



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-20/117/2021-UPC-II-HO-CPCB-HO-Part(10)

Dated: 25 -01-2023

To,

M/s. E-commerce Company
(As per list)

Sub: - Closure Directions under Section 5 of the Environment (Protection) Act, 1986 for Non-compliance of PWM Rules, 2016 (as amended) - Reg.

Whereas, the Ministry of Environment, Forest & Climate Change (MoEF&CC) notified the Plastic Waste Management (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 issued Notification, dated August 12, 2021 which mandated banning of identified Single Use Plastic (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:*

(a) ear buds with plastic sticks, plastic sticks for balloons, plastic flags, candy sticks, ice-cream sticks, polystyrene [Thermocol] for decoration.

(b) 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 than 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(1)(d) of PWM Rules (as amended) *"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 as specified by the Central Government where the thickness of such plastic sheets impair the functionality of the product"; and*

Whereas, as per Rule 4(1)(j) *"non-woven plastic carry bag shall not be less than 60 Gram Per Square Meter (GSM) with effect from the 30th September, 2021."; and*

Whereas, M/s. Unit Name Limited is engaged in selling / using banned SUP items as per the said Notification; and

Whereas, vide letter No. B.170117/UPC-II-PWM(SUP)/2022 dated 01/02/2022, CPCB issued following Directions to your unit to stop selling / usage of banned SUP items through the online platform provided by your organization with effect from July 01, 2022.

Whereas, vide letter dated 03-6-2022, a reminder letter was sent for compliance of the above said direction issued to your unit; and

'परिवेश भवन' पूर्वी अर्जुन नगर, दिल्ली-110032

Parivesh Bhawan, East Arjun Nagar, Delhi-110032

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

Whereas, report on compliance of aforementioned Directions has not been received from your organization, although six months have lapsed since the ban on SUP items has been in force, as per MoEF&CC Notification dated 12.08.22.; and

Whereas, CPCB issued Show Cause Notice dated December 13, 2022 under Sec 5 of the Environment (Protection) Act, 1986 (notice thereof) to your unit for i) Closure of operations of the unit ii) Levying of Environment Compensation for non-compliance of provisions of PWM Rules, 2018 and given an opportunity to submit its reply within 10 days from issuance of these directions; and

Whereas, M/s. Unit name has not submitted any response to CPCB so far;

Whereas, as per the EC Regime prepared by CPCB, Environmental Compensation is to be levied @Rs.5000/- per ton of SUP items sold in marketplace through your platform.

NOW THEREFORE, in view of above and in exercise of the powers vested to Chairman, Central Pollution Control Board (CPCB) under Section 5 of the Environment (Protection) Act, 1986, the following directions are issued to your unit:

1. The industry shall close down its operations with immediate effect and not resume its operations till it complies with provision of the PWM Rules, 2016 (as amended) related to SUP ban.
2. The unit shall pay **Rs. 25,00,000/-** (Twenty Five lakhs only) as interim Environmental Compensation charge for violation of Plastic Waste Management Rules, 2016 (as amended) to CPCB (A/c No. 532702050000164, Bank Name: Union Bank Of India, IP Extension Branch, Vikash marg Ext, Delhi, IFSC: UBIN0553271). In case of delay, simple interest @12% shall be levied for the delay period (delay period shall be calculated after 15 days of issue of this direction till the date of EC deposited by the unit).

You are required to take necessary action to comply with the above Directions and submit the Compliance report within 15 days of issue of these Directions, failing which CPCB shall be constrained to take action as deemed fit under Section 5 of EPA.

Yours faithfully,

15/25/11/23
(Tanmay Kumar)
Chairman

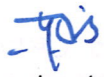
Copy to:

1. The Secretary,
Ministry of Electronics and Information
Technology
(Government of India)
Electronics Niketan, 6, CGO Complex,
Lodhi Road, New Delhi – 110003

: For information & necessary
action please

2. Sh. Naresh Pal Gangwar,
Additional Secretary,
Ministry of Environment, Forests & Climate Change
Indira Paryavaran Bhawan, Jorbagh Road,
New Delhi – 110003

3. DH (IT)

✓ 
(Prashant Gargava)
Member Secretary

o/c

E commerce companies (Non-complying)

Sl. No.	Name	Address
1.	MS Movers and Packers	M/s. MS Movers and Packers 8A/ 174/2740 Sai Co-operative Housing Society, Hariyali Village, Tagore Nagar, Vikroli East Mumbai, Maharashtra 400083
2.	Limeroad	M/s. A. M. Marketplaces Pvt Ltd (Lime Road) 4 th & 5th Floor, Plot No. 48, Sector 44, Near HUDA City Center Metro Station, Gurgaon, Haryana – 122001
3.	Yepme	M/s. Yepme Limited 312 F, 3rd Floor, Centrum Plaza, Golf Course Road, Sector 53, Gurgaon 122001
4.	Netmeds	M/s. Netmeds 5th Floor, EA Chambers (Express Avenue) No 49 & 50 L, Whites Road, Royapettah, Chennai – 600014
5.	Zivame	M/s. Reliance Retail Limited (Zivame) 3rd Floor, Court House, Lokmanya Tilak Marg, Dhobi Talao, Mumbai, Maharashtra - 400 002
6.	Clovia	M/s. Purple Panda Fashions Private Limited (Clovia) 109 B -plot No. 18, Rajendra Jaina Tower, Wazirpur Commercial Complex, Wpia, New Delhi -110052
7.	Quikr	M/s. Quikr India Pvt. Ltd. 1st Floor, Raghuvanshi Mansion, Senapati Bapat Marg, Lower Parel, Mumbai, Maharashtra – 400013
8.	Sulekha	M/s. Sulekha.com New Media Pvt. Ltd. RMZ Millenia Business Park, 2nd Floor of, Campus 1A, No 143, Dr. MGR Road, Kandanchavadi, Perungudi, Chennai - 600 096
9.	Hopscotch	M/s. Hopscotch 1st Floor DGP House, Behind Bengal Chemical, Old Prabhadevi Road, Mumbai, Maharashtra 400025
10.	FreshMenu	M/s. FreshMenu No 1229, 4th Main Cross, Sector 7, HSR Layout, Bengaluru, Karnataka 560034