

Speed Post

B-29016/1//01/IPC-I

April 26, 2018

To

All SPCBs / PCCs

**Sub: Implementation of" Regulation of Persistent Organic Pollutants Rules,2018 "- Reg.**

Sir,

This refers to Ministry of Environment, Forest and Climate Change Notification no. G.S.R. 207 (E) dated March 05,2018 on the above cited subject. As per S. No. 02 of the notification, the following 7 chemicals are prohibited to manufacturer ,trade ,use ,import and export (i) Chlordecone, (ii) Hexabromobiphenyl, (iii) Hexabromodiphenyl ether and heptabromodiphenyl ether (commercial octa-BDE), (iv) Tetrabromodiphenyl ether and pentabromodiphenyl ether (commercial penta-BDE), (v) Pentachlorobenzene, (vi) Hexabromocyclododecane and (vii) Hexachlorobutadine (Copy enclosed).

In view of the above you are requested to ask the industries to comply with the notification through consent mechanism and submit the declaration in Form -1 to HSM Division of MoEF& CC within a period of six month from the date of publication..

Yours faithfully,

Copy enclosed: As above

(Gurnam Singh)  
Additional Director, I/c IPC-1

**Copy to:**

1. Indian Chemical Council  
Sir Vithaldas Chambers, 6th Floor  
16 Mumbai Samachar Marg  
MUMBAI - 400 001
2. All Regional Directorates,  
Central Pollution Control Board  
(Lucknow, Bhopal, Vadodara, Bengaluru, Kolkata, Shilong)
3. HSM Division , MoEF& CC
4. Waste Management Division-I ,CPCB
5. PS to MS : For information please.
6. I/c IT Division : For uploading on CPCB website

(Gurnam Singh)

**MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE**

**NOTIFICATION**

New Delhi, the 5th March, 2018

**G.S.R. 207 (E).**—Whereas, the Stockholm Convention on Persistent Organic Pollutant (hereinafter referred to as the said Convention) came into force on the 17th May, 2004 and India ratified the said Convention on the 13th January, 2006;

And whereas, the said Convention can list chemicals in three annexes: Annex A- chemicals to be eliminated with specific exemptions; Annex B - chemicals to be restricted; and Annex C - minimisation of unintentional releases of listed chemicals;

And whereas, seven chemicals, namely, (i) Chlordecone, (ii) Hexabromobiphenyl, (iii) Hexabromodiphenyl ether and heptabromodiphenyl ether (commercial octa-BDE), (iv) Tetrabromodiphenyl ether and pentabromodiphenyl ether (commercial penta-BDE), (v) Pentachlorobenzene, (vi) Hexabromocyclododecane and (vii) Hexachlorobutadine, have been listed as Persistent Organic Pollutants (POPs) in the Annex 'A' of the Stockholm Convention;

And whereas, the Central Government had, in exercise of powers conferred under clause (d) of sub-section (2) of section 6 read with sub-section (1) of section 3 of the Environment (Protection) Act, 1986 (29 of 1986), read with sub-rule (2) of rule 13 of the Environment (Protection) Rules, 1986, published the draft rules in the Gazette of India, Extraordinary, vide number G.S.R 1120(E) dated, the 29th August, 2017 for information of all persons likely to be affected thereby; and notice was given that said draft rules will be taken into consideration by the Central Government on or after the expiry of a period of thirty days from the date on which copies of the Gazette containing the said rules are made available to the public;

And whereas, the copies of the Gazette containing the said notification were made available to the public on the 5th September, 2017;

And whereas, the suggestion or objections received in response to the above mentioned draft rules have been duly considered by the Central Government.

Now, therefore, in exercise of the powers conferred by section 3 and section 6 of the Environment (Protection) Act, 1986 (29 of 1986), read with rule 13 of the Environment (Protection) Rules, 1986, the Central Government hereby makes the following rules, namely:-

**1. Short title and commencement.**- (1) These rules may be called the Regulation of Persistent Organic Pollutants Rules, 2018.

(2) Save as otherwise provided in these rules, they shall come into force one year after the date of their publication in the Official Gazette.

