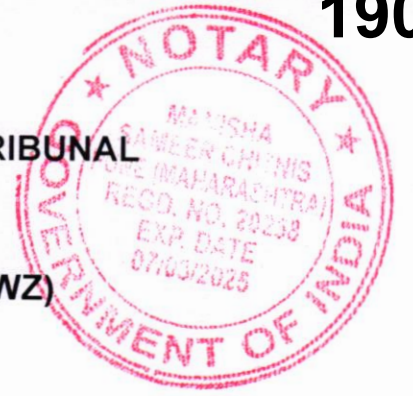


BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL
WESTERN ZONE BENCH, PUNE

ORIGINAL APPLICATION NO. 172/2024 (WZ)



IN THE MATTER OF: -

VANSHAKTI & ANR.

APPLICANT(S)

VERSUS

MAHARASHTRA COASTAL ZONE
MANAGEMENT AUTHORITY & ORS.

RESPONDENT(S)

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Pratik D. Bharne

(Pratik D. Bharne)

Regional Director

Place: Pune

Date: 19/12/2024

क्षेत्रीय निदेशक / Regional Director
केंद्रीय प्रदूषण नियंत्रण बोर्ड
Central Pollution Control Board
क्षेत्रीय निदेशालय, पुणे / Regional Directorate, Pune
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, भारत सरकार
M/o Evt. Forest & Climate Change, Govt. of India
सर्वे नं. ११०, हीराबाई धनकुडे हॉल, बाणेर रोड, बाणेर, पुणे - 411045
Sr. No. 110, Hirabai Dhankude Hall, Baner Road, Baner, Pune-411045

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REPLY ON BEHALF OF RESPONDENT NO.10,
CENTRAL POLLUTION CONTROL BOARD(CPCB)

1. That, Hon'ble NGT(WZ) vide order dated 21/08/2024 has sought the reply of Central Pollution Control Board (hereinafter referred as CPCB) in the instant matter. Thereby, the reply is made in this instant Original Application (hereinafter referred as OA) in succeeding paragraphs.
2. That at the outset, the Answering Respondent deny all claims, contentions, allegations and averments against Answering Respondent CPCB in the above OA contrary to anything stated or submitted in this reply. Nothing in the OA may be deemed to have been accepted or admitted by the Answering Respondent for want of a specific denial or on the ground of non-traverse, save any averment which has been expressly admitted hereinafter.
3. That, CPCB is a statutory Board, which is constituted under Section 3 of the Water (Prevention and Control of Pollution) Act, 1974. It performs the functions under The Water (Prevention and Control of Pollution) Act 1974, The Air (Prevention and Control of Pollution) Act 1981, and The Environment (Protection) Act, 1986.

PRELIMINARY SUBMISSION

4. That, the matter is about continuous illegal dumping of mixed waste/garbage along with construction and demolition waste at 10 distinct locations, at Thane Municipal



Corporation & Gram Panchayat, Kasheli, which are all situated in CRZ-I(A) and CRZ-I(B) areas near the Ulhas river estuary and its creek channels in Kasheli, Mumbra, Diva, and its surrounding regions in Thane District.

5. That, it is humbly submitted that The Ministry of Environment, Forest and Climate Change, Government of India notified the Solid Waste Management Rules, (SWM Rules) 2016 on 8th April, 2016 (**Annexure-R10-I**). Relevant provisions of the aforesaid rules w.r.t. the duties and responsibilities of local authorities and village Panchayats of census towns and urban agglomerations for the management of solid waste are summarized as below:
- a. As per Rule 15 of the Solid Waste Management Rules, 2016 the responsibility of management of Municipal Solid Waste as well procurement of relevant permissions including authorization lies with the local authorities and village Panchayats of census towns and urban agglomerations.
 - b. as per Rule 16 of the SWM Rules, 2016 the responsibility of enforcement of provisions said rules including issue of authorization and monitoring of air and water quality around solid waste treatment facilities lies with the concerned State Pollution Control Board/ Pollution Control Committee.
 - c. As per Rule 11(f) of the SWM Rules, 2016, the State Urban Development Department is responsible for identification and allocation of suitable land to local bodies for setting up of waste processing and disposal facility.
 - d. As per Rule 13 of the SWM Rules, 2016 the Secretary-in-charge of Village Panchayats or Rural Development Department in the State and Union territory shall have the same duties as the Secretary-in-charge, Urban Development in the States and Union territories, for the areas which are covered under these Rules and are under their jurisdictions.
 - e. As per Schedule I(A) (VII), landfill site shall be 100 meter away from river, 200 meter from a pond, 200 meter from Highways, Habitations, Public Parks and water supply wells and 20 km away from Airports or Airbase. However, in a special case, landfill site may be set up within a distance of 10 and 20 km away from the Airport/Airbase after obtaining no objection certificate from the civil aviation authority/ Air force as the case may be. The Landfill site shall not be permitted within the flood plains as recorded for the last 100 years, zone of



coastal regulation, wetland, Critical habitat areas, sensitive eco-fragile areas.

- f. Paragraph No. 4(vi) of the Coastal Regulation Zone Notification, 2019, notified by MoEF&CC stipulates prohibition of dumping of city or town wastes including construction debris, industrial solid wastes, fly ash for the purpose of land filling.

It is humbly submitted that violations, if any, under the concerned Acts/Rules are to be dealt by the respective agency as per provision stipulated under such Acts/Rules.

6. That, it is humbly submitted The Ministry of Environment, Forest and Climate Change, Government of India notified the Construction and Demolition Waste Management Rules, 2016 vide dated 29th March, 2016 (**Annexure-R10-II**). Relevant provisions of the aforesaid rules w.r.t. management of construction & demolition waste are as follows:

- a. As per Rule 6 of the Construction and Demolition Waste Management Rules, 2016, the responsibility for management of construction & demolition waste are lies with the local authority.
- b. As per Rule 8 of the Construction and Demolition Waste Management Rules, 2016, the State Pollution Control Board or Pollution Control Committee shall monitor the implementation of these rules by the concerned local bodies.
- c. In pursuance to the Rule 10 sub-rule 1(a) of the C&D W M Rules, 2016, the guideline titled "Environmental Management of C&D Wastes" has been prepared by CPCB in March, 2017. Copy of the same is given at **Annexure-R10-III** and is available on the following link of the CPCB website - <https://cpcb.nic.in/openpdf.php?id=UmVwb3J0RmlsZXMvNTUyXzE1MTEyNjQwM> It is humbly submitted that violations, if any, under the concerned Acts/Rules are to be dealt by the respective agency as per provisions stipulated under such Acts/Rules.

7. That, it is humbly submitted that in compliance to the order dated 03.08.2018 passed by Hon'ble National Green Tribunal (NGT), Principal Bench in the matter of O.A. No. 593/2017 WP(CIVIL) No. 375/2012 (Paryavaran Suraksha Samiti & Anr. Vs. Union of India & Ors.) this Answering Respondent has prepared a report



titled "Report of the CPCB In-house Committee on Methodology for Assessing Environmental Compensation and Action Plan to Utilize the Fund". The said report outlines a methodology to assess and recover compensation for damage to the environment based on "Polluter Pay Principle" i.e. formula for imposing environmental compensation on industrial units for violation of environmental norms. Environmental compensation to be levied on all violations of Graded Response Action Plan (GRAP) in NCR; environmental compensation for discharge of untreated/partially treated sewage by concerned individual/authority; and environmental compensation to be levied on concerned individual/authority for improper solid waste management. Copy of the same is given at **Annexure-R10-IV** and the same is available on the following link of the CPCB website - <https://cpcb.nic.in/uploads/report-15.07.2019.pdf>

PARA-WISE SUBMISSIONS

8. That, the averments made in Paras 1 to 4 are about the details of Applicants and Respondents which are matter of record and invites no comment from this Answering Respondent No 10.
9. That, the averments made in Paras 5 to 9 are matter of record. However, this Respondent no. 10 submits the following:

As per Rule 4(1)(2) of Solid Waste Management Rules, 2016, No waste generator shall throw, burn or burry the solid waste generated by him, on streets, open public spaces outside his premises or in the drain or water bodies.

10. That, the averments made in Paras 10 to 17 are matter of record. It is humbly submitted that the said averments may be suitably answered by the respective Respondents No. 5 & 6. However, this answering Respondent No.10 submits the following:
 - a. As per Rule 15 (y) of SWM Rules, 2016 the local authority, village Panchayats shall obtain authorization for setting up waste processing, treatment or disposal facility, if the volume of waste is exceeding five metric tons per day including sanitary landfills from the State Pollution Control Board/ Committee



as the case may be

- b. As per Rule 16(1)(a) of SWM, 2016, The State Pollution Control Board shall enforce these rules in their State through local bodies in their respective jurisdiction and review implementation of these rules at least twice a year in close coordination with concerned Directorate of Municipal Administration or Secretary-in-Charge of State Urban Development Department
- c. As per Rule 16(1)(e) of SWM Rules, 2016, The State Pollution Control Board shall issue authorization within a period of sixty days in Form II to the local body or an operator of a facility or any other agency authorized by local body stipulating compliance criteria and environmental standards as specified in Schedules I and II including other conditions, as may be necessary

11. That, the averments made in Para 18 to 20 are matter of record and this answering Respondent No. 10 submits following:

The Applicants mentioned about the email communication addressed to CPCB-HO vide dated 01/05/2024 & 06/06/2024 in Para 18 (ii) & (iv) w.r.t. issue of illegal dumping of debris in the CRZ area in Thane District. In response, CPCB vide letter dated 09/10/2024 requested Maharashtra Pollution Control Board (MPCB) to provide Action Taken Report (ATR) on the issues raised in the email dated 06/06/2024 on illegal dumping of waste in CRZ area of Thane District received from Sh. Stalin D, Director "Vanashakti" (A copy of CPCB letter dated 09/10/2024 and follow-up email communication dated 28/10/2024 is attached as **Annexure-R10-V**. The ATR from MPCB has not been received till date.

12. That, MPCB shall ensure enforcement of provisions of the SWM Rules, 2016 and C&D Rules, 2016 and also monitor and ensure compliance of the directions issued by CPCB under the said rules.
13. That, the averments made under heading "GROUNDS" in Para 21 (A to L) are about the various Grounds for filing the present Original Application by the Applicants, which have already been mentioned/commented in above paras of this reply by this Answering Respondent and need no further comments by this Answering Respondent No 10.



14. That, the averments made in Paras 22 & 23 are matter of record and invites no comments from this Answering Respondent.
15. That, the averments made under the heading "LIMITATION" in Para 24 are about limitations for filing the present Original Application by the Applicants and invites no comments from this Answering Respondent. No 10.
16. That, the averments made under the heading "PRAYERS" in Para 25 (a to n) are about various prayers submitted by the Applicants and invites no comments from this Answering Respondent.
17. That, in light of the above submissions, this Answering Respondent No. 10 i.e. CPCB shall abide by any order(s) or direction(s) passed by this Hon'ble Tribunal in the present Original Application.

Pratik D. Bharne

Pratik D. Bharne

(Scientist 'E' & Regional Director)

Central Pollution Control Board

क्षेत्रीय निदेशक / Regional Director

केंद्रीय प्रदूषण नियंत्रण बोर्ड

Central Pollution Control Board

क्षेत्रीय निदेशालय, पुणे / Regional Directorate, Pune

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, भारत सरकार

M/o Env't. Forest & Climate Change, Gov't. of India

सर्वे नं. ११०, हीराबाई धनकुडे हॉल, बाणेर रोड, बाणेर, पुणे - 411045

Sr. No. 110, Hirabai Dhankude Hall, Baner Road, Baner, Pune-411045



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AFFIDAVIT

I, Pratik D. Bharne, working as Scientist 'E' & Regional Director in Central Pollution Control Board, Regional Directorate, Survey No. 110, Hirabai Dhankude Multipurpose Hall, Baner Road, Baner, Pune – 411045, do hereby solemnly affirm, declare on oath and state as under:

1. That the deponent is authorized representative to represent the Respondent CPCB in the present case, and as such, I am well conversant with the facts and circumstances of the present case on the basis of the information derived from the official records, and hence, I am competent and authorized to verify, sign and swear this affidavit on behalf of the Respondent CPCB.
2. That the accompanying reply may be read part and parcel of the present affidavit as I am competent to swear this affidavit.
3. That the contents there of are true and correct on the basis of the record maintained during ordinary course of business of CPCB and available records and documents and the contents of the same are read over and explained to me and are not repeated herein for the sake of brevity.

