



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 (3398/ 61.1)/2022/WMD-I

5774-5819

October 27, 2022

To,

The Chairman,  
(All SPCBs/PCCs- as per list)

**DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986 – FOR COMPLIANCE TO BIOMEDICAL WASTE MANAGEMENT RULES, 2016**

WHEREAS the Central Government has notified the Biomedical Waste Management Rules, 2016 (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 biomedical wastes in environmentally sound manner and thereby, reducing its impact on the environment; and

WHEREAS, under section 3 (2)(i) of Environment (Protection) Act, 1986, the Central Government shall have the power to take all such measures as it deems necessary or expedient for the purpose of protecting and improving the quality of the environment and preventing, controlling and abating environmental pollution; and

WHEREAS as per Rule 9 (1) of BMW Rules, "The prescribed authority for ensuring implementation of the provisions of rules shall be the State Pollution Control Boards (SPCBs) in respect of States and Pollution Control Committees (PCCs) in respect of Union territories"; and

WHEREAS SPCBs and PCCs also have mandate to monitor the compliance of various provisions and conditions of authorization and take action against defaulting Healthcare Facilities (HCFs) or Common Bio-medical Waste Treatment Facilities (CBWTFs) for violation of rules; and

WHEREAS CPCB has been reviewing the compliance status of BMW Rules, 2016 based on Annual Reports submitted by SPCBs and PCCs and also by conducting random inspections of CBWTFs & HCFs; and

WHEREAS as per the data received in Annual Report for the year 2021 submitted by your SPCB/PCC on Biomedical Waste Management and as per the observations made during inspections it is observed that deep burial pits are being used by HCFs in large numbers which is permitted only in the rural or remote areas and captive treatment facilities having incinerators and CBWTFs are not transmitting their data of Online Continuous Emission Monitoring System (OCEMS) to CPCB server; and

WHEREAS, CPCB earlier also vide letters dated 21.08.2021 and 08.07.2022 requested to ensure the status of installation of OCEMS by every CBWTF operator as well as HCFs operating captive treatment facilities and requested to ensure their connectivity with CPCB server as required under BMW Rules, 2016; 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,

'परिवेश भवन' पूव, अर्जुन नगर, 110032  
Parivesh Bhawan, East Arjun Nagar, Delhi-110032

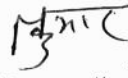
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Central Pollution Control Board (CPCB), to issue directions for violation of the standards and rules relating to BMWWM notified under the Environment (Protection) Act, 1986; and

NOW, THEREFORE, in exercise of the powers vested under Section 5 of the Environment (Protection) Act, 1986, following directions are issued:

- (i) To ensure compliance to the standards prescribed under BMWWM Rules, 2016 by CBWTFs and also captive treatment facilities operated by Healthcare Facilities.
- (ii) To verify whether existing deep burial pits are authorized as per BMWWM Rules, 2016 and are designed in line with standards given under BMWWM Rules, 2016.
- (iii) To ensure installation of OCEMS and transmission of data to CPCB server by all CBWTFs and captive incinerators operated by HCFs.

Action taken report on above be submitted to the Central Pollution Control Board within 15 days from the date of receipt of these directions.

  
(Tanmay Kumar)  
Chairman

**Copy for information to:**

1. The Additional Secretary,  
HSM Division  
Ministry of Environment, Forest & Climate Change  
Indira Paryavaran Bhawan,  
Jorbagh Road, New Delhi - 110 003. : For kind information
3. Regional Directorates CPCB  
(List attached as per jurisdiction) : For kind information and follow-up
4. I/c IT Division : For information and necessary action

  
(Prashant Gargava)  
Member Secretary

