

By Registered Post

F. No. B-31011/ (BMW)(58.1)/2017/WMD-I/
To

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August 14, 2017

The Chairman,
Delhi Pollution Control Committee
4th & 5th Floor, ISBT Building,
Kashmere Gate, Delhi – 110006.

DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986 - FOR ENSURING PROPER DISPOSAL OF BIO-MEDICAL WASTE BY SOME HEALTH CARE FACILITIES IN DELHI

WHEREAS the Central Government has notified the Bio-medical Waste Management Rules, 2016 (herein after referred as BMW Rules) in supersession 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 its impact on the environment; and

WHEREAS as per Rule 9 (1) of BMW Rules, "the Prescribed Authority for implementation of the provisions of BMW Rules, 2016 in Delhi shall be the Delhi Pollution Control Committee (DPCC)"; and

WHEREAS as per Rule 6 of BMW Rules, DPCC is the responsible agency to ensure effective implementation of the rules in all health care facilities (HCFs) or occupiers in NCT of Delhi; and

WHEREAS a team of CPCB conducting surveillance of relatively high air polluting areas namely Anand Vihar, Punjabi Bagh, ITO and Delhi Technical University (DTU) have identified an area near Sector 27, Rohini where bio-medical waste is dumped illegally. Subsequently, a joint team comprising officials of Central Pollution Control Board (CPCB), Delhi Pollution Control Committee (DPCC) and Directorate Health Services (DHS) visited the above mentioned area on 26.07.2017 and made the following observations:

- a) *Open dumping and burning of bio-medical waste was being carried out near Sector 27, Rohini as well as at two or three spots along Western Yamuna Canal Link Road.*
- b) *The bio-medical waste like syringes, used bandages, medicines, empty glass bottles, ampoules, vials, gloves, discarded mattresses etc was found dumped in an open area.*
- c) *Local residents have reported that open dumping and burning of solid wastes including the bio-medical waste is carried out on regular basis by some illegal waste pickers engaged by the nursing homes, clinics and pharma units located nearby.*

WHEREAS the Central Government vide notification S.O. 730 (E) dated July 10, 2002, has delegated the powers under Section 5 of the Environment (Protection) Act, 1986 to the Chairman, Central Pollution Control Board (CPCB), to issue directions to any industry or any local, or any other authority for violation of the standards and rules including rules relating to bio-medical waste notified under the Environment (Protection) Act, 1986 and amendments thereof.;

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NOW THEREFORE, in view of the ineffective implementation of Bio-medical Waste Management in NCT of Delhi, and in exercise of the powers vested under section 5 of the Environment (Protection) Act, 1986, following directions are issued:

- (i) DPCC shall carryout necessary investigation to identify the Clinics/Health Care Facilities (HCFs) and bulk waste generators indulging in improper disposal of Bio-medical Waste in violation of the provisions under Bio-medical Waste Management Rules, 2016 and Solid Waste Management Rules, 2016, on or before 30.09.2017.
- (ii) DPCC shall ensure collection and shifting of waste from the identified site to the CBWTF and take necessary measures for decontamination of the above identified dumpsites.
- (iii) DPCC shall direct the HCFs to send their waste to Common Bio-medical Waste Treatment and Disposal Facilities with immediate effect and also shall take stringent action against identified occupiers for violation of the provisions under Bio-medical Waste Management Rules, 2016 and the Environment (Protection) Act, 1986, on or before 30.09.2017.
- (iv) DPCC shall ensure authorisation of all the HCFs located in Delhi irrespective of their size of operation as per the provisions under BMWM Rules, 2016.

The action taken report (ATR) shall be submitted to the Central Pollution Control Board within 45 days from the date of receipt of these directions.


(S. P. Singh Parihar)
Chairman

Copy to:

1. Joint Secretary, HSM Division, Ministry of Environment, Forests & Climate Change, Indira Paryavaran Bhavan, Jor Bagh Road, New Delhi - 110 003 : For information, please.
2. Director General, Directorate of Health Services, F-17, Karkardooma, Delhi - 110032. : For information and ensure compliance to the BMWM Rules, 2016 in Delhi State.
3. Regional Director, Central Pollution Control Board, Ground Floor, PICUP Bhawan, Vibhuti Khand, Gomti Nagar, Lucknow - 226 010, U.P. : For information
4. I/c IT Division : For information and necessary action
5. Divsional Head, ESS : For information.


(A.B. Akolkar)
Member Secretary

