



OFFICE ORDER

F.No.B-29016/C-08/18/MM-II Div./

December 14, 2018

Sub.: Monitoring Committee to monitor the compliance of the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 and need for action in all the States."

The Hon'ble National Green Tribunal, Principal Bench, New Delhi, has passed the following orders dated 05/12/2018, in the matter of M.A. No. 1302/2018 in Interlocutory Application No. 63 sin W.P. (C) No. 657/1995; The Research Foundation for Science, Technology and Natural Resource Policy Vs. Union of India & Ors.:

"... 5. The present matter has been received by transfer from the Hon'ble Supreme Court of India, after judgment reported in (2012) 7 SCC 769, directing ban on import of all hazardous/toxic wastes. This was sequel to the earlier judgment in (2005) 10 SCC 510. The applicant sought further direction for implementation of the judgment dated 06.07.2012 which aspect was transferred to this Tribunal.

6. We direct that the issue of implementation of judgement of the Hon'ble Supreme Court dated 06.07.2012, referred to above may also be considered by the Monitoring Committee. It will be open to the applicant to furnish any further documents to the Chairman of the Monitoring Committee through CPCB. The CPCB will be at liberty to consider involving any other expert on the subject.

7. Though learned counsel has handed over a list of documents which should be forwarded to the monitoring committee, instead of Tribunal considering the said list, the applicant is at liberty to furnish the same for consideration by the CPCB.

8. The Monitoring Committee will be at liberty to take further time, if necessary for completing its assigned job. Needless to say that the suggestion of remediation of contaminated sites, capacities of the landfill sites, issue of leachate, cleaner technology, sign boards etc. may also be examined by the Committee.

9. The Committee will also be at liberty to give interim report through CPCB to deal with the urgent issues.

10. The CPCB will be at liberty to take appropriate steps with regard to the remediation of contaminated sites or other urgent issues from time to time.

11. List again on 04.04.2019 to consider the report of the Committee."

In compliance with above orders of the Hon'ble Tribunal, Terms of Reference (ToR) of the Monitoring Committee (constituted by CPCB vide office order no. B-29016/C-08/18/MM-II Div./9791-9794 dated 09/08/2018 in compliance with orders dated 30/07/2018 of the Hon'ble NGT, Principal Bench, New Delhi in the matter of 804/2017) is extended herewith to review various issues as outlined in aforesaid orders dated 05/12/2018 of the Hon'ble NGT in the matter of M.A. No. 1302/2018 in Interlocutory Application No. 63 in W.P. (C) No. 657/1995.

Further, the committee shall submit its report at the earliest for which timeframe may be indicated by the Committee.


(Prashant Gargava)
Member Secretary

To,

1. Dr. Ajay A. Deshpande
Former Expert Member, National Green Tribunal, Govt. of India,
Flat A-101, Pristine Privilege, Opposite Prism, Near Rohan Nilay,
Behind Spicer College, Audh. Pune- 411067
2. Dr. D. C Sharma
Prof. Department of Civil Engineering,
Raja Rajeswari Group of Institutions,
202, Kambipura, Mysore Road
Bangalore-560074
3. Dr. Sonu Singh
Joint Director (HSMD)
Ministry of Environment, Forests & Climate Change
Indira Paryavaran Bhawan, Aliganj, Jor Bagh Road,
New Delhi-110003
4. The Member Secretary,
Gujarat Pollution Control Board
Paryavaran Bhawan, Sector 10-A,
Gandhi Nagar – 382 010
5. Dr A. Manoharan,
Former Senior Scientist, CPCB,
24, HIG Flats, 475, Anna salai,
Nandanam, Chennai- 600035
6. Dr. A. N Vaidya
Chief Scientist & Head, Solid and Hazardous Waste Management Division,
National Environmental Engineering Research Institute (NEERI)
Nehru Marg, Nagpur-440020