Pratik D. Bharne

DEPONENT

क्षेत्रीय निदेशक / Regional Director
केंद्रीय प्रदूषण नियंत्रण बोर्ड
Central Pollution Control Board
क्षेत्रीय निदेशालय, पुणे / Regional Directorate, Pune
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, भारत सरकार
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VERIFICATION

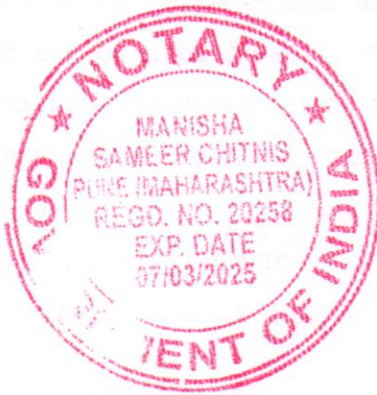
Verified at Pune on this day...^{19th} of December, 2024 that the contents of the above reply are correct and true on the basis of the record of the cases as mentioned in the day to day affairs of the CPCB. Nothing has been concealed therefrom or mis-stated.

Pe. ch. S.B.

DEPONENT – Respondent No. 10

क्षेत्रीय निदेशक / Regional Director
केंद्रीय प्रदूषण नियंत्रण बोर्ड
Central Pollution Control Board
क्षेत्रीय निदेशालय, पुणे / Regional Directorate, Pune
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, भारत सरकार
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COUNSEL for Respondent No. 10



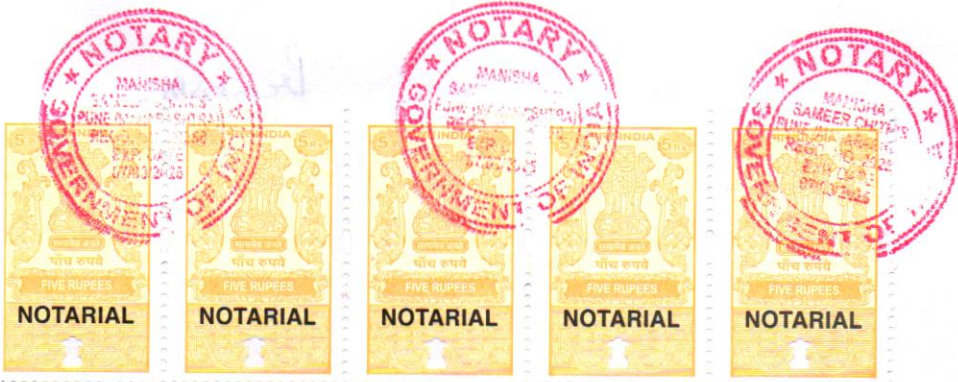
Noted & Registered
At. Sr. No. 10.72/2024.

BEFORE ME

ms

MANISHA SAMEER CHITNIS
NOTARY
GOVERNMENT OF INDIA

19 DEC 2024





भारत का राजपत्र The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (ii)

PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 861]

नई दिल्ली, शुक्रवार, अप्रैल 8, 2016/चैत्र 19, 1938

No. 861]

NEW DELHI, FRIDAY, APRIL 8, 2016/CHAITRA 19, 1938

पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय

अधिसूचना

नई दिल्ली, 8 अप्रैल, 2016

का.आ. 1357(अ).—ठोस अपशिष्ट प्रबंधन नियम, 2015 का प्ररूप भारत सरकार के पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय की अधिसूचना सं. सा.का.नि.451 (अ) तारीख 3 जून, 2015 को भारत के राजपत्र भाग II, खंड-3, उप खंड (i) में उसी तारीख को प्रकाशित किए गए थे, जिसमें उनसे प्रभावित होने वाले संभावित व्यक्तियों से नगरीय ठोस अपशिष्ट (प्रबंधन और हथालन) नियम 2000 को अधिक्रांत करते हुए उक्त अधिसूचना के द्वारा ठोस अपशिष्ट प्रबंधन नियम, 2015 के प्रकाशन की तारीख से साठ दिनों की अवधि की समाप्ति से पूर्व आक्षेप और सुझाव आमंत्रित किए थे।

उक्त राजपत्र की प्रतियां जनता को तारीख 3 जून, 2015 को उपलब्ध कराई गई थीं;

निर्धारित अवधि के भीतर उक्त प्रारूप नियमों पर प्राप्त आपत्तियों तथा टिप्पणियों पर केन्द्र सरकार द्वारा सम्यक रूप से विचार किया गया था;

पर्यावरण (संरक्षण) अधिनियम, 1986 (1986 का 29) की धारा 3, 6 और 25 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए और नगरीय ठोस अपशिष्ट (प्रबंधन और हथालन) नियम, 2000, उन बातों के सिवाय अधिक्रांत करते हुए जिन्हें ऐसे अधिक्रमणों से पहले किया गया है या किए जाने का लोप किया गया है, केन्द्रीय सरकार ठोस अपशिष्टों का प्रबंधन करने के लिए निम्नलिखित नियम बनाती है अर्थात् :

1. संक्षिप्त नाम और प्रारंभ.—

(1) इन नियमों का संक्षिप्त नाम ठोस अपशिष्ट प्रबंधन नियम, 2016 है।

(2) ये राजपत्र में इनके प्रकाशन की तारीख से प्रवृत्त होंगे।

2. लागू होना- ये नियम प्रत्येक शहरी स्थानीय निकाय, शहरी क्षेत्रों के विस्तार, भारत के महारजिस्ट्रार और जनगणना आयुक्त द्वारा यथा घोषित जनगणना नगरों, अधिसूचित क्षेत्रों, अधिसूचित औद्योगिक नगरी, भारतीय रेल के अधीन क्षेत्रों, विमानपत्तनों, वायुयान बेस, बंदरगाह और हारबर, रक्षा स्थापनाओं, विशेष आर्थिक जोन, राज्य और केन्द्रीय सरकारों के संगठनों, समय-समय पर क्रमशः राज्य सरकार द्वारा यथा अधिसूचित तीर्थ, धार्मिक तथा ऐतिहासिक महत्व के स्थानों और जिसमें औद्योगिक अपशिष्ट, परिसंकटमय अपशिष्ट, परिसंकटमय रसायन, जैव चिकित्सा अपशिष्ट, ई-अपशिष्ट, सीस-अम्ल बैटरियां और रेडियो सक्रिय अपशिष्ट पर्यावरण (संरक्षण) अधिनियम, 1986 के अधीन अलग से बनाए गए नियमों के अधीन आते हैं, के सिवाय प्रत्येक घरेलू, सांस्थानिक, वाणिज्यिक और किसी भी अन्य गैर-आवासीय ठोस अपशिष्ट जनितों पर लागू होंगे:-

3. परिभाषाएं- (1) इन नियमों में, जब तक कि संदर्भ से अन्यथा अपेक्षित न हो,- (1) **"वातजीवी कम्पोस्टीकरण"** से ऑक्सीजन की विद्यमानता में जैविक पदार्थ का सूक्ष्म जैवकीय विघटन अंतर्वलित कोई नियंत्रित प्रक्रिया अभिप्रेत है;

2. **"अवायुजीवी उपचारण"** से ऑक्सीजन के अभाव में जैविक पदार्थ का सूक्ष्म जैवकीय विघटन अंतर्वलित कोई नियंत्रित प्रक्रिया अभिप्रेत है;
3. **"प्राधिकार"** से यथास्थिति, राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति द्वारा किसी प्रसुविधा के प्रचालक या शहरी स्थानीय प्राधिकरण या ठोस अपशिष्ट के प्रसंस्करण और निपटान के उत्तरदायी किसी अन्य अभिकरण को दी गई अनुज्ञा अभिप्रेत है;
4. **"जैविक रूप से अपघटित अपशिष्ट"** से कोई ऐसी कार्बनिक सामग्री अभिप्रेत है जिसे सूक्ष्म जीव द्वारा सरलतर टिकाऊ सम्मिश्रण में निम्नीकृत किया जा सकता है;
5. **"जैविक मिथेनीकरण"** से ऐसी प्रक्रिया अभिप्रेत है जिसमें मिथेन से भरपूर जैव गैस का उत्पादन करने के लिए सूक्ष्मजीवी क्रिया द्वारा कार्बनिक पदार्थ का इंजाइमी अपघटन को अपरिहार्य बनाता है;
6. **"ब्रांडस्वामी"** से कोई व्यक्ति या कंपनी अभिप्रेत है जो किसी रजिस्ट्रीकृत ब्रांड लेवल के अधीन कोई वाणिज्यिक विक्रय करता है;
7. **"मध्यवर्ती परिक्षेत्र"** से ऐसा विकास रहित परिक्षेत्र अभिप्रेत है जिसमें 5 टीपीडी से अधिक की संस्थापित क्षमता वाली ठोस अपशिष्ट प्रसंस्करण तथा निपटान सुविधा के चारों ओर अनुरक्षित किया जाएगा। इसे ठोस अपशिष्ट के प्रसंस्करण तथा निपटान संबंधी सुविधा के लिए आवंटित कुल क्षेत्र के भीतर अनुरक्षित किया जाएगा;
8. **"भारी मात्रा में अपशिष्ट उत्पादक"** से अभिप्रेत है और इसके अंतर्गत औसतन 100 कि.ग्रा. प्रतिदिन की दर से अधिक अपशिष्ट उत्पादित करते हैं तथा इनसे केन्द्रीय सरकार के विभागों अथवा उपक्रमों, राज्य सरकार के विभागों या उपक्रमों, स्थानीय निकायों, सार्वजनिक या प्राइवेट सेक्टर की कंपनियों, अस्पतालों, नर्सिंग होम, स्कूलों, कॉलेजों, विश्वविद्यालयों, अन्य शैक्षिक संस्थाओं, छात्रावासों, होटलों, वाणिज्यिक स्थापनाओं, बाजारों, पूजा स्थलों, स्टेडियमों और खेल परिसरों द्वारा अधिकृत भवन भी है;
9. **"उप-विधि"** से स्थानीय निकाय, जनगणना शहर और अधिसूचित क्षेत्र टाउनशिप द्वारा, अपने अधिकारिता वाले क्षेत्र में इन नियमों को प्रभावी ढंग से कार्यान्वित करने को सुविधाजनक बनाने के लिए, अधिसूचित नियामक ढांचा अभिप्रेत है;
10. **"जनगणना नगर"** से भारत के महारजिस्ट्रार और जनगणना आयुक्त द्वारा यथा परिभाषित शहरी क्षेत्र अभिप्रेत है;

