



SPEED-POST/E-MAIL

केन्द्रीय प्रदूषण नियंत्रण बोर्ड  
CENTRAL POLLUTION CONTROL BOARD  
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय भारत सरकार  
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE GOVT. OF INDIA

F-No. B-11011/UPC II/PWM/ 2020-21

8059-8094

9th

October, 2020

To,  
Principal  
Secretaries (UD)  
All States/UT

**Sub: Directions under Sec 5 of EPA, 1986 to State Govt. for non-submission of information/ submission of incomplete information on Plastic Waste Management to CPCB in compliance with Hon'ble NGT Directions dated December 06, 2020 & September 10, 2020 in the matter of OA No. 247/ 2017 (CPCB vs. State of Andaman & Others)**

**WHEREAS**, the Ministry of Environment, Forest and Climate Change (MoEF&CC) notified the Plastic Waste Management Rules 2016 in exercise of the powers conferred under sections 3,6 and 25 of the Environment (Protection) Act, 1986 vide Notification No. G.S.R 320 (E) dated March 18, 2016;

**WHEREAS**, Ministry of Environment, Forest and Climate Change amended PWM Rules 2016 vide Notification No. G.S.R. 285(E) dated March 27, 2018;

**WHEREAS** Rule 5 of PWM Rules 2016 specifies that the plastic waste management by the urban local bodies in their respective jurisdiction shall be as under: -

- Plastic waste, which can be recycled, shall be channelized to registered plastic waste recycler and recycling of plastic shall conform to the Indian Standard: IS 14534:1998 titled as Guidelines for Recycling of Plastics, as amended from time to time;
- Local bodies shall encourage the use of plastic waste (preferably the plastic waste which cannot be further recycled) for road construction as per Indian Road Congress guidelines or energy recovery or waste to oil etc. The standards and pollution control norms specified by the prescribed authority for these technologies shall be complied with;
- Thermo set plastic waste shall be processed and disposed of as per the guidelines issued from time to time by the Central Pollution Control Board; and
- The inert from recycling or processing facilities of plastic waste shall be disposed of in compliance with the Solid Waste Management Rules, 2000 or as amended from time to time.

Cont...

केन्द्रीय प्रदूषण नियंत्रण बोर्ड  
निर्गत.....  
दिनांक..... 13/10/2020

o/c

'परिवेश भवन' पूर्वी अर्जुन नगर, दिल्ली-110032

Parivesh Bhawan, East Arjun Nagar, Delhi-110032

दूरभाष/Tel : 43102030, 22305792, वेबसाइट/Website : www.cpcb.nic.in

212210/2021/20  
12-10-20

**WHEREAS Rule 6 of PWM Rules specifies Responsibility of local body. –**

- (1) Every local body shall be responsible for development and setting up of infrastructure for segregation, collection, storage, transportation, processing and disposal of the plastic waste either on its own or by engaging agencies or producers.
- (2) The local body shall be responsible for setting up, operationalization and co-ordination of the waste management system and for performing the associated functions, namely:
  - (a) Ensuring segregation, collection, storage, transportation, processing and disposal of plastic waste;
  - (b) ensuring that no damage is caused to the environment during this process;
  - (c) ensuring channelization of recyclable plastic waste fraction to recyclers;
  - (d) ensuring processing and disposal on non-recyclable fraction of plastic waste in accordance with the guidelines issued by the Central Pollution Control Board;
  - (e) creating awareness among all stake holders about their responsibilities;
  - (f) engaging civil societies or groups working with waste pickers; and
  - (g) ensuring that open burning of plastic waste does not take place.
- (3) The local body for setting up of system for plastic waste management shall seek assistance of producers and such system shall be set up within one year from the date of final publication of these rules in the Official Gazette of India;
- (4) The local body to frame bye-laws incorporating the provisions of these rules.

**WHEREAS** it is observed that although the PWM Rules were notified in 2016, its implementation remains inadequate and strengthening of infrastructure for collection, channelization and strengthening of plastic waste is required to ensure maximum utilization of this waste and minimize its litter;

**WHEREAS** Hon'ble NGT vide Order dated 06.12.2019 in the matter of OA No. 247/2017, directed the State Govt. to *finalize the time targeted action plans and give information about the implementation status and submit their compliance reports to CPCB quarterly in a cumulative format, failing which compensation of Rs. 1 lakh per quarter shall be levied by the CPCB;*

**WHEREAS** CPCB revised the format for submission of information by States/UTs to ensure compliance with Hon'ble NGT Directions and send the same to all States/UTs vide letter dated December 31, 2019 ;

**WHEREAS** no response has been received from your **state/UT** so far;

**WHEREAS** gaps have been observed in the report( ) filed by for the quarter ( October to December;

**WHEREAS** non-submission of complete information to CPCB as per details given above is in violation of Rule 5 and Rule 6 of PWM Rules as well as provisions of NGT Act;

**WHEREAS** Hon'ble NGT in its Order dated September 10, 2020 has observed that *the relevant information has not been provided by the States/UT and directed CPCB to file its action taken report before the next date (14.10.2020);*

**NOW THEREFORE** in exercise of powers vested under Section 5 of EPA 1986, following Directions are being issued to your office

- (a) Submission of complete information as per format sent to your office on December 31, 2019
- (b) Deposition of -- as compensation with CPCB for non-submission of information for the three quarters( ---),

You are required to confirm receipt of this direction and file the response by October 16, 2020 to this office



(Shiv Das Meena)

**Chairman**

**Copy to:**

1. **Joint Secretary (CP Division)** : For kind information please  
**Ministry of Environment, Forests & Climate Change**  
Indira Paryavaran Bhawan, Jor Bagh  
Road, New Delhi, 110003

2. **Incharge, IT Division** : For uploading on CPCB website  
CPCB



(Prashant Gargava)

**Member Secretary**