



F. No. CP-20/35/2023-UPC-II-HO-CPCB-HO

Date: 16-02-2024

To,

The Chairman
All SPCBs/PCCs

Sub: - Directions Under Section 5 of the Environment (Protection) Act, 1986 for Implementation of ban on Single Use Plastic (SUP)-Reg.

Whereas, the Ministry of Environment, Forest & Climate Change (MoEF&CC) notified the PWM Rules, 2016, in exercise of the powers conferred under section 3,6, & 25 of the Environmental (Protection) Act, 1986 Vide Notification No. G.S.R. 320 (E) dated March 27, 2016; and

Whereas, MoEF&CC, vide Notification dated August 12, 2021 banned identified SUP items and prescribed minimum thickness of carry bag with effect from July 01, 2022; and

Whereas, as per Rule 4(2) of PWM Rules, 2016 (as amended), *"The manufacture, import, **stocking, distribution, sale and use** of following single use plastic (SUP), including polystyrene and expanded polystyrene, commodities shall be prohibited with effect from the 1st July, 2022:*

- Ear buds with plastic sticks, plastic sticks for balloons, plastic flags, candy sticks, ice-cream sticks, polystyrene [Thermocol] for decoration.*
- Plates, cups, glasses, cutlery such as forks, spoons, knives, straw, trays, wrapping or packing films around sweet boxes, invitation cards, and cigarette packets, plastic or PVC banners less than 100 micron, stirrers"; and*

Whereas, as per Rules 4(1)(c) of PWM Rules, 2016 (as amended), *"Carry bag made of virgin or recycled plastic, shall not be less seventy five microns in thickness with effect from the 30th September 2021 and one hundred and twenty (120) microns in thickness with effect from 31st December, 2022"; and*

Whereas, as per Rule 4 (d) of the PWM Rules, *"plastic sheet or like, which is not an integral part of multilayered packaging and cover made of plastic sheet used for packaging, wrapping the commodity shall not be less than fifty microns in thickness except where the thickness of such plastic sheets impair the functionality of the product"; and*

Whereas, as per Rule 12 (1) of PWM Rules, *"The Central Pollution Control Board, State Pollution Control Board and Pollution Control Committee in respect of a Union territory shall be the authority for enforcement of the provisions of these rules relating*

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to registration, manufacture of plastic products and multilayered plastic packaging, processing and disposal of plastic wastes and items prohibited under these rules”; and

Whereas, as per Rule 12 (2) of PWM Rules, *“The concerned Additional Chief Secretary / Principal Secretary / Secretary-in-charge of the Department of the State or a Union Territory responsible for municipal administration shall be the authority for enforcement of the provisions of these rules relating to waste management by waste generator, restriction or prohibition on use of plastic carry bags, plastic sheets or like, covers made of plastic sheets and multi-layered plastic packaging and items prohibited under these rules in the urban areas of the State or a Union Territory”; and*

Whereas, as per Rule 12 (3) of PWM Rules, *“The concerned Gram Panchayat Additional Chief Secretary / Principal Secretary / Secretary-in-charge of the Department of the State or a Union Territory responsible for Panchayati Raj Institution shall be the authority for enforcement of the provisions of these rules relating to waste management by the waste generator, restriction or prohibition on use of plastic carry bags, plastic sheets or like, covers made of plastic sheets and multilayered plastic packaging and items prohibited under these rules in the rural area of the State or a Union Territory”; and*

Whereas, CPCB prepared a Comprehensive Action Plan for implementation of SUP ban as per which SPCBs/PCCs have a key role to play for elimination of SUP; and

Whereas, CPCB issued Direction dated 01-2-2022 to all SPCBs/PCCs to ensure compliance of notification published by MoEF&CC dated 12-08-2021 in line with comprehensive action plan; and

Whereas, for effective monitoring of ban on identified single use plastic items and plastic waste management in the country, CPCB developed SUP Compliance Monitoring portal and SUP field inspection app to facilitate the structured inspection and monitoring by state boards and local bodies, and SUP Public Grievance App to ensure citizen participation for effective enforcement of ban; and

Whereas, CPCB issued Directions dated 30-06-2022 to all SPCBs/PCCs to monitor compliance through SUP Compliance Monitoring App; and

Whereas, special inspection drive was conducted from October to December, 2022 with focus on enforcement on street vendors, local shops, wholesale markets etc. by CPCB/SPCB/PCC with State UDD; and

Whereas, CPCB had prepared Standard Operating Procedure (SOP) with the prime objective to break the supply chain of SUP items and also issued directions dated 01-03-2023 to all SPCBs/PCCs for joint inspections with State UDD as per SOP through Field inspection app and file the inspection report on the SUP compliance monitoring portal till August 2023; and

Whereas, CPCB further issued Directions dated 17.05.2023 & 20.11.2023 to all SPCBs/PCCs and UDDs for conduction of exhaustive inspection drives at regular intervals in the area under your jurisdiction along with State UDDs to identify

manufacturers and suppliers of banned SUP items and take strict action against the violating entities; and

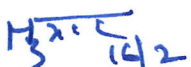

Whereas, continual use and sale of Single Use Plastic Items is being observed specially in informal sector including the local shops/ street vendors; and

Now therefore, in view of above and in exercise of powers vested under Section 5 of the Environment (Protection) Act, 1986 to the Chairman, CPCB following directions in continuation of Directions dated 1.2.2022, 30.6.2022, 01.03.2023, 17.05.2023 & 20.11.2023 are issued for compliance:

1. To conduct SUP ban enforcement drive jointly with State UDD as per the SOP prepared by CPCB for four days a month during the period **February- June 30, 2024**. The schedule of inspection is to be finalized by the concerned SPCB/PCC in consultation with State UDD and is to be completed by 25th of every month. The Police force may be deployed during the inspection drive as per requirement.
2. To conduct the inspections with focus on street vendors, local shops, wholesale markets, interstate borders, industries, bus depots, railway stations, airports and such other crowded locations.
3. To register all the concerned field officers (SPCB/PCC/State UDD) on SUP Compliance monitoring portal.
4. To conduct the inspections through Field inspection app and file the inspection report on the SUP compliance monitoring portal. Violations & details of action taken w.r.t Commercial establishment shall be reported by State UDD and violation & details of action taken w.r.t industries shall be reported by the SPCB/PCC.
5. To include information w.r.t. supplier of SUP items (for commercial users), plastic raw material suppliers (for banned SUP producers) and SUP producers (for plastic waste recyclers making granules) in the inspection report.
6. To provide details w.r.t. the action taken against the defaulters (Seizure/ challan/ fine levied/ cancellation of permission granted for Commercial entities & Seizure/ Show Cause Notice/ Closure/ environmental compensation levied in case of banned SUP producers) through SUP field inspection App.

You are requested to take necessary action to ensure compliance of above Directions and submit action taken report before the 10th of every month till **June, 2024** to this office.

Yours faithfully,


(Tanmay Kumar)
Chairman 

Copy to:

1. Additional Secretary,
HSMD,
Ministry of Environment, Forest and Climate
Change
Indira Paryavaran Bhawan Jorbagh Road,
New Delhi – 110 003 : for kind information,
please
2. Regional Directors,
All CPCB Regional Directorates :
3. DH (IT) : for uploading on CPCB
website, please

(Bharat Kumar Sharma)
Member Secretary