11. "ज्वलनशील अपशिष्ट" से प्लास्टिक, काष्ठ लुगदी आदि जैसी क्लोरोनीकृत सामग्री को छोड़कर गैर-जैवअवक्रमणीय, गैर-पुनर्चक्रणीय, गैर-पुनःउपभोज्य, गैर-परिसंकटमय ठोस अपशिष्ट अभिप्रेत है जिनका 1500 किलो कैलोरी प्रति कि.ग्रा. से न्यूनतम कैलोरिफिक मान हो;
12. "कम्पोस्टीकरण" से जैविक पदार्थ का सूक्ष्मजीवी अपघटन अंतर्वलित की एक ऐसी नियंत्रित प्रक्रिया अभिप्रेत है;
13. "ठिकेदार" से ऐसा व्यक्ति या फर्म अभिप्रेत है जो कोई सेवा करने के लिए या सेवा प्रदाता प्राधिकारी के लिए कार्य करने के लिए सामग्री या श्रम प्रदान करने की संविदा करता है या करती है;
14. "सह प्रसंस्करण" से प्राकृतिक खनिज संसाधनों और औद्योगिक प्रक्रियाओं में जीवाश्म ईंधनों को प्रतिस्थापित करने या उन्हें अनुपूरित, दोनों को करने के लिए कच्ची सामग्री के रूप में या ऊर्जा के स्रोत के रूप में 1500 किलो कैलोरी से अधिक कैलोरिफिक मूल्य वाले गैर-जैव अवक्रमणीय और गैर-पुनर्चक्रणीय ठोस अपशिष्ट का उपयोग अभिप्रेत है;
15. "विकेंद्रित प्रसंस्करण" से जैव अवक्रमणीय अपशिष्ट के प्रसंस्करण को अधिकतम करने के लिए विखरी हुई सुविधाओं की स्थापना और उत्पादन के स्रोत से निकटतम पुनर्चक्रण योग्य सामग्रियों की प्रतिप्राप्ति करना अभिप्रेत है ताकि प्रसंस्करण या निपटान के लिए अपशिष्ट का न्यूनतम परिवहन करना पड़े;
16. "निपटान" से भूजल, सतही जल, परिवेशी वायु के संदूषण तथा पशुओं या पक्षियों के आकर्षण को रोकने के लिए अनुसूची 1 में यथा विनिर्दिष्ट भूमि पर प्रसंस्करण के उपरांत अवशिष्ट ठोस अपशिष्ट और निष्क्रिय गली का कूड़ा, करकट और सतही नाले की गाद का अंतिम तथा सुरक्षित निपटान अभिप्रेत है;
17. "घरेलू परिसंकटमय अपशिष्ट" से घरेलू स्तर पर उत्पन्न संक्रामक अपशिष्टों जैसे फेंके हुए पेंट के ड्रम, कीटनाशी के डिब्बे, सीएफएल बल्ब, ट्यूब लाइटें, अवधि समाप्त औषधियां, टूटे हुई पारा वाले थर्मामीटर, प्रयुक्त बैटरियां, प्रयुक्त सूइयां, तथा सिरिंज और संदूषित पट्टियां आदि अभिप्रेत हैं;
18. "द्वार-द्वार संग्रहण" से घरों, दुकानों, वाणिज्यिक प्रतिष्ठानों, कार्यालयों, संस्थागत या किसी अन्य गैर आवासीय परिसरों से द्वार तक जाकर ठोस अपशिष्ट का संग्रहण करना और जिसके अंतर्गत किसी आवासीय सोसायटी, बहुमंजिले भवन या अपार्टमेंट, बड़े आवासीय, वाणिज्यिक या संस्थागत कॉम्प्लैक्स या परिसरों में भूतल पर प्रवेश द्वार या किसी अभिहित स्थल से ठोस अपशिष्ट का संग्रहण करना भी अभिप्रेत है;
19. "शुष्क अपशिष्ट" से जैव-निम्नीकरण अपशिष्ट और निष्क्रिय गली का कूड़ा-करकट से भिन्न अपशिष्ट अभिप्रेत है और जिसके अंतर्गत पुनर्चक्रणीय अपशिष्ट, गैर पुनर्चक्रणीय अपशिष्ट, दाह्य अपशिष्ट और स्वास्थ्यकर नैपकिन और डायपर आदि अपशिष्ट भी है;
20. "क्षेपण स्थल" से जिसका स्वास्थ्यकर भूमिभरण के लिए सिद्धांतों को पालन किए बिना ठोस अपशिष्ट के निपटान के लिए शहरी स्थानीय निकाय द्वारा उपयोग की गई कोई भूमि अभिप्रेत है;
21. "विस्तारित उत्पादक दायित्व" से पैकेजिंग उत्पादों के जीवन काल के अंत तक पर्यावरण की दृष्टि से अनुकूल प्रबंधन के लिए, पैकेजिंग उत्पादों जैसे प्लास्टिक, टिन, कांच और कॉरुगेटेड बक्सों इत्यादि के किसी उत्पादक के उत्तरदायित्व अभिप्रेत है;
22. "सुविधा" से ऐसा कोई स्थापन अभिप्रेत है जिसमें ठोस अपशिष्ट प्रबंध प्रक्रियाएं अर्थात् पृथक्करण पुनःप्राप्ति, भंडारण, संग्रहण, पुनर्चक्रण, प्रसंस्करण, उपचार या सुरक्षित निपटान किया जाता है;

23. "जुर्माना" से इन नियमों तथा/अथवा उप-विधियों के निदेशों के अनुपालन के लिए उपविधियों के अधीन अपशिष्ट जनित्रों या अपशिष्ट प्रसंस्करण के प्रचालकों और निपटान सुविधाओं पर लगाए गए जुर्माना अभिप्रेत है;
24. "प्ररूप" से इन नियमों से उपाबद्ध प्ररूप अभिप्रेत है;
25. "प्रहस्तन" के अंतर्गत ठोस अपशिष्टों की छंटाई, पृथक्करण, सामग्री की पुनःप्राप्ति, संग्रहण, गौण भंडारण, काटना, गट्टा बनाना, दलन, लदाई, उतराई, परिवहन, प्रसंस्करण तथा निपटान से संबंधित सभी क्रियाकलाप भी हैं;
26. "निष्क्रिय" से ऐसा अपशिष्ट अभिप्रेत है जो जैव अपघटनीय, पुनःचक्रणीय या दाह्य नहीं है, गली की सफाई तथा सतही नालियों से निकाली गई धूल तथा गाद भी हैं;
27. "भस्मीकरण" से उच्च तापमान पर अपशिष्ट सामग्रियों को तापीय रूप से निम्नीकृत करने के लिए ठोस अपशिष्ट का जलाना या दहन अंतर्वलित इंजीनियरीकृत प्रक्रिया अभिप्रेत है;
28. "अनौपचारिक अपशिष्ट संग्राहक" के अंतर्गत व्यक्ति, संगम ऐसे या अपशिष्ट व्यापारी सम्मिलित है जो पुनर्चक्रणीय सामग्रियों की छंटाई, विक्रय और खरीद से अंतर्वलित है;
29. "निक्षालितक" से ऐसा द्रव अभिप्रेत है जो ठोस अपशिष्ट के माध्यम से या अन्य माध्यम से रिसता है जिसमें उसमें घुली हुई या निलंबित सामग्री का सत्व है;
30. "स्थानीय निकाय" से अभिप्रेत इन नियमों के प्रयोजन के लिए और जिसके अंतर्गत म्युनिसिपल कॉरपोरेशन, नगर निगम, म्युनिसिपल कौंसिल, नगरपालिका, नगरपालिका परिषद, म्युनिसिपल बोर्ड, नगर पंचायत, और टाउन पंचायत, जनगणना नगर, अधिसूचित क्षेत्र और भारत के विभिन्न राज्यों और संघ राज्य क्षेत्रों में औद्योगिक नगरी चाहे उसका कोई भी नाम से पुकारा जाए, भी है;
31. "सामग्री पुनर्प्राप्ति सुविधा (एमआरएफ)" से ऐसी सुविधा अभिप्रेत है जहां गैर कंपोस्टीय ठोस अपशिष्ट को स्थानीय निकाय या नियम 2 में वर्णित कोई अन्य अस्तित्व या इसमें से किसी के द्वारा प्राधिकृत कोई व्यक्ति या अभिकरण जो अपशिष्ट को प्रसंस्करण या निपटान के लिए उसे परिदान या देने के पूर्व इस प्रयोजन के लिए स्थानीय निकाय या नियम 2 में वर्णित अस्तित्व द्वारा नियोजित अपशिष्ट चुनने वाले, अनौपचारिक पुनर्चक्रणकर्ता या कोई अन्य नियोजित कार्यबल को प्राधिकृत अनौपचारिक सेक्टर द्वारा अपशिष्ट के विभिन्न संघटकों से पृथक्करण, छंटाई या पुनर्चक्रण योग्य की पुनर्प्राप्ति की प्रसुविधा है;
32. "अजैविक निम्नीकरण योग्य अपशिष्ट" से कोई ऐसा अपशिष्ट अभिप्रेत है जिसका सूक्ष्म जीव द्वारा सरलतर स्थायी यौगिक में निम्नीकरण नहीं किया जा सकता है;
33. "सुविधा का प्रचालक" से ऐसा व्यक्ति या अस्तित्व अभिप्रेत है जो ऐसे ठोस अपशिष्ट के प्रहस्तन के लिए सुविधा का स्वामी है या प्रचालित करता है जिसके अंतर्गत स्थानीय निकाय और स्थानीय निकाय द्वारा नियुक्त कोई अन्य अस्तित्व या अभिकरण भी है;
34. "प्राथमिक संग्रहण" से पृथक्कृत ठोस अपशिष्ट को उसके उत्पादन के स्रोत जिसके अंतर्गत घर, दुकानें, कार्यालय और कोई अन्य गैर आवासीय परिसर भी हैं से या किसी संग्रहण बिंदु या शहरी स्थानीय निकाय द्वारा विनिर्दिष्ट किसी अन्य अवस्थान से संगृहीत करना, उठाना या हटाना अभिप्रेत है;
35. "प्रसंस्करण" से कोई वैज्ञानिक प्रक्रिया जिसके द्वारा ठोस अपशिष्ट को पुनः उपयोग, पुनः चक्रित या नए उत्पादों में परिवर्तित करने के प्रयोजन के लिए हथालित करना अभिप्रेत है;

