

By Registered Post

F. No. B-31011 (BMW) (46.47)/2018/WMD/192

April 05, 2018

To

M/s Rajdeep Biotech,
Khasara No. 214, Village Borabas,
Tehsil Ladpura,
District Kota, Rajasthan

183

MODIFIED DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986 IN CASE OF M/s RAJDEEP BIOTECH, KHASARA No. 214, VILLAGE BORABAS, TEHSIL LADPURAS, DISTRICT KOTA, RAJASTHAN.

WHEREAS the Central Government has notified the Bio-medical Waste Management Rules, 2016 and amendments thereof (herein after referred as BMW Rules) in supersession of the Bio-medical Waste (Management & Handling) Rules, 1998, and amendments thereof, under the Environment (Protection) Act, 1986, to improve the collection, segregation, processing, treatment and disposal of the bio-medical wastes in an environmentally sound management thereby, reducing the biomedical waste generation and its impact on the environment;

WHEREAS Rule 5 of BMW Rules stipulates duties of the operator of a Common Bio-medical Waste Treatment Facility (CBWTF); and

WHEREAS as per Rule 7 (1) of BMW Rules, "bio-medical waste shall be treated and disposed of in accordance with Schedule I and in compliance with the standards prescribed in Schedule II of the BMW Rules, 2016"; and

WHEREAS the Common Bio-medical Waste Treatment Facility (CBWTF) operated by M/s Rajdeep Biotech, Khasra No. 214, Village Boradas, Tehsil Ladpura, Kota, Rajasthan (the Unit) was found to be grossly violating the stipulated norms prescribed under BMW Rules, 2016, during the inspection carried out by a team of officials from Central Pollution Control Board (CPCB) on 04.08.2017 and subsequently closure directions under section 5 of the Environment (Protection) Act, 1986 was issued to the Unit vide CPCB letter no. B-31011 (BMW) (46.47)/2017/WMD/2017/7342 dated 14.08.2017 with the following conditions:

- (i) Close the Unit namely M/s Rajdeep Biotech, Khasara No. 214, Village Borabas, Tehsil Ladpura, District Kota, Rajasthan with immediate effect for violation of provisions of BMW Rules and CPCB guidelines;
- (ii) The Unit shall collect segregated bio-medical waste from its member Health Care Facilities (HCFs) and the same shall be transported to nearby CBWTF namely M/s. Hoswin Incinerator, Jhalawar, Rajasthan for ensuring further treatment and disposal of bio-medical waste in accordance with the BMW Rules, 2016; and
- (iii) The Unit shall operate its facility only after completing the necessary improvements and revocation of these directions by CPCB.

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WHEREAS a meeting was held on 06.10.2017 in CPCB with the CBWTF operators namely M/s Rajdeep Biotech, District Kota and M/s. Hoswin Incinerator, Jhalawar alongwith Regional Officer, Rajasthan Pollution Control Board (RSPCB), Kota for ensuring compliance to the CPCB direction dated 14.08.2017. In the the afore-said meeting, it was decided that M/s Rajdeep Biotech, Khasara No. 214, District Kota, Rajasthan shall not operate its facility and shall ensure collection of bio-medical waste from its member HCFs and deliver the same at the premises of M/s Hoswin Incinerator, Jhalawar, Rajasthan for further treatment & disposal for a period of 3 months. M/s Rajdeep Biotech shall also handover a copy of the manifest (on daily basis) to M/s Hoswin Incinerator, Jhalawar, Rajasthan and shall ensure payment of disposal charges to M/s Hoswin Incinerators, Jhalawar.

WHEREAS in pursuant to the Hon'ble National Green Tribunal (NGT) order dated 09.11.2017 in the matter of Appeal No. 33 of 2017 (CZ) and M.A. 526 of 2017, the Unit was re-inspected by CPCB on 16.11.2017 to verify the status of compliance to the CPCB directions dated 14.08.2017 and the inspection report was submitted to the Hon'ble NGT.

WHEREAS the inspection report of 16.11.2017 reveals that M/s Rajdeep Biotech, Kota is yet to comply with CPCB directions and hence the Unit was directed vide CPCB letter dated 05.01.2018 to continue transport the bio-medical waste collected from its member Healthcare Facilities to M/s Hoswin Incinerator, Jhalawar for another period of three months i.e. till 06.04.2018.

WHEREAS Central Board held another meeting on 26.03.2018 with the CBWTF operators namely M/s Rajdeep Biotech, District Kota and M/s. Hoswin Incinerator, Jhalawar alongwith Regional Officer, RSPCB, Kota, to review the compliance of CPCB directions, wherein it was observed that M/s Rajdeep Biotech is not sending the bio-medical waste collected by them to M/s Hoswin Incinerator, Jhalawar and instead treating the waste within their facility in violation of CPCB directions.

NOW THEREFORE, in exercise of the powers vested under Section 5 of the Environment (Protection) Act, 1986, you are here by directed to:

- (i) Stop operation of your facility and send the bio-medical waste collected from your member healthcare facilities till 06.04.2018 to M/s Hoswin Incinerators Jhalawar, Rajasthan for disposal; and
- (ii) Stop collection of bio-medical waste from your member healthcare facilities with effect from 07.04.2018.

In case the Unit fails to comply with the above Directions, CPCB will be constrained to initiate proceedings against the Unit i.e, *M/s Rajdeep Biotech, Khasara No. 214, Village Borabas, Tehsil Ladpura, District Kota, Rajasthan* as deemed fit under the Environment (Protection) Act, 1986 and amendments made thereof.

(S.P. Singh Parihar)
Chairman

Copy to:

1. Director, HSM Division,
Ministry of Environment, Forest & Climate Change
Indira Paryavaran Bhavan,
Jor Bagh Road,
New Delhi - 110 003.
2. Member Secretary
Rajasthan State Pollution Control Board,
4, Institutional Area,
Jhalana Doongari,
Jaipur-302 004, Rajasthan. : With a request to ensure that any
another authorized CBWTF shall be
directed to collect bio-medical waste
from member healthcare facilities of M/s
Rajdeep Biotech, Kota w.e.f.
07.04.2018.
3. Regional Directorate
Central Pollution Control Board
3rd Floor, Sahkar Bhawan
North TT Nagar,
Bhopal - 462 003, Madhya Pradesh. : For information
4. M/s Hoswin Incinerator Pvt. Ltd.,
Jhalawar - Baran, Village Dhanwara,
Jhalawar, Rajasthan. : Shall receive bio-medical waste from M/s
Rajdeep Biotech, Kota, Rajasthan only
till 06.04.2018 and to comply with any
other directions that may be issued by
RSPCB.
5. I/c ESS Division, CPCB : for information & record.
6. I/c IT Division, CPCB : for information & n.a.pl.



(A. Sudhakar)
Member Secretary