

By Registered Post

F. No. B-31011/BMW (46.46)/2019/WMD-I  
To,

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October 01, 2019  
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M/s E-Tech Projects,  
Abohar By Pass Road,  
Hanumangarh, Rajasthan -335513.

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

WHEREAS as per Rule 7 (1) of BMWWM 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 BMWWM Rules, 2016";

WHEREAS Show Cause notice dated 12.09.2018 was issued by CPCB to the Common Bio-Medical Waste Treatment Facility (CBWTF) namely M/s E-Tech, Hanumangarh, Rajasthan (the Unit) directing to explain why action should not be taken closure of facility. Subsequently, the Unit submitted its pointwise reply vide letter dated 22.01.2019;

WHEREAS the Unit was inspected by Central Pollution Control Board (CPCB) on 13.07.2019 to verify current compliance status of BMWWM Rules, 2016 and following observations were made:

- a) Particulate matter concentration ( $68 \text{ mg/m}^3$ ) exceeds the prescribed limit of  $50 \text{ mg/Nm}^3$  under BMWWM Rules, 2016.
- b) Data of OCEMS is not yet connected to CPCB server as required under BMWWM 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)";

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 ₹ 93,750/- should not be imposed against M/s E-Tech, Hanumangarh, Rajasthan for violating provisions under BMWWM Rules, 2016, thereby causing damage to environment.

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An opportunity is hereby given to submit reply within 15 days from issuance of this notice, failing which CPCB will be constrained to take action against M/s E-Tech, Hanumangarh, Rajasthan as deemed fit under the Environment (Protection) Act, 1986.

  
(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  
Rajsthan Pollution Control Board  
A-4, Institutional Area, Jhalane Dungri, Jaipur  
Rajasthan - 302004
3. Regional Director : For kind information  
Central Pollution Control Board  
3<sup>rd</sup> Floor Sahkar Bhawan,  
North T.T. Nagar, Bhopal  
Madhya Pradesh - 462003
4. DH, IT Division : For information and necessary action
5. DH, Accounts Division : For information & for further necessary action

  
(Prashant Gargava)  
Member Secretary