36. "पुनर्चक्रण" से पृथक्कृत ठोस अपशिष्ट को अजैव निम्नीकृत नए पदार्थ या उत्पाद या नए उत्पादों का उत्पादन करने के लिए कच्ची सामग्री के रूप में परिवर्तित करने की प्रक्रिया अभिप्रेत है, जिसमें मूल उत्पादों को समरूप किया जा सकेगा या नहीं किया जा सकेगा;
37. "पुनर्विकास" से जहां विद्यमान भवन और अन्य अवसंरचनाएं जीर्णशीर्ण हो गई हैं वहां उसी स्थल पर पुरानी आवासीय या वाणिज्यिक भवनों का पुनर्निर्माण अभिप्रेत है;
38. "कचरा व्युत्पन्न ईंधन (आरडीएफ)" से ठोस अपशिष्ट, जैसे प्लास्टिक, काष्ठ, लुगदी या कार्बनिक अपशिष्ट, क्लोरीनीकृत पदार्थों से भिन्न ठोस अपशिष्ट को सुखाकर कतरन, निर्जलीकरण और संहनन द्वारा गुटिका या रोएं के कप में उत्पादित बाह्य अपशिष्ट प्रभाजी से व्युत्पन्न ईंधन अभिप्रेत है;
39. "अवशिष्ट ठोस अपशिष्ट" से और उसके अंतर्गत ऐसी ठोस अपशिष्ट प्रसंस्करण सुविधाओं, जो पुनर्चक्रण या अतिरिक्त प्रसंस्करण के लिए उपयुक्त नहीं हैं, से प्राप्त अपशिष्ट और अस्वीकृत भी अभिप्रेत है;
40. "स्वास्थ्यकर भूमिभरण" से अवशिष्ट ठोस अपशिष्ट के अंतिम और सुरक्षित निपटान और भूजल, सतही जल या क्षणभंगुर वायु धूल, हवा से उड़ा हुआ कूड़ाकरकट, दुर्गंध, अग्नि परिसंकट, पशुओं का खतरा, पक्षियों का खतरा, नाशकजीव, कृतकनाशी, ग्रीनहाउस गैस उत्सर्जन, सतत जैव प्रदूषणकारी तत्व प्रावण्य अस्थिरता तथा अपरदन के प्रदूषण के प्रति संरक्षात्मक उपायों सहित प्रकल्पित सुविधा में भूमि पर निष्क्रिय अपशिष्ट अभिप्रेत है;
41. "स्वास्थ्यकर अपशिष्ट" से प्रयोग किए गए डायपर, स्वास्थ्यकार तौलिए या नैपकिन, टैम्पोन, कन्डोम, इनकंटीनेंस शीट और कोई अन्य समरूप अपशिष्ट से मिलकर बना अपशिष्ट अभिप्रेत है;
42. "अनुसूची" से इन नियमों से उपाबद्ध अनुसूची अभिप्रेत है;
43. "गौण भंडारण" से प्रसंस्करण या निपटान सुविधा को अपशिष्ट के आगे परिवहन के लिए गौण भंडारण डिपो या एमआरएफ या आधानों पर संग्रहण के पश्चात ठोस अपशिष्ट का अस्थायी संदूषक अभिप्रेत है;
44. "पृथक्करण" से ठोस अपशिष्ट के विभिन्न संघटकों अर्थात् जैविक निम्नीकरण अपशिष्ट जिसके अंतर्गत कृषि और दुग्धपालन अपशिष्ट अजैविक निम्नीकरण अपशिष्ट जिसके अंतर्गत पुनःचक्रणयोग्य अपशिष्ट, गैर पुनःचक्रणयोग्य दाह्य योग्य अपशिष्ट, स्वास्थ्यकर अपशिष्ट और गैर चक्रण योग्य कूड़ाकरकट अपशिष्ट, घरेलू परिसंकटमय अपशिष्ट तथा सन्निर्माण और विध्वंस अपशिष्ट भी है, की छंटाई और पृथक् भंडारण अभिप्रेत है;
45. "सेवा प्रदाता" से जल, मलवहन, विद्युत, टेलीफोन, सड़क, जल निकास आदि अभिप्रेत हैं;
46. "ठोस अपशिष्ट" से ठोस या अर्द्धठोस घरेलू अपशिष्ट अभिप्रेत है और इसके अंतर्गत स्थानीय प्राधिकरण और नियम 2 में वर्णित अन्य अस्तित्व के अधीन क्षेत्र में उत्पन्न स्वास्थ्यकर अपशिष्ट, वाणिज्यिक अपशिष्ट, सांस्थानिक अपशिष्ट, खानपान और बाजार अपशिष्ट तथा अन्य गैर-आवासीय अपशिष्ट, गली की सफाई, सतह नालियों से हटाई गई या एकत्रित गाद, उद्यान कृषि अपशिष्ट, कृषि और डेयरी अपशिष्ट, औद्योगिक अपशिष्ट को छोड़कर उपचारित जैव चिकित्सक अपशिष्ट और ई-अपशिष्ट, बैटरी अपशिष्ट, रेडियो सक्रिय अपशिष्ट भी अभिप्रेत है;
47. "छंटाई करना" से मिश्रित अपशिष्ट से पुनःचक्रणयोग्य विभिन्न संघटकों और प्रवर्गों जैसे कागज, प्लास्टिक, गत्ता, धातु, कांच आदि को समुचित पुनःचक्रण सुविधा में पृथक् करना अभिप्रेत है;
48. "स्थिरीकरण" से जैव निम्नीकरण अपशिष्ट को जैवीय अपघटन को स्थायी अवस्था में परिवर्तित करना अभिप्रेत है जहां वह निक्षालन या अरुचिकर सुगंध उत्पन्न नहीं करता है और कृषि भूमि, भू-कटाव नियंत्रण तथा भूमि उपचार के लिए उपयुक्त है;

49. **"मार्गविक्रेता"** से किसी गली, लेन, पार्श्व पथ, पैदल पथ, खडंजा, सार्वजनिक उद्यान या किसी अन्य सावर्जनिक स्थान या प्राइवेट क्षेत्र, अस्थायी रूप से निर्मित संरचना या स्थान से स्थान घूमकर साधारण जनता को दैनिक उपयोग के वस्तु, माल, सौदा, खाद्य मद या वाणिज्यिक वस्तु के विक्रय करने या उन्हें एक स्थान से दूसरे स्थान तक स्थानांतरित करने में लगे व्यक्ति अभिप्रेत हैं जिसके अंतर्गत फेरीवाला, पैकार, आबादकर तथा ऐसी सभी अन्य समानार्थी पद जो स्थानीय या विनिर्दिष्ट क्षेत्र में हो सकते हैं, भी है और "मार्ग विक्रय" शब्दों को उनके व्याकरणिक रूप भेदों और सजातीय पदों का अर्थ तदनुकूल किया जाएगा;
50. **"बख्शीश फीस"** से स्थानीय प्राधिकरण या राज्य सरकार द्वारा प्राधिकृत कोई राज्य अभिकरण द्वारा कोई फीस या समर्थन मूल्य अभिप्रेत है जो ठोस अपशिष्ट प्रसंस्करण सुविधा के ग्राही या प्रचालक या भूमिभरण पर ठोस अपशिष्ट के निपटान के लिए अवधारित संदात्त है;
51. **"अंतरण स्थल"** से संग्रह क्षेत्रों से ठोस अपशिष्ट प्राप्त करने को सृजित सुविधा और अपशिष्ट प्रसंस्करण और, या निपटान सुविधा को आच्छादित यानों या आधानों में बड़ी मात्रा में परिवहन अभिप्रेत है;
52. **"परिवहन"** से ठोस अपशिष्ट चाहे वह या तो उपचारित आंशिक उपचारित या अनुपचारित को एक स्थान से दूसरे स्थान पर किसी पर्यावरणीय रूप से युक्ति युक्त रीति में विशिष्ट रूप से अभिहित और आच्छादित परिवहन प्रणाली जैसे दुर्गंध, कूड़ा कचरा और घृणित दशा को रोकने के लिए प्रवहन अभिप्रेत है;
53. **"उपचार"** से किसी अपशिष्ट के भौतिक, रसायनिक या जैविक लक्षणों या संघटन में रूपांतरण की अभिहित पद्धति, तकनीक या प्रक्रिया अभिप्रेत है जिससे उसके आयतन और क्षितिकारक क्षमता को कम करता है;
54. **"उपयोक्ता फीस"** से ठोस अपशिष्ट संग्रहण, परिवहन प्रसंस्करण और निपटान सेवाओं को उपलब्ध कराने की कुल या आंशिक लागत को प्राप्त करने में अपशिष्ट जनित पर स्थानीय निकाय और नियम 2 में वर्णित किसी अस्तित्व द्वारा अधिरोपित फीस अभिप्रेत है;
55. **"कृमि कम्पोस्ट बनाना"** से केचुओं का प्रयोग करते हुए कम्पोस्ट में संपरिवर्तित करने की जैव निम्नीकरण प्रक्रिया अभिप्रेत है;
56. **"अपशिष्ट जनित्र"** से और इसके अंतर्गत सम्मिलित से, रेल तथा रक्षा स्थापनाओं सहित प्रत्येक व्यक्ति या व्यक्तियों का समूह या प्रत्येक आवासीय परिसर तथा गैर आवासीय स्थापनाएं भी है, जो ठोस अपशिष्ट उत्पन्न करते हैं, अभिप्रेत है;
57. **"अपशिष्ट की क्रमबद्धता"** से ऐसा प्राथमिकता क्रम अभिप्रेत है जिसके अनुसार ठोस अपशिष्ट का प्रबंधन निवारण, कटौती, पुनःउपयोग, पुनर्चक्रण, पुनः प्राप्ति और निपटान पर बल देकर किया जाना चाहिए जिसमें निवारण को सर्वाधिक प्राथमिकता और भू-भरण में निपटान को न्यूनतम वरीयता का विकल्प होगा;
58. **"अपशिष्ट चुनने वाला"** से ऐसा व्यक्ति या व्यक्तियों का समूह अभिप्रेत है जो अपशिष्ट उत्पादन के स्रोत से पुनः उपयोजनीय तथा पुनर्चक्रण योग्य ठोस अपशिष्ट के संग्रहण और साथ ही पुनर्चक्रकों को उनकी आजीविका अर्जित करने के लिए सीधे या उनके मध्यवर्तियों के माध्यम से विक्रय के लिए गलियों, डिब्बों, प्रसंस्करण तथा अपशिष्ट निपटान सुविधाओं से अपशिष्ट को उठाने में औपचारिक रूप से लगे हुए हैं;
- (2) इसमें प्रयुक्त जिन शब्दों और पदों का अर्थ परिभाषित नहीं किया गया है, परंतु जो पर्यावरण (संरक्षण) अधिनियम 1986, जल (प्रदूषण निवारण और नियंत्रण) अधिनियम, 1974 जल (प्रदूषण निवारण और नियंत्रण) उपकर अधिनियम 1977 तथा वायु (प्रदूषण निवारण और नियंत्रण) अधिनियम, 1981 में परिभाषित है, के अर्थ होंगे जो संबंधित अधिनियमों में हैं।

4. अपशिष्ट उत्पन्नकर्ताओं के कर्तव्य. प्रत्येक अपशिष्ट उत्पन्नकर्ता,-

(क) उनके द्वारा उत्पन्न किए गए अपशिष्ट को पृथक्कृत और तीन पृथक शाखाओं अर्थात् जैव निम्नीकरणयोग्य, गैर निम्नीकरणयोग्य और घरेलू परिसंकटमय अपशिष्ट के तीन अलग-अलग डिब्बों में भंडारित करेगा और समय-समय पर स्थानीय प्राधिकरणों द्वारा निदेश या अधिसूचना के अनुसार पृथक किए गए अपशिष्टों को प्राधिकृत अपशिष्ट चुनने वालों या अपशिष्ट संग्रहकर्ताओं को सौंपेगा;

(ख) प्रयोग किए गए स्वास्थ्यकर अपशिष्ट जैसे डायपरो और स्वास्थ्यकर पैडों आदि इन उत्पादों के निर्माताओं या ब्रांड स्वामियों द्वारा उपलब्ध कराई गई थैली में या स्थानीय प्राधिकारियों द्वारा यथा निर्देशित उपयुक्त लपेटन सामग्री में शुष्क अपशिष्ट या अजैविक निम्नीकरण अपशिष्ट के लिए बनाए गए डिब्बे में उसे डालेगा;

(ग) संनिर्माण और विध्वंस अपशिष्ट को पृथक रूप से अपने ही परिसर में भंडारित करेगा, जब कभी वह उत्पन्न होता हो, और उसे संनिर्माण और विध्वंस अपशिष्ट नियम, 2016 के अनुसार निपटान करेगा; और

(घ) अपने परिसर से उत्पन्न कृषि उद्यान अपशिष्ट और उद्यान अपशिष्ट को अपने ही परिसर में पृथक रूप से भंडारित करेगा और समय-समय पर स्थानीय निकाय द्वारा निदेशानुसार इसका निपटान करेगा;

(2) कोई अपशिष्ट जनित्र उसके द्वारा उत्पन्न अपशिष्ट को गली, खुले सार्वजनिक स्थानों, नाली या जलाशयों में न फेंकेगा, न जलाएगा और न गाड़ेगा;

(3) सभी अपशिष्ट उत्पन्नकर्ता ऐसी उपयोक्ता फीस का संदाय करेंगे जो ठोस अपशिष्ट प्रबंधन के लिए स्थानीय निकायों की उपविधियों में विनिर्दिष्ट किया जाए;

(4) कोई व्यक्ति अग्रिम रूप से कम से कम तीन कार्य दिवस पूर्व स्थानीय निकाय को सूचित किए बिना किसी गैर अनुज्ञप्ति वाले स्थान पर एक सौ व्यक्तियों से अधिक का ऐसा कोई आयोजन या समारोह आयोजित नहीं करेगा। ऐसा व्यक्ति या ऐसे आयोजन का आयोजक स्रोत पर अपशिष्ट के पृथक्करण की व्यवस्था करेगा और पृथक्कृत अपशिष्ट को स्थानीय निकाय द्वारा अभिहित अपशिष्ट चुनने वाले को या अपशिष्ट संग्रहण अभिकरण को सौंपेगा;