**2. Prohibition on manufacture, etc. of chemicals.**- The manufacture, trade, use, import and export of the following seven chemicals shall be prohibited, namely:-

- (i) Chlordecone;
- (ii) Hexabromobiphenyl;
- (iii) Hexabromodiphenyl ether and heptabromodiphenyl ether (commercial octa-BDE);
- (iv) Tetrabromodiphenyl ether and pentabromodiphenyl ether (commercial penta-BDE);
- (v) Pentachlorobenzene;
- (vi) Hexabromocyclododecane; and
- (vii) Hexachlorobutadine.

**3. Declaration by Occupier.**- The Occupier shall declare, the total quantity of the chemicals mentioned in rule 2, which are in use and their stockpiles, as per Form-I annexed to these rules to the Ministry of Environment, Forest and Climate Change, Government of India, within a period of six months from the date of publication of these rules in the Official Gazette.

**Explanation.**- For the purposes of these rules; "Occupier" means a person who has control over the affairs of the industrial unit or the premises where the chemicals mentioned in rule 2 are handled, and the person in possession of the said chemicals.

4. **Occupier not to drain or discharge chemicals.**- The Occupier shall not drain or discharge or dispose the chemicals mentioned in rule 2 directly or indirectly in effluent treatment plant, sewage treatment plant, onto any land, in public sewers, in inland surface water or in marine coastal areas.
5. **Disposal of waste.**- The waste containing chemicals mentioned in rule 2 shall be disposed of as per the provisions of the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016.
6. **Use of chemicals for scientific purpose.**- Notwithstanding anything contained in these rules, the chemicals mentioned in rule 2 may be used, sold or imported in quantities as required for research and development activities in Central Universities, Council of Scientific and Industrial Research Laboratories, Government Institutions or other Research Institutions or accredited laboratories in the Government or private sector after the approval of the **Ministry** of Environment, Forest and Climate Change, Government of India.

[F. No.22-19/2016 -HSMD]

RITESH KUMAR SINGH, Jt. Secy.

**FORM-I**

**DECLARATION FORM FOR PERSISTENT ORGANIC POLLUTANTS (POPs)**

(See rule 3)

[Application by an occupier as per rule 3 of the Regulation of Persistent Organic Pollutants Rules, 2018]

Date

**From**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**To**

Hazardous Substance Management Division,  
Ministry of Environment, Forest and Climate Change,  
Indira Paryavaran Bhawan,  
Jal Wing, 2<sup>nd</sup> Floor, Jor Bagh Road,  
New Delhi-110003

Sir,

I/We hereby disclose the information under the provisions of rule 3 of the Regulation of Persistent Organic Pollutants Rules, 2018 with respect to the total quantity of chemicals mentioned in rule 2 of the said rules, which are in use, not in use or in my/our possession and their stockpiles as an occupier(s).

**PART-I****General**

Sl. No.	Item details	Description
1.	Name of Occupier.	
2.	Complete address, location, contact details of the unit (Telephone Nos., fax and e-mail).	
3.	Source of chemical (trade information-brand name, supplier, manufacturer). (For each chemical, separate information is to be provided)	
4.	Total quantity of chemicals (Tonnes/Kilograms/Litres) listed in rule 2 of the aforesaid rules. (For each chemical, separate information is to be provided).	
5.	Applications where chemical/s is being used/was used (For each chemical, separate information is to be provided).	
6.	Any other information.	

**PART-II****Information on waste likely to contain chemicals listed in rule 2 of the aforesaid rules**

1.	Nature of waste/s (viz. Expired chemical, chemical in products, etc.).	
2.	Estimated quantity (in Tonnes/Kilograms/Litres).	
3.	Quantity of stockpiles (in Tonnes/Kilograms/Litres).	
4.	Brief on how storage of such POPs waste is done.	
5.	Is the place of POPs waste storage clearly marked?	Yes /No
6.	Any other information.	

Place:

Date :

Name and signature of applicant

**RAKESH  
SUKUL**

Digitally signed by  
RAKESH SUKUL  
Date: 2018.03.09  
19:55:50 +05'30'