



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

By Registered Post

F. No. B-31011/BMW (17149)/2024/WMD-I ११४५

June 06, 2024

To,

M/s Medicare Environment Management Private limited,
Tajpur Road, Ludhiana, Punjab

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 Medicare Environment Management Private limited, Tajpur Road, Ludhiana, Punjab (the Unit) was inspected by Central Pollution Control Board (CPCB) on 17.01.2024 wherein following non-compliances were observed:

- As per analysis result of treated effluent of Effluent treatment plant, TSS (1200 mg/l), BOD (969 mg/l) and COD (1730 mg/l) exceeds the prescribed standards of TSS (100 mg/l), BOD (30 mg/l) and COD (250 mg/l) of BMW Rules, 2016.

'परिवेश भवन' पूर्वी अर्जुन नगर, दिल्ली-110032

Parivesh Bhawan, East Arjun Nagar, New Delhi - 110032

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

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- (ii) During visit, it was observed that untreated red category waste and blue category waste were kept in open area.
- (iii) Stack monitoring platform is not as per CPCB guidelines.

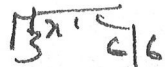
WHEREAS as per the CPCB guidelines for "Imposition of Environmental Compensation Charges (ECC) against Healthcare Facilities (HCFs) and Common Biomedical Waste Treatment Facilities (CBWTFs)", the Environment Compensation for above mentioned non-compliances at S. No. i) at the rate of ₹ 3,000/- per day; and

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 for violation of the standards and rules relating to Biomedical Waste Management notified under the Environment (Protection) Act, 1986; and

NOW THEREFORE in exercise of the powers vested under Section 5 of the Environment (Protection) Act, 1986, the Unit is hereby directed to:

- a) Augment the Effluent Treatment Plant so that effluent discharge should meet standards for liquid waste prescribed under BMWM Rules, 2016, immediately;
- b) Provide dedicated separate space for storage of untreated waste and ensure timely treatment and disposal of biomedical waste;
- c) Provide stack monitoring platform as per CPCB guidelines;
- d) Submit the action taken report on above action points at S. No. (a) to (c) within 15 days from the issue of this direction along with supporting documents & photographs; and
- e) Show Cause as to why Environmental Compensation Charges of ₹ 3,000/- per day should not be imposed for violation of provisions of BMWM Rules, 2016 for the above mentioned non-compliances, as per CPCB guidelines.

In case the Unit found non-complying with above directions, CPCB will be constrained to take legal proceedings against CBWTF namely M/s Medicare Environment Management Private limited, Tajpur Road, Ludhiana, Punjab, as deemed fit under the Environment (Protection) Act, 1986.


(Tanmay Kumar)
Chairman

Copy for information to:

1. The Additional Secretary, : For kind information
HSM Division,
Ministry of Environment, Forest & Climate Change,
Indira Paryavaran Bhawan,
Jorbagh Road, New Delhi - 110 003

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2. The Member Secretary : For kind information
Punjab Pollution Control Board
Vatavaran Bhawan, Nabha Road
Patiala – 147 001, Punjab
3. The Regional Director, : For kind information
The Regional Directorate
Central Pollution Control Board
Telephone Exchange, Sector- 49
Chandigarh- 160047
- ✓ 4. I/c IT Division : For information and necessary
action
5. I/c Accounts Division : For information & for further
necessary action



(Bharat Kumar Sharma)
Member Secretary

