

By Speed Post

F.No. B- 31011/BMW (47.42)/2018/WMD-I/

September 12, 2018

To,

Director
M/s Indira Gandhi Hospital,
Kavarathi, Lakshadweep.

**DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986
(NOTICE THEREOF)**

WHEREAS the Central Government has notified the Bio-Medical Waste Management Rules, 2016 and amendments thereof (herein after referred as BMW Rules) in suppression 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 4 of BMW Rules, 2016 stipulated duties of the occupier of a Health Care Facility (HCF); 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 Rules 14(1) of BMW Rules, "every authorized person shall maintain records related to generation, collection, segregation, storage, transportation, treatment, disposal and or any form of handling of Bio-Medical waste in accordance with these Rules and by guidelines issued"; and

WHEREAS the Health Care Facility (HCF) namely M/s Indira Gandhi Hospital was inspected by the team of officials from CPCB Regional Directorate Bengaluru on 30/04/2018 and their observations indicated that:

1. HCF was in operation without seeking authorization under Bio-medical Waste Management Rules, 2016 from Lakshadweep Pollution Control Committee.
2. HCF was burning of biomedical plastic waste in open which is violation of the provisions of Biomedical Waste Management Rules, 2016.
3. Colour coded segregation (yellow, red, white and blue) of bio-medical waste was not carried out as stipulated under BMW Rules, 2016
4. The untreated bio-medical waste was found stored in an open area.
5. Treatment equipment like Incinerator and autoclave/microwave/hydroclave are not installed or operated for the treatment & disposal of Bio-Medical Waste.

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6. Records are not maintained w.r.to waste generation, segregation, collection, storage, treatment & disposal as required under BMWM Rules, 2016.
7. Septic tank and soak pit provided for the treatment of effluent generated by the HCF is not adequate to comply with the effluent standards notified under Schedule II of the BMWM Rules, 2016.
8. Staff involved in handling of biomedical waste are not trained regarding biomedical waste management.

WHEREAS, the Central Government vide notification S.O. 730 (E) dated July 10, 2002, has delegated the power under Section 5 of the Environment (Protection) Act, 1986 to the Chairman, Central Pollution Control Board, to issue directions to any industry or any local, or any other authority for the violation of the standards and rules relating to bio-medical waste notified under the Environment (Protection) Act, 1986 and amendments made thereof;

Now therefore, in exercise of the powers vested under section 5 of the E (P) Act, 1986, you are hereby directed to explain that why action should not be taken against your HCF for violation of the provisions of Biomedical Waste Management Rules, 2016 notified under Environment (Protection) Act, 1986. You are further directed to reply within 15 days of issue of this directions.

In case the HCF fails to comply with the above Directions, CPCB will be constrained to initiate proceedings against M/s Indira Gandhi Hospital as deemed fit under the E(P) Act, 1986.

(A. K. Mehta)
Chairman

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| (i) Member Secretary
Lakshadweep Pollution Control Committee,
Lakshadweep Administration,
Dept. Of Sc., Technology & Environment,
Kavarati-682 555 | : | With a request to ensure compliance to the above-mentioned CPCB recommendations by M/s Indira Gandhi Hospitals, Lakshadweep within one month. |
| (ii) Regional Director
Central Pollution Control Board
1 st & 2 nd Floors, Nisarga Bhavan, A-Block,
Thimmaiah Main Road, 7th D Cross, Shivanagar,
Opp. Pushpanjali Theatre, Bengaluru -560 010 | : | This has reference to your letter dated 31.05.2018 |
| (iii) I/C ESS Division, CPCB | : | For information & record |
| (iv) I/C IT Division | : | For information & n.a.pl. |

(Prashant Gargava)
Member Secretary