(5) प्रत्येक मार्ग विक्रेता अपने कार्यकलाप के दौरान उत्पन्न अपशिष्ट जैसेकि खाद्य अपशिष्ट प्रयोज्य (डिस्पोजेबल) प्लेटों, कपों, डिब्बों, रैपरों, नारियल के छिलकों, शेष बचे भोजन, सब्जियों, फलों आदि के लिए उपयुक्त पात्र रखेगा और ऐसे अपशिष्ट को स्थानीय प्राधिकरण द्वारा यथा अधिसूचित अपशिष्ट भंडारण डिपो या पात्र या वाहन में डालेगा;

(6) इन नियमों के अधिसूचित होने की तारीख से एक वर्ष से अंदर सभी आवास कल्याण और बाजार संघ स्थानीय प्राधिकरण की भागीदारी में इन नियमों में यथा विहित जनित्रों द्वारा अपशिष्ट को स्रोत पर पृथक करने, पृथक किए गए अपशिष्ट को अलग-अलग पात्रों में संग्रहण करने में सहायता और पुनर्चक्रणीय सामग्री को प्राधिकृत अपशिष्ट उठाने वालों अथवा प्राधिकृत पुनर्चक्रकों को सौंपना सुनिश्चित करेंगे। जैव-अवक्रमणीय अपशिष्ट का जहां तक संभव होगा परिसर के अंदर संसाधित, उपचारित और कंपोस्ट करके अथवा बायोमिथानेशन के जरिए निपटान किया जाएगा। शेष अपशिष्ट स्थानीय प्राधिकरण द्वारा यथा निर्देशित अपशिष्ट संग्रहकर्ताओं या अभिकरण को दिया जाएगा;

(7) इन नियमों के अधिसूचित होने की तारीख से एक वर्ष के अंदर 5,000 वर्ग मीटर से अधिक क्षेत्रफल वाले सभी गेट लगे समुदाय और संस्थान स्थानीय प्राधिकरण की भागीदारी में इन नियमों में यथा विहित जनित्रों द्वारा अपशिष्ट को स्रोत पर ही पृथक करना, पृथक किए गए अपशिष्ट को अलग-अलग पात्रों में संग्रहण करने में सहायता करना तथा पुनर्चक्रकों को सौंपना सुनिश्चित करेंगे। जैव अवक्रमणीय अपशिष्ट का जहां तक संभव होगा परिसर के अंदर संसाधित, उपचारित और कंपोस्ट करके अथवा बायोमिथानेशन के जरिए निपटान किया जाएगा। शेष अपशिष्ट स्थानीय प्राधिकरण द्वारा यथा निर्देशित अपशिष्ट संग्रहकर्ताओं या अभिकरण को सौंप दिया जाएगा;

(8) इन नियमों के अधिसूचित होने की तारीख से एक वर्ष के अंदर सभी होटल और रेस्टोरेंट स्थानीय प्राधिकरण की भागीदारी में इन नियमों में यथा विहित जनित्रों द्वारा अपशिष्ट को स्रोत पर पृथक करना, पृथक किए गए अपशिष्ट को अलग-अलग पात्रों में संग्रह करने में सहायता करना तथा पुनर्चक्रणीय सामग्री को प्राधिकृत अपशिष्ट उठाने वालों अथवा प्राधिकृत

पुनर्चक्रकों को सौंपना सुनिश्चित करेंगे। जैव-अवक्रमणीय अपशिष्ट का जहां तक संभव होगा परिसर के अंदर संसाधित उपचारित और कंपोस्ट करके अथवा बायोमिथानेशन के जरिए निपटान किया जाएगा। शेष अपशिष्ट स्थानीय प्राधिकरण द्वारा यथा निर्देशित अपशिष्ट संग्रहकर्ताओं या अभिकरण को दिया जाएगा।

5. पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय के कर्तव्य.- (1) पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय देश में इन नियमों के अनुपालन की मॉनीटरी के लिए उत्तरदायी होगा। यह सचिव, पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय की अध्यक्षता के अधीन केन्द्रीय मॉनीटरी समिति का गठन करेगा, जिसमें निम्नलिखित अधिकारी शामिल होंगे जो संयुक्त सचिव या सलाहकार की पंक्ति से निम्न के नहीं होंगे अर्थात् :

- (1) शहरी विकास मंत्रालय
- (2) ग्रामीण विकास मंत्रालय
- (3) रसायन एवं उर्वरक मंत्रालय
- (4) कृषि मंत्रालय
- (5) केन्द्रीय प्रदूषण नियंत्रण बोर्ड
- (6) तीन राज्य प्रदूषण नियंत्रण बोर्ड/प्रदूषण नियंत्रण समिति, चक्राणुक्रम द्वारा
- (7) तीन राज्य सरकारों के शहरी विकास विभाग, चक्राणुक्रम द्वारा
- (8) दो राज्य सरकारों के ग्रामीण विकास विभाग, चक्राणुक्रम द्वारा
- (9) तीन शहरी स्थानीय निकाय, चक्राणुक्रम द्वारा
- (10) दो जनगणना (सेंसस) शहर, चक्राणुक्रम द्वारा
- (11) एफआईसीसीआई, सीआईआई
- (12) दो विषय विशेषज्ञ

2. इस केन्द्रीय मानीटरी समिति की बैठक इन नियमों के अनुपालन का मॉनीटर करने और पुनर्विलोकन करने के लिए एक वर्ष में कम से कम एक बार होगी। पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय दो विशेषज्ञों को, यदि आवश्यक हो, सहयोजित कर सकेगा। समिति का प्रत्येक तीन वर्ष में नवीकरण किया जाएगा।

6. शहरी विकास मंत्रालय के कर्तव्य.- (1) शहरी विकास मंत्रालय राज्य सरकारों तथा संघ राज्य क्षेत्र के प्रशासनों के साथ निम्नलिखित के लिए समन्वय करेगा, -

(क) ठोस अपशिष्ट प्रबंधन व्यवहारों को सुधारने के लिए राज्यों तथा स्थानीय निकायों द्वारा किए गए उपायों तथा मंत्रालय और बाह्य अभिकरणों द्वारा वित्त पोषित ठोस अपशिष्ट प्रबंधन परियोजनाओं के निष्पादन का वर्ष में कम से कम एक बार आवधिक पुनर्विलोकन करेगा तथा सुधारात्मक उपाय करने पर सलाह देगा;

(ख) इन नियमों की अधिसूचना की तारीख से छह मास के भीतर पणधारियों के साथ परामर्श से ठोस अपशिष्ट प्रबंधन पर राष्ट्रीय नीति तथा रणनीति तैयार करना, जिसके अंतर्गत अपशिष्ट से ऊर्जा की नीति भी है;

(ग) राष्ट्रीय ठोस अपशिष्ट प्रबंधन नीति और राष्ट्रीय शहरी स्वच्छता नीति पर आधारित ठोस प्रबंध के संबंध में राज्य नीति और रणनीति को तैयार करने में राज्यों तथा संघ राज्य क्षेत्रों का मार्गदर्शन करना और उन्हें सुकर बनाना;

(घ) ठोस अपशिष्ट प्रबंध सेक्टर में अनुसंधान और विकास को प्रोत्साहन देना तथा राज्यों और स्थानीय निकायों के लिए सूचना का प्रसार करना;

(ङ) स्थानीय निकायों और अन्य पणधारियों को प्रशिक्षण देना और उनका क्षमता निर्माण करना; और

(च) समय सीमाओं और मानकों को सुकर बनाने के लिए ठोस अपशिष्ट प्रबंधन पर राज्यों, संघ राज्य क्षेत्रों और स्थानीय निकायों को तकनीकी मार्गदर्शी सिद्धांत तथा परियोजना वित्त प्रदान करना;

7. उर्वरक विभाग, रसायन और उर्वरक मंत्रालय के कर्तव्य.- (1) उर्वरक विभाग समुचित क्रियाविधि के माध्यम से, -

(क) नगर कम्पोस्ट के बाजार विकास में सहायता उपलब्ध कराएगा; और

(ख) कंपनियों को विपणन के लिए इस सीमा तक उपलब्ध कराना कि उर्वरक कंपनियों द्वारा 3 से 4 थैले: 6 से 7 थैले के अनुपात में रासायनिक उर्वरकों के साथ कम्पोस्ट के सह विपणन का संवर्धन सुनिश्चित हो।

8. कृषि मंत्रालय, भारत सरकार के कर्तव्य :- कृषि मंत्रालय समुचित तंत्र के माध्यम से:-

(क) कंपोस्ट के विनिर्माण एवं बिक्री के लिए उर्वरक नियंत्रण आदेश को लचीलापन प्रदान करेगा;

(ख) कृषि भूमि पर कंपोस्ट के उपयोग को बढ़ावा देगा;

(ग) स्थानीय प्राधिकारियों या उनकी प्राधिकृत एजेंसियों द्वारा उत्पादित कंपोस्ट की गुणता जांच के लिए प्रयोगशालाएं स्थापित करेगा;

(घ) कंपोस्ट की गुणता बनाए रखने और कृषि भूमि पर कंपोस्ट का उपयोग करते समय कंपोस्ट की तुलना में रासायनिक उर्वरकों के उपयोग के अनुपात के लिए समुचित मार्गदर्शक सिद्धांत जारी करेगा।

9. विद्युत मंत्रालय के कर्तव्य.- विद्युत मंत्रालय समुचित तंत्र के माध्यम से :- (क) ठोस अपशिष्ट पर आधारित अपशिष्ट से ऊर्जा पैदा करने वाले संयंत्रों से उत्पादित विद्युत के लिए टैरिफ या प्रभार निर्धारित करेगा;

(ख) ऐसे अपशिष्ट से उत्पन्न विद्युत की खरीद को वितरण कंपनियों द्वारा ऊर्जा संयंत्रों के लिए अनिवार्य बनाएगा।

10. नवीन और नवीकरणीय ऊर्जा स्रोत मंत्रालय के कर्तव्य.- नवीन और नवीकरणीय ऊर्जा स्रोत मंत्रालय समुचित तंत्र के माध्यम से :-

(क) अपशिष्ट से ऊर्जा पैदा करने वाले संयंत्रों के लिए अवसंरचना सृजन को सुविधाजनक बनाएगा; और

(ख) ऐसे अपशिष्ट से ऊर्जा पैदा करने वाले संयंत्रों के लिए समुचित सब्सिडी या प्रोत्साहन प्रदान करेगा।

11. राज्यों और संघ राज्य क्षेत्रों में शहरी विकास के प्रभारी सचिव के कर्तव्य.-

(1) राज्य या संघ राज्य क्षेत्र में सचिव, राज्य शहरी विकास विभाग म्युनिसिपल प्रशासन के आयुक्त या निदेशक या स्थानीय निकायों के निदेशक के माध्यम से निम्नलिखित सुनिश्चित करेगा :

(क) इन नियमों से सुसंगत अपशिष्ट प्रबंधन के क्षेत्र में अपशिष्ट चुनने वालों के प्रतिनिधियों, स्वयं सहायता समूह और समान समूहों सहित पणधारियों के परामर्श से राज्य या संघ राज्य क्षेत्र के लिए राज्य नीति और ठोस अपशिष्ट प्रबंधन रणनीति तैयार करना जो इन नियमों की अधिसूचना की तारीख से एक वर्ष की अवधि के भीतर शहरी विकास मंत्रालय को राष्ट्रीय ठोस अपशिष्ट प्रबंधन नीति और राष्ट्रीय शहरी स्वच्छता नीति से समरूप होगी;

