



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. CP-20/37/2023-UPC-II-HO-CPCB-HO 4400-4431 September 21, 2023

To,

The Chairman
SPCB/PCC
(As per list)

Sub: Direction Under Section 5 of the Environment (Protection) Act, 1986 to SPCBs/PCCs for submission of incomplete/no information for Annual Report (2022-23) on Implementation of Plastic Waste Management Rules, 2016 (as amended)

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; and

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

WHEREAS, as per rule 17(2) of the PWM Rules, 2016, as amended, "Every local body shall prepare and submit an annual report in Form -V to the concerned Secretary-in-charge of the Urban Development Department under intimation to the concerned State Pollution Control Board or Pollution Control Committee by the 30th June, every year"; and

WHEREAS, as per rule 17(3) of the PWM Rules, 2016, as amended, "Each State Pollution Control Board or Pollution Control Committee shall prepare and submit an annual report in Form VI to the CPCB on the implementation of these rules by the 31st July, of every year"; and

WHEREAS, as per rule 17(4) of PWM Rules, 2016 as amended, The CPCB shall prepare a consolidated annual report on the use and management of plastic waste and forward it to the Central Government along with its recommendations before the 31st August of every year"; and

WHEREAS, honourable NGT in the matter of O.A No. 247/2017 had directed that "all the States and Union Territories to ensure that reports in terms of Rule 13 are furnished to the CPCB positively within one month or 30th April, 2019, for the period the reports are due as per rules and not filed so far. CPCB may prepare Action plan for submission of compliance state of PWM Rules by states/UTs". CPCB had prepared a comprehensive format for the action plan for submission of compliance status of PWM Rules by states/UTs and obtained detailed information from the States/UT during the period 2019-21; and

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Parivesh Bhawan, East Arjun Nagar, Delhi-110032

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

WHEREAS, CPCB, subsequently, had directed SPCBs/PCCs to file Action Plan (Form VI) in the prescribed format (**Annexure I**) in the Annual Report submitted to CPCB which included data related to plastic waste generated, collected and processed (recycled, co-processing, road making, waste to oil); and

WHEREAS, incomplete/no information regarding Annual Report and Action plan for year 2022-23 has been received from your office; and

NOW, THEREFORE, in view of above and in exercise of powers vested under Section 5 of Environment (Protection) Act, 1986 to the Chairman, CPCB, it is directed to submit complete information for Annual Report for Financial Year 2022-23 on Implementation of Plastic Waste Management Rules, 2016, as amended along with the Action Plan as per prescribed format.

You are requested to take necessary action to ensure compliance of above direction within 15 days of issue this direction.


(Tanmay Kumar)
Chairman

Copy to:

1. **Additional 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
CPCB website


(Bharat Kumar Sharma)
Member Secretary

By Registered Post

F. No. B-31011/BMW (14499)/2023/WMD-I 4685

27th September, 2023

To,

M/s Belgaum Green Environment Management Pvt. Ltd.,
Sy No 29/2, Harugoppa Village,
Saundatti Taluk, Belagavi District,
Belagavi, Karnataka

DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986 AND SHOW CAUSE NOTICE - THEREOF FOR IMPOSITION OF ENVIRONMENTAL COMPENSATION

WHEREAS the Central Government has notified the Bio-Medical Waste Management Rules, 2016 and amendments thereof (herein after referred as BMW Rules, 2016) 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; and

WHEREAS Rule 5 of BMW Rules, 2016 stipulate duties of the operator of Common Bio-Medical Waste Treatment Facility (CBWTF) to ensure treatment and disposal of biomedical waste in line with provisions of said Rules; and

WHEREAS as per Rule 7 (1) of BMW Rules, 2016, the bio-medical waste is required to be treated and disposed off in accordance with Schedule I and in compliance with the standards prescribed in Schedule II of the BMW Rules, 2016; and

WHEREAS Rule 14 (1) of BMW Rules, 2016 stipulate that every authorized person is required to 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 guidelines issued by CPCB"; and

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 directed that scale of compensation must be deterrent, rendering violation of Rules to be non-profitable which should be adequate to remedy the situation"; and

WHEREAS Hon'ble National Green Tribunal in its order dated 15.07.2019 in the matter of O.A. No. 710 of 2017, accepted Guidelines for "Imposition of Environmental Compensation Charges (ECC) against Healthcare Facilities (HCFs) and Common Biomedical Waste Treatment Facilities (CBWTFs)"; and

WHEREAS the CBWTF namely M/s Belgaum Green Environment Management Pvt. Ltd., Sy. No. 29/2, Harugoppa Village, Saundatti Taluk, Belagavi District, Belagavi, Karnataka (the Unit) was inspected by Central Pollution Control Board (CPCB) on 19.07.2023 wherein following non-compliances were observed:



2. The Member Secretary : For kind information
Karnataka State Pollution Control Board,
Parisara Bhavana, 1st to 5th Floor
49, Church Street,
Bengaluru – 560 001.

3. The Regional Director, : For kind information
The Regional Directorate
Central Pollution Control Board
1st & 2nd Floors, Nisarga Bhavan
A-Block, Thimmaiah Main Road
7th D Cross, Shivanagar, Opp. Pushpanjali Theatre,
Bangalore – 560 010.

4. ✓ I/c IT Division : For information and necessary
action

5. I/c Accounts Division : For information & for further
necessary action


(Bharat Sharma)


