

By Registered Post

F. No. B-31011/BMW (46.34)/2019/WMD-I

September 03, 2019

To,

M/s Haat Supreme Wastech Pvt. Ltd.,
Near Railway Crossing, Bazida Jattan,
Karnal, Haryana

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 5 of BMW Rules, 2016 stipulated duties of the operator of Common Bio-Medical Waste Treatment Facility (CBWTF);

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";

WHEREAS the Hon'ble National Green Tribunal, in the matter of O.A. No. 710 of 2017 filed by Shailesh Singh vide order dated 12.03.2019 directed "CPCB to undertake study and prepare a scale of compensation to be recovered from violators of Bio-Medical Waste Management Rules, 2016. Hon'ble NGT also states that scale of compensation must be different, rendering violation of Rules to be non-profitable and which should be adequate to remedy the situation".

WHEREAS in pursuant to Order dated 12.03.2019 passed by Hon'ble National Green Tribunal, in the matter of O.A. No. 710 of 2017, CPCB has prepared Guidelines for "Imposition of Environmental Compensation Charges (ECC) against Healthcare Facilities (HCFs) and Common Biomedical Waste Treatment Facilities (CBWTFs)";

WHEREAS the Common Bio-Medical Waste Treatment Facility (CBWTF) namely M/s Haat Supreme Wastech Pvt. Ltd., Karnal, Haryana (the Unit) was inspected by Central Pollution Control Board (CPCB) during 10th – 11th, June 2019 and following observations were made:

- I. Primary Chamber of Incinerator is operated at temperature (305 °C) less than prescribed limit of minimum 800 °C as required under BMW Rules, 2016;
- II. As per wastewater analysis results, concentration of BOD (147 mg/l) and COD (499 mg/l) found exceeding the discharge standards of 30 mg/l and 250 mg/l respectively;

Now therefore, in exercise of the powers vested under Section 5 of the Environment (Protection) Act, 1986, the Unit is hereby directed to Show Cause why Environment compensation of ₹ 2,37,000/- should not be imposed against M/s Haat Supreme Wastech Pvt. Ltd., Karnal, Haryana for violating provisions under BMW Rules, 2016, thereby causing damage to environment.

Contd...2/-

You are hereby given an opportunity to submit reply within 15 days from issuance of this notice, failing which CPCB will be constrained to take action against M/s Haat Supreme Wastech Pvt. Ltd., Karnal, Haryana as deemed fit under the Environment (Protection) Act, 1986.

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(S. P. Singh Parihar)
Chairman

Copy to:

1. Joint Secretary, HSM Division
Ministry of Environment, Forest & Climate Change
Indira Paryavaran Bhawan,
Jorbagh Road, New Delhi - 110 003
2. Member Secretary : For kind information
Haryana Pollution Control Board
C-11, Sector-6, Panchkula
Haryana-134 109 Chandigarh
3. Regional Director : For kind information
Central Pollution Control Board
Ground Floor, PICUP Bhawan,
Vibhuti Khand, Gomti Nagar
Lucknow - 226 010
4. Regional Directorate Chandigarh : For kind information
Central Pollution Control Board
Regional Director
Shri Suneel Dave, Sc. 'E'
- ✓ 5. DH, IT Division : For information and necessary action
6. DH, ESS Division : For information and record
7. . DH, Accounts Division : For information & for further necessary action


(Prashant Gargava)
Member Secretary