(ख) ठोस अपशिष्ट प्रबंधन के संबंध में राज्य नीति और रणनीति तैयार करते समय भूमिभरण में जाने वाले अपशिष्ट का न्यूनीकरण को सुनिश्चित करने तथा राज्य नीति और ठोस अपशिष्ट प्रबंधन रणनीति में मानव स्वास्थ्य और पर्यावरण पर ठोस अपशिष्ट के प्रभाव को न्यूनीकृत करने के लिए ठोस अपशिष्ट के विभिन्न संघटकों के अपशिष्ट में कमी, पुनःउपयोग, पुनर्चक्रण, वसूली और अनुकूलतम उपयोग पर बल देगा;

(ग) राज्य नीतियों और रणनीतियों में कूड़ा चुनने वालों एवं अपशिष्ट संग्रहकर्ताओं और पुनर्चक्रण उद्योग के अनौपचारिक सेक्टर द्वारा अपशिष्ट को कम करने में निभाई गई महत्वपूर्ण भूमिका को स्वीकार किया जाना और अपशिष्ट प्रबंधन प्रणाली में अपशिष्ट चुनने वालों या अनौपचारिक अपशिष्ट संग्रहकर्ताओं के एकीकरण के बारे में विस्तृत मार्गदर्शक सिद्धांत उपलब्ध कराना;

(घ) सभी स्थानीय प्राधिकरणों द्वारा इन नियमों के उपबंधों के क्रियान्वयन को सुनिश्चित करना;

(ड.) राज्य के शहरी योजना विभाग को यह सुनिश्चित करने के लिए निदेश देना कि उन शहरों को छोड़कर जो साझा अपशिष्ट प्रसंस्करण सुविधा या शहरों के एक समूह के लिए क्षेत्रीय स्वच्छता भूमिभरण के सदस्य हैं, राज्य या संघ राज्य क्षेत्र में प्रत्येक शहर की मास्टर प्लान में ठोस अपशिष्ट प्रसंस्करण और निपटान सुविधाएं स्थापित करने के लिए प्रावधान हैं;

(च) ठोस अपशिष्ट के लिए प्रसंस्करण और निपटान सुविधाएं स्थापित करने के लिए एक वर्ष के अंदर स्थानीय निकायों के वास्ते उपयुक्त भूमि की पहचान और आवंटन सुनिश्चित करना और उन्हें महानगर एवं जिला योजना समितियों या नगर एवं ग्राम योजना विभाग के माध्यम से राज्य/शहरों की मास्टर योजना (भूमि उपयोग की योजना) में शामिल करना;

(छ) राज्य और स्थानीय निकायों के शहरी योजना विभाग को यह सुनिश्चित करने के लिए निदेश देना कि 200 से अधिक आवास वाले या 5,000 वर्ग मीटर से अधिक क्षेत्रफल के प्लॉट वाली गुप हाउसिंग या वाणिज्यिक, सांस्थानिक या अन्य गैर-आवासीय परिसर के लिए विकास योजना में ठोस अपशिष्ट के पृथक्करण, भंडारण, विकेंद्रित प्रसंस्करण के लिए एक अलग स्थल चिन्हित किया जाता है;

(ज) विशेष आर्थिक जोन, औद्योगिक संपदा, औद्योगिक पार्क के विकासकों को निदेश देना कि प्लॉट के कुल क्षेत्रफल का कम से कम 5 प्रतिशत प्लॉट या शैड वसूली या पुनर्चक्रण सुविधा के लिए आरक्षित करें;

(झ) लागत भागीदारी आधार पर क्षेत्रीय सुविधा से 50 कि. मी. (या अधिक) की दूरी के अन्तर्गत आने वाले शहरों और नगरों के समूह के साझा क्षेत्रीय स्वास्थ्यकर भूमिभरण की स्थापना को सुकर बनाना और ऐसे स्वास्थ्यकर भूमिकरणों के वृत्तिक प्रबंधन को सुनिश्चित करना;

(ञ) ठोस अपशिष्ट के प्रबंधन में शहरी स्थानीय निकायों के क्षमता निर्माण तथा स्रोत पर अपशिष्ट के पृथक्करण एवं परिवहन या प्रसंस्करण की व्यवस्था करना;

(ट) राज्य प्रदूषण नियंत्रण बोर्ड के साथ परामर्श करके 5 टन प्रतिदिन से अधिक के ठोस अपशिष्ट प्रसंस्करण और निपटान सुविधाओं के लिए बफर जोन अधिसूचित करना; और

(ठ) अपशिष्ट चुनने वालों और अपशिष्ट के व्यापारियों के पंजीकरण के संबंध में एक योजना शुरू करना ।

12. जिला मजिस्ट्रेट या जिला कलक्टर या उपायुक्त के कर्तव्य.- यथा स्थिति, जिला मजिस्ट्रेट या जिला कलक्टर या उपायुक्त,

(क) इन नियमों की अधिसूचना की तारीख से एक वर्ष के भीतर राज्य शहरी विकास विभाग के प्रभारी सचिव के निकट समन्वय से अपने जिले में स्थानीय निकायों को ठोस अपशिष्ट प्रसंस्करण तथा निपटान सुविधाओं की स्थापना करने के लिए नियम 11 के खंड (च) के अनुसार उपयुक्त भूमि की पहचान तथा आवंटन को सुकर बनाएगा;

(ख) अपशिष्ट के पृथक्करण, प्रसंस्करण, उपचार और निपटान पर एक तिमाही में कम से कम तीन मास में एक बार स्थानीय निकायों के अनुपालन का पुनर्विलोकन करेगा और निदेशक या नगरपालिका प्रशासन के आयुक्त या स्थानीय निकायों के निदेशक और राज्य शहरी विकास के प्रभारी सचिव के साथ परामर्श करके उपचारात्मक उपाय करेगा ।

13. राज्य और संघ राज्य क्षेत्र में ग्राम पंचायत या ग्रामीण विकास विभाग के प्रभारी सचिव के कर्तव्य.- (1) उन क्षेत्रों के लिए जो इन नियमों के अधीन आते हैं और उनके अधिकार क्षेत्र में हैं, राज्य और संघ राज्य क्षेत्र में ग्राम पंचायत या शहरी विकास विभाग के प्रभारी सचिव के कर्तव्य वहीं होंगे जो राज्य या संघ राज्य क्षेत्र में शहरी विकास के प्रभारी सचिव के हैं ।

14. केन्द्रीय प्रदूषण नियंत्रण बोर्ड के कर्तव्य.- केन्द्रीय प्रदूषण नियंत्रण बोर्ड -

(क) इन नियमों के कार्यान्वयन के लिए राज्य प्रदूषण नियंत्रण बोर्डों और प्रदूषण नियंत्रण समितियों के साथ समन्वय करेगा और स्थानीय निकायों द्वारा विहित मानकों का पालन करेगा;

(ख) सभी ठोस अपशिष्ट प्रसंस्करण और निपटान सुविधाओं की बाबत भूजल, परिवेशी वायु, ध्वनि प्रदूषण, निक्षालन के लिए मानक निश्चित करेगा;

- (ग) ठोस अपशिष्ट प्रसंस्करण सुविधाओं या उपचार प्रौद्योगिकियों के लिए विहित पर्यावरणीय मानकों और सन्नियमों का पुनर्विलोकन करना और जब कभी भी अपेक्षित हो, उनको अद्यतन करना;
- (घ) ठोस अपशिष्ट प्रसंस्करण सुविधाओं या उपचार प्रौद्योगिकियों के लिए विहित पर्यावरणीय मानकों के कार्यान्वयन को वर्ष में कम से कम एक बार राज्य प्रदूषण नियंत्रण बोर्डों/प्रदूषण नियंत्रण समितियों के माध्यम से पुनर्विलोकन और उनके द्वारा मॉनीटर किए गए आंकड़ों का संकलन करना;
- (ङ.) ठोस अपशिष्ट के प्रसंस्करण, पुनर्चक्रण और उपचार के लिए किसी नई प्रौद्योगिकी के प्रयोग पर राज्य प्रदूषण नियंत्रण बोर्डों या प्रदूषण नियंत्रण समितियों के प्रस्तावों का पुनर्विलोकन करना और छः माह के अंदर उनके लिए निष्पादन मानक, उत्सर्जन मानदंड विहित करना;
- (च) स्थानीय निकायों द्वारा इन नियमों के कार्यान्वयन को राज्य प्रदूषण नियंत्रण बोर्डों या प्रदूषण नियंत्रण समितियों के माध्यम से मॉनीटर करना;
- (छ) राज्य प्रदूषण नियंत्रण बोर्डों और समितियों से प्राप्त रिपोर्टों के आधार पर इन नियमों के कार्यान्वयन पर वार्षिक रिपोर्ट तैयार करना और उसे पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय को प्रस्तुत करना तथा यह रिपोर्ट लोक अधिकार क्षेत्र में भी रखी जाएगी;
- (ज) प्रतिदिन 5 टन से अधिक ठोस अपशिष्ट का प्रबंधन करने वाली सुविधाओं के विभिन्न आकारों के लिए अपशिष्ट प्रसंस्करण और निपटान सुविधाओं की बाहरी सीमाओं से किसी आवासीय, वाणिज्यिक या किसी अन्य संनिर्माण संबंधी क्रियाकलाप को प्रतिबंधित करने वाले बफर जोन को बनाए रखने के लिए मार्गदर्शक सिद्धांतों को प्रकाशित करना;
- (झ) इन नियमों के प्रावधानों का अनुपालन करने के लिए ठोस अपशिष्ट के शहरी स्थानीय निकायों के समर्थ बनाने के लिए प्रसंस्करण और निपटान के पर्यावरणीय पहलुओं पर समय-समय पर मार्गदर्शक सिद्धांत प्रकाशित करना; और
- (ञ) अपशिष्ट के अंतरराज्यीय संचलन पर राज्यों या संघ राज्य क्षेत्रों को मार्गदर्शन प्रदान करना ।

15. स्थानीय निकायों, और जनगणना नगरों की ग्राम पंचायतों तथा शहरी समूहों के कर्तव्य और उत्तरदायित्व.- (1)
स्थानीय निकाय और पंचायतें :-

- (क) राज्य नीति और रणनीति की अधिसूचना की तारीख से छह मास के भीतर ठोस अपशिष्ट प्रबंधन पर राज्य नीति और रणनीति के अनुसार ठोस अपशिष्ट प्रबंध योजना तैयार करना और उसकी एक प्रति राज्य सरकार या संघ राज्य प्रशासन द्वारा राज्य सरकार या संघ राज्य प्रशासन द्वारा प्राधिकृत अभिकरण से उसे अनुमोदित कराना;
- (ख) मलिन बस्तियों तथा अनौपचारिक बसावटों, वाणिज्यिक, संस्थागत और अन्य गैर आवासीय परिसरों सहित सभी घरों से पृथक्कृत ठोस अपशिष्ट का द्वार-द्वार के संग्रहण की व्यवस्था करना। बहु मंजिलों भवनों, बड़े वाणिज्यिक परिसरों, मॉलों, आवासीय परिसरों इत्यादि से अपशिष्ट का संग्रहण प्रवेश द्वार या किसी अन्य अभिहित स्थान किया जा सकता है;
- (ग) कूड़ा चुनने वालों/अनौपचारिक अपशिष्ट संग्रहकर्ताओं के संगठनों को मान्यता प्रदान करने की प्रणाली स्थापित करना और द्वार-द्वार जाकर अपशिष्ट संग्रह करने सहित ठोस अपशिष्ट के प्रबंधन में इनकी भागीदारी को सुकर बनाने के लिए इन प्राधिकृत चुनने वालों और अपशिष्ट संग्रहकर्ताओं के एकीकरण के लिए एक प्रणाली स्थापित करना;
- (घ) स्वयं सहायता समूह बनाने को सुकर बनाना, पहचान पत्र उपलब्ध कराना और तदुपरांत घर-घर जाकर अपशिष्ट संग्रह करने सहित ठोस अपशिष्ट प्रबंधन में एकीकरण को प्रोत्साहन देना;
- (ङ.) इन नियमों की अधिसूचना की तारीख से एक वर्ष के भीतर इन नियमों के उपबंधों को समाविष्ट करते हुए उपविधियां बनाना और समय पर कार्यान्वयन सुनिश्चित करना;

