



केन्द्रीय प्रदूषण नियंत्रण बोर्ड  
CENTRAL POLLUTION CONTROL BOARD  
(पर्यावरण एवं वन मंत्रालय, भारत सरकार)  
(MINISTRY OF ENVIRONMENT & FORESTS, GOVT. OF INDIA)

**SPEED-POST / E-MAIL**

F.No.B-11011/UPC-II/PWM(Direction)/2021 15540

Date: 03.02.2021

To,

**M/s. Patanjali Peya Pvt. Ltd.**  
**Kripalu Bagh Kankhal,**  
Haridwar- 249408

**Sub:- DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986 (NOTICE THEREOF) FOR NON- COMPLIANCE OF PLASTIC WASTE MANAGEMENT RULES, 2018**

**WHEREAS**, the Central Government has notified the standards for discharge of environmental pollutants from various categories of industries under the Environment (Protection) Act, 1986 and the rules framed there under;

**WHEREAS**, the Ministry of Environment, Forest & Climate Change has notified Plastic Waste Management Rules, 2016, as amended 2018, which inter-alia prescribe specifications with regard to registration of Producers/Brand Owners/Importers and stipulate procedures for Plastic Waste Management;

**WHEREAS**, Under Rule 9(1) of Plastic Waste Management Rules, 2016 The producers, within a period of six months from the date of publication of these rules, shall work out modalities for waste collection system based on Extended Producers Responsibility and involving State Urban Development Departments, either individually or collectively, through their own distribution channel or through the local body concerned;

**WHEREAS**, Under Rule 9(2) of Plastic Waste Management Rules, 2016 Primary responsibility for collection of used multi-layered plastic sachet or pouches or packaging is of Producers, Importers and Brand Owners who introduce the products in the market. They need to establish a system for collecting back the plastic waste generated due to their products. This plan of collection to be submitted to the State Pollution Control Boards while applying for Consent to Establish or Operate or Renewal;

**WHEREAS**, Under Rule 13(1) of Plastic Waste Management Rules, 2016 No person shall manufacture carry bags or recycled plastic bags or multi-layered packaging unless the person has obtained a registration from the State Pollution Control Board or the Pollution Control Committee of the Union Territory concerned, as the case may be, prior to the commencement of production;

**WHEREAS**, Under Rule 13(2) of Plastic Waste Management Rules, 2016 Every producer or brand-owner shall, for the purpose of registration or for renewal of registration, make an application in Form-I to

- (i) "The concerned State Pollution Control Board or Pollution Control Committee of the Union territory, if operating one or two States or Union Territories"; or
- (ii) "The Central Pollution Control Board, if operating in more than two States or Union Territories";

**WHEREAS**, Original Application no. 28/2020 regarding violation of obligation under Rule 9 of the Plastic Waste Management Rules, 2016, by **M/s. Patanjali Peya Pvt. Ltd.** in terms of principle of Extended Producer Liability have been filed in Hon'ble NGT, PB, New Delhi;

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'परिवेश भवन' पूर्वी अर्जुन नगर, दिल्ली-110032

'Parivesh Bhawan', East Arjun Nagar, Delhi - 110032

दूरभाष/Tel. : 43102030, फैक्स/Fax : 22305793, 22307078, 22307079, 22301932, 22304948

ई-मेल/e-mail : cpcb@nic.in वेबसाइट/Website : www.cpcb.nic.in

**WHEREAS**, CPCB issued letters B-17011/7/UPC-II-PWM(MLP)/2020/12159 dated February 27, 2020 and B-17011/7/UPC-II-PWM(MLP)/2020/5231 dated August 19, 2020 to **M/s Patanjali Peya Pvt. Ltd.** for submission of application for registration under provision of PWM Rules, 2018 within seven days. However, no reply has been received from your unit so far;

**WHEREAS**, vide reports submitted in the matter of OA no. 28/2020 in June, 2020 and September 2020, CPCB has informed Hon'ble NGT that **M/s Patanjali Peya Pvt. Ltd.** hasn't provided any information regarding submission of application for registration as a Brand-owner/Producer under PWM Rules, 2018;

**WHEREAS**, Hon'ble NGT in its Order dated September 10th, 2020 in OA no. 997/2019 and 28/2020 has directed CPCB to take coercive action against the non-complying units;

**WHEREAS**, CPCB issued Show Cause Notice dated Oct 8, 2020 under Sec 5 of the Environment (Protection) Act, 1986 (notice thereof) to **M/s. Patanjali Peya Pvt. Ltd.** for i) Closure of operations of the unit ii) Levying of Environment Compensation for non-compliance of provisions of PWM Rules, 2018;

**WHEREAS**, vide email dated 16.10.2020, **M/s. Patanjali Peya Pvt. Ltd.** requested to grant time till the end of October 2020 to file all the necessary information and documents regarding registration under PWM Rules, 2018;

**WHEREAS**, **M/s. Patanjali Peya Pvt. Ltd.** has not submitted application for registration under PWM Rules, 2018 to CPCB so far;

**WHEREAS** in compliance of NGT Directions dated Sep 10, 2020 in OA 247/2017, CPCB has framed the Guidelines for Environment Compensation for violation of PWM Rules; and

**WHEREAS** as per the above Guidelines, Environmental Compensation to be levied @Rs.5000/- per ton of plastic waste introduced by the Brand Owner for which EPR liability has not been fulfilled for the period under consideration.

**NOW THEREFORE**, in view of above and in exercise of the powers vested to Chairman, Central Pollution Control Board (CPCB) under Section 5 of the Environment (Protection) Act, 1986, the following directions are proposed to be issued to your unit:

- (a) The unit shall pay Rs. 100,00,000/- (Rs. One Crore Rupees Only) within 15 days in CPCB A/c No. 532702050000164 (Bank Name: Union Bank of India, IP Extension Branch, Vikas Marg Extn., Delhi, IFSC: UBIN0553271) as Environmental Compensation charges to CPCB for violation of PWM Rules.
- (b) The unit shall fulfil Extended Producer Responsibility (EPR) in accordance with provisions of PWM Rules, 2018.

You are hereby given an opportunity to respond within 15 days of issue of this Direction, failing which CPCB shall be constrained to levy Environmental compensation as proposed above without giving any further notice in accordance with provision of EPA, 1986.

  
(Shiv Das Meena)  
Chairman

**Copy to:**

1. **Uttarakhand Pollution Control Board**  
**Gaura Devi Bhawan, 46 B IT Park, Sahastradhara,**  
**Dehradun, Uttarakhand- 248001** : For kind information &  
necessary action please
  
2. **Joint Secretary (CP Division)**  
**Ministry of Environment, Forests & Climate Change** : For kind information  
Indira Paryavaran Bhawan, Jor Bagh Road, New please  
Delhi, 110003
  
3. **Incharge, IT Division** : For uploading on CPCB  
CPCB website

  
(Prashant Gargava)  
**Member Secretary**