



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

SPEED POST

B- 33014/40/2017- AQM 13653

November 15, 2017

The Commissioner
North Delhi Municipal Corporation,
Dr. S. P. M. Civic Centre, Minto Road
New Delhi- 110002

Sub.: Show cause notice under Section 5 of The Environmental (Protection) Act, 1986 regarding air pollution caused from Bhalaswa Landfill - reg.

WHEREAS, Section 16 (2) (b), (f) and (j) mandated the Central Pollution Control Board under The Air (Prevention & Control of Pollution) Act, 1981 on execution of nation- wide program for prevention, control and abatement of air pollution and organize a comprehensive program and perform such other functions as may be prescribed;

WHEREAS, rising air pollution in Delhi is a matter of serious concern, especially with regards to high levels of particulate matter exceeding National Ambient Air Quality Standards, 2009;

WHEREAS, in spite of targeted action implemented as per Graded Response Action Plan, Delhi air quality deteriorated significantly and reached 'Severe +' or Emergency conditions on November 07, 2017 and recurring since then;

WHEREAS, direction under Section 5 of The Environmental (Protection) Act, 1986 dated September 22, 2017 was issued to you to prohibit waste burning at Bhalaswa Landfill site;

WHEREAS, the North DMC was directed to acknowledge the receipt of direction dated September 22, 2017 within two weeks & asked to submit a time bound action plan for compliance of the above direction to CPCB before October 05, 2017;

WHEREAS, CPCB issued reminder letter to North DMC dated October 09, 2017 for submitting action taken report on the said direction and no action taken report has been received till date;

WHEREAS, a Graded Response Action Plan (GRAP) was notified by MoEF&CC on January 12, 2017 for implementation of identified actions under different Air Quality Index (AQI) categories for prevention of high pollution events and dealing with air pollution emergencies, and concerned agencies are required to take actions as per the plan;

WHEREAS, with implementation of cumulative actions under 'Moderate to Poor' category of GRAP throughout year, you are required to stringently enforce & stop garbage burning in landfills and other places and impose heavy fines on person responsible;

WHEREAS, winter season being critical with regard to air pollution, CPCB teams have been deputed to visit various areas in Delhi starting September 01, 2017 to provide ground feedback on air polluting activities & level of implementation of GRAP;

WHEREAS, during field visits made between September 01, 2017 to October 24, 2017, incidences of emissions from Bhalaswa landfill were observed on September 1, 2017, September 12, 2017, September 15, 2017, October 11, 2017, October 13, 2017, October 17, 2017, October 24, 2017, October 27, 2017 and November 14, 2017. Additionally, major fire breakout was reported in news agencies on November 11, 2017;

WHEREAS, the observations were forwarded to Delhi Pollution Control Committee through WhatsApp number by the CPCB team immediately on the same day from the location and subsequently, summarized field feedback was sent vide direction dated September 19, 2017, followed by CPCB letters dated September 21, 2017, September 29, 2017, October 09, 2017, October 16, 2017, October 25, 2017 and November 10, 2017;

WHEREAS, it is evident from observations mentioned in paras above, that direction under Section 5 of The Environmental (Protection) Act, 1986 issued on September 22, 2017 and GRAP are not effectively implemented and Bhalaswa landfill is still emitting smoke;

WHEREAS, Delhi air quality is in critical state and continuous emissions from Bhalaswa landfill contribute to localized air pollution, as well as affecting entire Delhi air quality. If effective actions are not taken immediately the situation may further worsen;

Now therefore, in exercise of powers delegated to The Chairman, CPCB under Section 5 of The Environmental (Protection) Act, 1986 and in view of deteriorating air quality in Delhi, this notice is issued to you to show cause as to why the matter should not be reported to the NGT and prosecution be launched;

You are hereby given an opportunity of 07 days from the receipt of this Notice to file your response as to why the above proposed direction should not be issued. In case no reply is received within the stipulated period, the above proposed direction shall be confirmed without issuing any further communication to you.

(S.P. Singh Parihar)
Chairman

Copy to:

- The Chairman : For kind information, please
Environment Pollution Control Authority
Core 6A, 12th floor, India habitat Centre
Lodhi road, New Delhi- 110003
- The Member Secretary : For kind information, please
Delhi Pollution Control Committee
4th & 5th Floor, ISBT Building,
Kashmere Gate, Delhi 110006
- Head, IT division : For uploading on website please



(A. Sudhakar)
Member Secretary