every year only has the amendments made during the year and in case there are no amendments, the earlier notification will continue. Since there have been no amendments since 2012, the same notification is being continued. It was also felt by the Committee that since the notification is in force, the enterprises in consideration are within their rights to avail its facility under the Law of the Land, provided they fulfil the conditions of the Scheme as per the notified procedure.

After detailed discussion, it was decided to approve the 4 cases, already recommended by the Technology and Finance Standing Committee (TFSC) in its meeting held on 25th November, 2013, for grant of duty exemption. It was also decided that a Committee under the Chairmanship of Mr. Manoj Kumar Singh, Joint Secretary, MoEF&CC and comprising senior officials from other ministries/departments and Co-opted Experts would review the continuance of the scheme in its present form and put up its recommendations to the next meeting of the ESC.

Agenda Item No. 6 : Organization of the International Day for the Preservation of the Ozone Layer for the years 2014 and 2015

The Committee noted the organization of the International Day for the Preservation of the Ozone Layer for the years 2014 and 2015.

Agenda Item No. 7 : Other matter with permission of the Chair

It was proposed that HFC-23, produced as a by-product of HCFC-22, should be monitored for its incineration and not venting into the atmosphere. Keeping in view that there are no guidelines for the incineration of HFC-23, it was felt that either the Central Pollution Control Board (CPCB) or the MoEF&CC should frame guidelines for the HCFC-22 Producers for the environmentally safe incineration of HFC-23. After discussions, it was decided that a detailed note on the issue should be put up on file by Director, Ozone Cell within a week.

It was decided that the next meeting of the ESC should be organized within 3 months.

The meeting ended with thanks to the Chair.

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LIST OF PARTICIPANTS OF THE XXXX MEETING OF THE EMPOWERED STEERING COMMITTEE (ESC) HELD ON 1ST APRIL, 2016 AT 11.30 A.M. IN KAVERI CONFERENCE HALL, PRITHVI BLOCK, MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE, INDIRA PARYAVARAN BHAWAN, JOR BAGH ROAD, NEW DELHI-110003

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| 1. Mr. Ashok Lavasa
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| 3. Mr. Manoj Kumar Singh
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| 4. Mr. Arun Kumar Mehta
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| <p>9. Dr. H. S. Kaprwan
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