- (च) उपयोक्ता फीस, जो समुचित समझी जाए, समय-समय पर विहित करना और स्वयं या प्राधिकृत अभिकरण के माध्यम से ठोस अपशिष्ट उत्पन्नकर्ताओं से फीस का संग्रह करना;
- (छ) अपशिष्ट उत्पन्नकर्ताओं को निदेश देना कि कूड़ा करकट न फैलाएं अथवा कागज, पानी की बोतलें, पेय पदार्थों के केनों, टेट्रा पैक्स, फलों के छिलके, रैपर आदि या सड़क खुले सार्वजनिक स्थान, नालों अपशिष्ट निकायों पर न जलाए या कुंड में न फेंके या उनका निपटान न करें तथा इन नियमों के अधीन विहित किए गए अनुसार स्रोत अपशिष्ट को अलग-अलग करें और पृथक किए गए अपशिष्ट को स्थानीय निकाय द्वारा प्राधिकृत अपशिष्ट चुनने वालों या प्राधिकृत अपशिष्ट संग्रहकर्ता को सौंप दें;
- (ज) पुनर्चक्रणीय सामग्रियों छंटाई करने के लिए पर्याप्त स्थान के साथ सामग्री वसूली सुविधाएं या गौण भंडारण सुविधाएं स्थापित करना ताकि अनौपचारिक या प्राधिकृत अपशिष्ट चुनने वाले और अपशिष्ट संग्रह करने वाले अपशिष्ट में से पुनर्चक्रणीय सामग्रियों को अलग कर सकें या उत्पादन के स्रोत से या सामग्री वसूली सुविधाओं से कागज, प्लास्टिक, धातु, शीशा, कपड़ा आदि जैसे पृथक किए गए पुनर्चक्रणीय अपशिष्ट को संग्रह करने के लिए अपशिष्ट चुनने वालों और पुनर्चक्रकों को सुलभ मार्ग उपलब्ध कराना; जैव निम्नीकरण अपशिष्ट के भंडारण के लिए डिब्बे हरे रंग से मुद्रित होंगे, जो पुनर्चक्रण के अपशिष्ट के भंडारण के लिए सफेद रंग से मुद्रित होंगे और अन्य अपशिष्ट के भंडारण के लिए काले रंग से मुद्रित होंगे;
- (झ) घरेलू परिसंकटमय अपशिष्ट के लिए अपशिष्ट निक्षेपण केंद्रों की स्थापना करना और अपशिष्ट उत्पन्नकर्ताओं को निदेश देना कि घरेलू परिसंकटमय अपशिष्टों निक्षेपण परिसंकटमय अपशिष्ट निपटान सुविधा में उसके सुरक्षित निपटान के लिए इस केंद्र में करें। ऐसी सुविधा की स्थापना किसी शहर या नगर में इस ढंग से की जाएगी कि एक केंद्र की स्थापना बीस किलोमीटर क्षेत्रफल या उसके भाग के लिए हो जाए और इन केंद्रों में घरेलू परिसंकटमय अपशिष्ट प्राप्त करने के समय अधिसूचित होगा;
- (ञ) परिसंकटमय अपशिष्ट निपटान सुविधा तक घरेलू परिसंकटमय अपशिष्ट का सुरक्षित भंडारण और परिवहन सुनिश्चित करना या जो राज्य प्रदूषण नियंत्रण बोर्ड/प्रदूषण नियंत्रण समिति द्वारा निर्देश किया जाए;
- (ट) गली के सफाई कर्मचारियों को निदेश देना कि गली की सफाई से संग्रहीत पेड़ के पत्तों को न जलाएं तथा उन्हें अलग से भंडारण करे और स्थानीय निकाय द्वारा प्राधिकृत अपशिष्ट संग्रहकर्ता या अभिकरण को सौंपे;
- (ठ) अपशिष्ट चुनने वालों और अपशिष्ट संग्रहकर्ताओं को ठोस अपशिष्ट प्रबंधन का प्रशिक्षण देना;
- (ड) दिन-प्रतिदिन आधार पर बाजारों से सब्जियों, फलों, फूलों, मांस, कुक्कुट पालन और मछली बाजार से अपशिष्ट संग्रह करना और स्वास्थ्यकर स्थिति सुनिश्चित करने के लिए बाजारों में उचित स्थानों पर या बाजारों के आस-पास विकेन्द्रीकृत कंपोस्ट प्लांट या जैव मिथेनीकरण प्लांट की स्थापना को प्रोत्साहन देना;
- (ढ) जनसंख्या के घनत्व, वाणिज्यिक क्रियाकलाप और स्थानीय स्थिति पर निर्भर करते हुए दैनिक या वैकल्पिक दिवसों या सप्ताह में दो बार सड़कों, मार्गों, गलियों और उप-गलियों की सफाई के अपशिष्ट को पृथक रूप से संग्रह करना;
- (ण) सड़क की सफाई के कूड़े और सतही नालियों से निकाली गई गाद को जिन मामलों में इन अपशिष्टों का सीधा संग्रह करने के लिए परिवहन वाहन सुविधाजनक व्यवहार्य नहीं है, अस्थाई रूप से भंडारण करने के लिए आच्छादित गौण भंडारण सुविधा स्थापित करना। इस प्रकार संग्रह किए गए अपशिष्ट का संग्रह और निपटान स्थानीय निकाय द्वारा यथा निर्धारित नियमित अंतराल पर किया जाएगा;
- (त) बागवानी, उद्यानों और बगीचों के अपशिष्ट को पृथक रूप से संग्रह करना और जहां तक संभव हो उसका प्रसंस्करण पार्कों और बगीचों में करना;
- (थ) पृथक किए गए जैव निम्नीकरणीय अपशिष्ट का परिवहन प्रसंस्करण सुविधाओं जैसे कंपोस्ट प्लांट, जैव मिथेनीकरण संयंत्र या ऐसी कोई सुविधा तक करना। ऐसे अपशिष्ट के स्थल पर प्रसंस्करण को अधिमान्यता दी जानी चाहिए;

(द) क्रमवर्ती प्रसंस्करण सुविधा या सामग्री पुनःप्राप्ति सुविधाओं या द्वितीयक भंडारण सुविधा को गैर जैव निम्नीकरणीय अपशिष्ट को परिवहन करना;

(ध) निर्माण और विध्वंस अपशिष्ट का परिवहन समय-समय पर यथासंशोधित निर्माण और विध्वंस अपशिष्ट प्रबंधन नियम, 2016 के उपबंधों के अनुसार करना;

(न) समुदाय सुविधा के आस-पास दुर्गंध के नियंत्रण और स्वास्थ्य रक्षक स्थितियों के अनुरक्षण के अध्यक्षीन समुदाय स्तर पर घरेलू कंपोस्टिंग, बायोगैस उत्पादन, अपशिष्ट के विकेंद्रित प्रसंस्करण में समुदायों को अंतर्वलित करना;

(प) दो वर्षों के भीतर रासायनिक खाद के उपयोग को चरणबद्ध रूप से समाप्त करना और स्थानीय निकायों द्वारा अनुरक्षित सभी उद्यानों, बगीचों में कंपोस्ट का प्रयोग करना और जहां कहीं संभव हो इसके अधिकारिता के अधीन अन्य स्थानों पर भी ऐसा करना अनौपचारिक अपशिष्ट पुनर्चक्रण क्षेत्र द्वारा की जाने वाली पुनर्चक्रण पहलों को प्रोत्साहन उपलब्ध कराए जा सकते हैं;

(फ) उपयुक्त प्रौद्योगिकी जिसके अंतर्गत निम्नलिखित प्रौद्योगिकियां भी हैं, को अंगीकृत करते हुए और समय-समय पर शहरी विकास मंत्रालय द्वारा समय-समय पर जारी मार्गदर्शी सिद्धांतों और केन्द्रीय प्रदूषण नियंत्रण बोर्ड द्वारा जारी दिशानिर्देशों का पालन करते हुए ठोस अपशिष्ट के विभिन्न अवयवों के उचित उपयोग के लिए स्वयं या निजी क्षेत्र के सहभागी या किसी अभिकरण के माध्यम से ठोस अपशिष्ट प्रसंस्करण सुविधाओं और संबंधित अवसंरचना के संनिर्माण, प्रचालन और अनुरक्षण को सुकर बनाना: परिवहन लागत और पर्यावरणीय आघात को न्यूनतम करने के लिए विकेन्द्रीयकृत प्रसंस्करण को अधिमान्यता देना जैसे.-

(क) जैव-मिथैनिकरण, सूक्ष्म जैविक कंपोस्टिंग, वर्मी कंपोस्टिंग, अनारोबिक डार्जेशन या जैव निम्नकरणीय-अपशिष्टों के जैव स्थिरीकरण के लिए कोई अन्य समुचित प्रसंस्करण;

(ख) अपशिष्ट के दहनशील भाग के लिए अवशिष्ट जनित ईंधन सहित अपशिष्ट से ऊर्जा प्रक्रियाएं या अपशिष्ट आधारित विद्युत प्लांटों या सीमेंट भट्टियों को फीड स्टॉक के रूप में आपूर्ति;

(ब) इन नियमों के अधीन विहित रीति से अवशेष अपशिष्टों के निपटान के लिए अनुसूची-1 के अनुसार स्वास्थ्यकर भरण स्थलों और आनुषंगिक अवसंरचना का निर्माण, प्रचालन और अनुरक्षण स्वयं या किसी अन्य अभिकरण के माध्यम से करना;

(भ) वार्षिक बजट में पूंजी निवेश के साथ-साथ ठोस अपशिष्ट प्रबंधन सेवाओं के प्रचालन और अनुरक्षण के लिए निधियों का पर्याप्त उपबंध करना और यह सुनिश्चित करना कि स्थानीय निकाय के वैवेकिक कृत्यों के लिए निधियां ठोस अपशिष्ट प्रबंधन तथा इन नियमों के अनुसार स्थानीय निकाय के अन्य बाध्यकारी कृत्यों के लिए आवश्यक निधियों की अपेक्षा पूर्ण करने के पश्चात् की आबंटित की जाएं;

(म) प्ररूप-1 में अपशिष्ट प्रसंस्करण, शोधन या निस्तारण सुविधा स्थापित करने के लिए प्राधिकार अनुदत्त करने के लिए आवेदन करना जिसके अंतर्गत यथास्थिति राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति से स्वास्थ्यकर भरण स्थल सहित प्रतिदिन 5 मीट्रिक टन से अधिक अपशिष्ट हो;

(य) प्राधिकार की विधिमान्यता समाप्त होने से कम से कम साठ दिन पूर्व प्राधिकार के नवीकरण के लिए आवेदन करना;

(यक) उत्तरवर्ती वर्ष के 30 अप्रैल या उसके पूर्व आयुक्त या निदेशक, नगरपालिका प्रशासन को या प्राधिकृत अधिकारी को प्ररूप-4 में वार्षिक रिपोर्ट तैयार और प्रस्तुत करना;

(यख) वार्षिक रिपोर्ट प्रत्येक वर्ष के 31 मई तक शहरी विकास विभाग के प्रभारी सचिव या ग्राम पंचायत या ग्रामीण विकास विभाग और संबंधित राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति को भेजी जाएगी;

(यग) कार्मिकों जिसके अंतर्गत संविदा कार्मिकों और पर्यवेक्षकों भी हैं, को पृथक किए गए अपशिष्ट के द्वार-द्वार से संग्रहण के लिए और प्रसंस्करण या निपटान सुविधा को प्राथमिक और द्वितीयक परिवहन के दौरान अमिश्रित अपशिष्ट के संबंध में प्रशिक्षण;

