

AQM/ ULB/2019-20/

SPEED POST

October 01, 2019

As per list

Sub.: Direction under Section 5 of The Environmental (Protection) Act, 1986 for strict compliance to regulations on mitigation of dust emanating from construction & demolition (C & D) activities in Delhi NCR- reg.

WHEREAS, Section 16 (2) (b), (f) and (j) of The Air (Prevention & Control of Pollution) Act, 1981 mandates the Central Pollution Control Board to execute nation- wide program for prevention, control and abatement of air pollution and organize a comprehensive program and perform such other functions as may be prescribed;

WHEREAS, air pollution in Delhi NCR during critical winter months is a matter of serious concern, especially with regard to high levels of particulate matter exceeding National Ambient Air Quality Standards, 2009;

WHEREAS, CPCB has developed guidelines for dust mitigation emanating from handling of construction material and C&D waste. Further, CPCB has developed guidelines for sound environmental management of C&D waste in compliance to The Construction & Demolition Waste Management Rules, 2016;

WHEREAS, the applicable rules were widely circulated through Public Notice in national dailies and regional newspapers;

WHEREAS, directions were issued from time to time to construction agencies to ensure strict compliance to regulatory provisions and deploy adequate dust arrest measures;

WHEREAS, in pursuant to Hon'ble Supreme Court's order dated October 29, 2018 in W.P (civil) 13029/1985, accounts on Twitter and Facebook are being operated by CPCB for providing citizens ease of lodging complaints and quick transmission to concerned agencies for redressal.

WHEREAS, analysis of public complaints on social media platform indicates higher percentage of C & D waste related complaints. Further, Hon'ble Supreme Court vide its order dated November 26, 2018 in W.P. (civil) 13029/1985 directed for immediate action for prosecution against agencies with inadequate public complaint redressal;

WHEREAS, CPCB vide letter dated August 13, 2019 advised land owning agencies to take up special drive for removing C&D waste before onset of winter;

WHEREAS, a meeting to assess preparedness for upcoming winters was held on September 06, 2019 with concerned stakeholders and it was directed to ensure dedicated actions to control air pollution, weekly reporting to CPCB and effective enforcement of recommendations by Task Force;

WHEREAS, it is evident from observations mentioned in paras above, that directions issued from time to time for maintaining air quality in Delhi NCR need to be effectively implemented with zero tolerance towards sources of air pollution;

WHEREAS, air quality in Delhi NCR becomes susceptible to deterioration during winter months under unfavorable meteorological conditions and if effective preventive actions are not taken the situation may worsen;

Now, therefore, in exercise of powers delegated under Section 5 of The Environmental (Protection) Act, 1986, it is directed to ensure firm actions with regard to following,

- a) Strict compliance to regulatory orders prohibiting open storage of construction material and C & D wastes. It is to be ensured that material & waste is properly contained, covered and stored within the premises.
- b) Ensure proper implementation of guidelines on dust mitigation measures and sound environmental management of C&D wastes, including deployment of adequate dust arrest measures.
- c) Rigorous follow up and swift action on complaints forwarded through SAMEER app and Social Media accounts (Facebook & Twitter), preferably within 24 hours.
- d) Non-compliance to above directions shall be dealt strictly as per regulatory provisions including prosecution and levying hefty penalty.

The receipt of this direction shall be acknowledged immediately and action taken report communicated within 07 days of receipt of same.

(S.P. Singh Parihar)
Chairman

Copy to:

- The Secretary : For kind information please
Ministry of Environment, Forest and Climate Change
Indira Paryavaran Bhavan
Jorbagh Road
New Delhi - 110 003
- The Chief Secretary : For kind information please
Government of NCT of Delhi
Delhi Secretariat
I.P. Estate, Delhi 110 002
- ✓ • Head, IT Division : For uploading on media corner, CPCB website
- Head, UPCD-I & II : For kind information please


(Prashant Gargava)
Member Secretary

List:

1. The Chairman
National Highways Authority of India
G - 5 & 6, Sector-10, Dwarka
New Delhi - 110075
2. The Managing Director
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3. The Additional Director General
The Central Public Works Department
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Nirman Bhawan

New Delhi-110108

4. The Director
NBCC India Limited
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New Delhi - 110 003, India
5. The Vice Chairman
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6. The Principal Secretary
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7. The Managing Director
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8. The Chairman
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10. The Chairman
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