

F. No. B-31011/BMW (46.56)/2019/WMD-I

Speed Post

To,

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April 08, 2019

The Director  
M/s Indira Gandhi Institute of Medical Sciences  
Sheikpura,  
Patna – 800023, Bihar.

**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 4 of BMW Rules, 2016 stipulated duties of the occupier 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 Rules 14(1) of BMW Rules, "every authorized person shall maintain records related to generation, collection, segregation, storage, transportation, treatment, disposal and or any form of handling of Bio-Medical waste in accordance with these Rules and by guidelines issued";

WHEREAS the Healthcare Facility (HCF) namely M/s Indira Gandhi Institute of Medical Science, Sheikpura, Patna, Bihar has to comply with the condition stipulated in authorization granted by the Bihar State Pollution Control Board (BSPCB) under Rule 10 of the BMW Rules;

WHEREAS the Common Biomedical Waste Treatment Facility (CBWTF) operating in your premises namely M/s Sangam Mediserve Pvt. Ltd., was inspected by CPCB on 26.10.2018 to verify the compliance to the provision of BMW Rules, 2016 and subsequently based on the non-compliances observed, directions under section 5 of Environment (Protection) Act, 1986 has been issued to the Unit vide CPCB letter of even no. dated 23.01.2019 directing to explain why action shall not be taken for failing to ensure compliance and for not providing adequate pollution control infrastructure to CBWTF operated at their premises;

WHEREAS the HCF has submitted its reply vide letter dated 15.02.2019 indicating point wise action taken on the non-compliances observed by CPCB and also informed that due to space constraint, the CBWTF will shift at new site for which the operator has already applied for Environmental Clearance;

WHEREAS following action points of CPCB directions dated 23.01.2019 are not yet complied: (i) the existing incinerator is still operating without upgrading to 2 seconds residence time in secondary chamber; (ii) wastewater was found exceeding the prescribed limits w.r.t pH (5.65 against minimum limit of 6.5), TSS (249 mg/m<sup>3</sup> against a limit of 100 mg/l), BOD (2572 mg/m<sup>3</sup> against a limit of 30 mg/l),

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COD (4360 mg/m<sup>3</sup> against a limit of 250 mg/l); and (iii) proof of having recording system with autoclave is not provided.

Now therefore, in exercise of the powers vested under Section 5 of the Environment (Protection) Act, 1986, the Director of M/s Indira Gandhi Institute of Medical Science, Patna is hereby directed to:

- a. Stop operation of the CBWTF operated by M/s Sangam Mediserve Pvt. Ltd., Patna, Bihar till the CBWTF operator starts operation of new facility at new site; and
- b. To collect and transport the biomedical waste collected from member Healthcare Facilities and dispose the same through any other CBWTF located nearby, in consultation with Bihar SPCB.

In case the HCF fails to comply with above directions, CPCB will be constrained to initiate proceedings against M/s Indira Gandhi Institute of Medical Science, Patna, Bihar as deemed fit under the Environment (Protection) Act, 1986.

  
(S. P. Singh Parihar)  
Chairman

**Copy for information to:**

1. Joint Secretary, HSM Division  
Ministry of Environment, Forest & Climate Change  
Indira Paryavaran Bhawan,  
Jorbagh Road, New Delhi - 110 003
2. The Member Secretary  
Bihar Pollution Control Board  
Beltron Bhawan, Shastri Nagar  
Jawahar Lal Nehru Marg Patna (Bihar)- 800 023 : For kind information
3. Regional Director  
Central Pollution Control Board  
Southernd Conclave, Block 502,  
5th & 6th Floors, 1582 Rajdanga Main Road  
Kolkata - 700 107 (W. B.) : For kind information
4. ✓ I/c IT Division : For information and necessary action
5. I/c ESS Division : For information and record
6. I/c Accounts Division : For information & for further necessary action

  
(Prashant Gargava)  
Member Secretary