(यघ) यह सुनिश्चित करना कि प्रसुविधा का प्रचालक व्यक्तिगत सुरक्षा उपकरण अर्थात् वर्दी, प्रदीप्त जैकेट, हाथ के दस्ताने, बरसाती, समुचित जूते और मास्क ठोस अपशिष्ट के प्रहस्तन में लगे सभी कार्मिकों को उपलब्ध कराए और कार्यबल द्वारा इनका उपयोग सुनिश्चित किया जाए;

(यड.) किसी ग्रुप हाउसिंग सोसाइटी या मार्केट काम्प्लैक्स की निर्माण योजना के अनुमोदन से पूर्व सुनिश्चित करने की भवन योजना में पृथक किए गए अपशिष्टों के संग्रहण, पृथक्करण और भंडारण के लिए अपशिष्ट संग्रहण केन्द्र स्थापित किया जाना सुनिश्चित किया जाए;

(यच) कचरा फैलाने वाले या इन नियमों के उपबंधों का अनुपालन करने में असफल रहने वाले व्यक्तियों के लिए स्थल ही जुर्माना लगाने के लिए उपविधि बनाना और मापदंड विहित करना तथा बनाई गई उपविधियों के अनुसार स्थल पर ही जुर्माना लगाने की शक्तियां उचित अधिकारियों या स्थानीय निकायों को प्रत्यायोजित करना; और
(यछ) सूचना, शिक्षण और संचार अभियान के माध्यम से लोक जागरूकता का सृजन करना और निम्नलिखित के संबंध में अपशिष्ट उत्पन्न करने वालों को जानकारी देना;

- i. कचरा न फैलाना;
- ii. कम अपशिष्ट उत्पन्न करना;
- iii. संभव सीमा तक अपशिष्ट का पुनःउपयोग;
- iv. अपशिष्ट का जैव निम्नीकरणीय, गैर-जैव निम्नीकरणीय (पुनर्चक्रण योग्य तथा दहनयोग्य), स्वास्थ्यकर अपशिष्ट और घरेलू परिसंकटमय अपशिष्ट के रूप में स्रोत पर पृथक्करण;
- v. घरेलू कंपोस्टिंग, वर्मिन कंपोस्टिंग, बायोगैस उत्पादन या समुदाय स्तरीय कंपोस्टिंग/बायोगैस उत्पादन का व्यवहार करना;
- vi. उपयोग हुए प्रसाधन अपशिष्ट को ब्रांड स्वामियों द्वारा उपलब्ध कराए गए पाउचों या स्थानीय निकाय द्वारा विहित उपयुक्त लपेटने वाली सामग्री में लपेटना और इसे गैर जैव निम्नीकरणीय अपशिष्ट के लिए रखे गए डिब्बों में डालना;
- vii. स्रोत पर पृथक्कृत अपशिष्टों का अलग-अलग डिब्बों में भंडारण करना;
- viii. अपशिष्ट चुनने वालों, अपशिष्ट संग्राहकों, पुनःचक्रणकर्ताओं या अपशिष्ट संग्रहण अभिकरणों को पृथक्कृत अपशिष्ट सौंपना; और
- ix. अपशिष्ट एकत्र करने वालों या स्थानीय निकायों या स्थानीय निकाय द्वारा प्राधिकृत किसी अन्य व्यक्ति को ठोस अपशिष्ट प्रबंधन के लिए मासिक उपयोक्ता फीस या प्रभार का संदाय करना।

(यज) स्वास्थ्यकर स्थल की स्थापना और प्रचालन के लिए नियम 23 में यथाविनिर्दिष्ट समय सीमा के समाप्त होने के तुरंत पश्चात् मिश्रित अपशिष्ट से भरण स्थल को भरना या एकत्र करना बंद किया जाए;

(यझ) अपशिष्ट प्रसंस्करण सुविधाओं से केवल अप्रयोजनीय, गैर-पुनर्चक्रणयोग्य, गैर-जैवनिम्नीकरणीय, गैर-दहनशील और गैर-सक्रिय अपशिष्ट और पूर्व प्रसंस्करण अपशिष्टों तथा अवशिष्टों को ही स्वास्थ्यकर भरण स्थल पर जाने देने की अनुमति दी जाए और स्वास्थ्यकर भरण स्थलों द्वारा अनुसूची 1 में दी गई विशिष्टियों का अनुपालन किया जाएगा। तथापि, अवशिष्टों का यथासंभव पुनर्चक्रण या पुनःप्रयोग किए जाने के प्रयास किए जाने चाहिए ताकि भरण स्थल तक शून्य अपशिष्ट जाने के अपेक्षित लक्ष्य की प्राप्ति हो सके;

(यञ) सभी पुराने खुले मलबा स्थलों तथा विद्यमान प्रचालनरत मलबा स्थलों के जैव-खनन तथा जैव-उपचार की संभाव्यता के लिए जांच और विश्लेषण करना और जहां कहीं व्यवहार्य हो स्थलों के जैव-खनन या जैव-उपचार हेतु आवश्यक कार्रवाई करना;

(यट) मलबा स्थल के जैव-खनन और जैव-उपचार की संभाव्यता न होने की स्थिति में पर्यावरण को होने वाली क्षति को रोकने के लिए इसे भरण स्थल कैपिंग मानकों के अनुसार वैज्ञानिक रूप से आच्छादित जाएगा।

16. राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति के कर्तव्य.- (1) राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति द्वारा -

(क) अपनी-अपनी अधिकारिता में स्थानीय निकायों के माध्यम से राज्य में इन नियमों का प्रवर्तन किया जाएगा तथा संबंधित नगरपालिका प्रशासन निदेशालय या राज्य शहरी विकास विभाग के प्रभारी सचिव के निकट समन्वय से वर्ष में कम से कम दो बार इन नियमों के क्रियान्वयन की समीक्षा की जाएगी;

(ख) अपशिष्ट प्रसंस्करण और निस्तारण स्थलों के लिए अनुसूची I और अनुसूची II के अधीन यथा विनिर्दिष्ट पर्यावरणीय मानकों को मॉनीटर करना तथा शर्तों का पालन करना;

(ग) स्थानीय निकाय या स्थानीय निकाय द्वारा प्राधिकृत किसी अन्य अभिकरण से प्ररूप 1 में आवेदन की प्राप्ति के पश्चात् प्रस्ताव का परीक्षण करना और ऐसी जांच करना जो उचित समझा जाए;

(घ) प्राधिकार के प्रस्ताव की जांच करते समय, संबंधित अधिनियमितियों के अधीन सहमति की अपेक्षा और अन्य अभिकरणों जैसे राज्य शहरी विकास विभाग, नगर और ग्राम योजना विभाग, जिला योजना समिति या महानगरीय क्षेत्र योजना समिति, जैसा लागू हो, विमानपत्तन या एयरवेस प्राधिकरण, भू-जल बोर्ड, रेलवे, विद्युत वितरण कंपनियां, राजमार्ग विभाग और अन्य संबंधित अभिकरणों के विचारों को ध्यान में रखा जाएगा और उन्हें अपने विचार, यदि कोई हों, देने के लिए चार सप्ताह का समय दिया जाएगा;

(ङ.) स्थानीय निकाय या किसी सुविधा प्रचालक या स्थानीय प्राधिकरण द्वारा प्राधिकृत किसी अन्य अभिकरण को प्ररूप 2 में साठ दिन की अवधि के भीतर प्राधिकार जारी करना जिसमें यथाआवश्यक अन्य शर्तों सहित अनुसूची 1 और 2 में यथाविनिर्दिष्ट अनुपालन मापदंड और पर्यावरण मानक अधिकथित हों;

(च) ऐसे प्राधिकार की विधिमान्यता सहमतियों की विधिमान्यता के साथ समकालिक होगी;

(छ) यदि स्थानीय प्राधिकरण या सुविधा प्रचालक सुविधा का प्रचालन विहित शर्तों के अनुसार करने में असफल रहता है तो राज्य प्रदूषण नियंत्रण बोर्ड द्वारा खंड (क) के अधीन जारी उक्त प्राधिकार को निलंबित या रद्द किया जा सकेगा;

परंतु यथास्थिति, स्थानीय निकाय या प्रचालक को सूचना दिए बिना ऐसा कोई प्राधिकार निलंबित या रद्द नहीं किया जाएगा; और

(ज) नवीकरण के लिए आवेदन की प्राप्ति पर, प्रत्येक आवेदन को गुणागुण के आधार पर परीक्षा करने के पश्चात् और इस शर्त के अधीन रहते हुए कि सुविधा के प्रचालन में नियमों के सभी उपबंधों, प्राधिकार, सहमति या पर्यावरण अनापत्ति में विनिर्दिष्ट मानकों या शर्तों को पूर्ण कर दिया है, अगले पांच वर्षों के लिए प्राधिकार का नवीकरण करेगा;

(2) राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति आवेदक को सुने जाने का युक्तियुक्त अवसर देने के पश्चात् और लिखित में कारणों को लेखबद्ध करने के पश्चात् प्राधिकार अनुदत्त करने या नवीकरण करने से इंकार कर सकेगा।

(3) नई प्रौद्योगिकियों के मामले में, जहां यथास्थिति, केन्द्रीय प्रदूषण नियंत्रण बोर्ड, राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति द्वारा कोई मानक विहित नहीं किया गया है, मानक विनिर्दिष्ट करने के लिए केन्द्रीय प्रदूषण नियंत्रण बोर्ड से निवेदन करेगा।

(4) यथास्थिति, राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति जब कभी उचित समझा जाए किन्तु वर्ष में कम से कम एक बार, यथाअभिहित या अधिकथित मानकों तथा यथाअनुमोदित उपचार प्रौद्योगिकी तथा प्राधिकार में निर्दिष्ट शर्तों और इन नियमों के अधीन अनुसूची-1 और अनुसूची-2 में विनिर्दिष्ट मानकों का अनुपालन मॉनीटर करेगा।

(5) राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति परिसंकटमय अपशिष्ट भंडारण सुविधाओं में अपशिष्ट उत्पादकों द्वारा एकत्रित घरेलू परिसंकटमय अपशिष्ट के सुरक्षित प्रहस्तन और निस्तारण के लिए स्थानीय निकायों को निदेश देगा।

(6) राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति द्वारा अपशिष्ट के अंतर राज्य प्रचालन को विनियमित किया जाएगा।

17. निपटानयोग्य उत्पादों तथा स्वास्थ्यकर नैपकिनों और डायपरों के विनिर्माताओं या ब्रांड स्वामियों के कर्तव्य.- (1) निपटान योग्य उत्पादों जैसे टिन, कांच, प्लास्टिक पैकेजिंग इत्यादि के सभी निर्माता या ऐसे उत्पादों को बाजार में लाने वाले ब्रांड स्वामी अपशिष्ट प्रबंधन प्रणाली की स्थापना के लिए स्थानीय निकायों को आवश्यक वित्तीय सहायता उपलब्ध कराएंगे।

(2) गैर जैव-निम्नीकरणीय पैकेजिंग सामग्री में अपने उत्पादों की बिक्री या विपणन करने वाले ऐसे सभी ब्रांड स्वामी उनके उत्पाद के कारण उत्पन्न हुए पैकेजिंग अपशिष्ट को वापस ग्रहण करने के लिए प्रणाली की व्यवस्था करेंगे।

(3) स्वास्थ्यकर नैपकिनों तथा डायपरों के विनिर्माताओं या ब्रांड स्वामियों या विपणन कंपनियों द्वारा अपने उत्पादों में सभी पुनर्चक्रणयोग्य सामग्रियों के प्रयोग की संभाव्यता का पता लगाएंगे या अपने स्वास्थ्यकर उत्पादों के पैकेट के साथ प्रत्येक नैपकिन या डायपर के निस्तारण के लिए एक पाउच या रैपर उपलब्ध कराएंगे।

(4) ऐसे सभी विनिर्माताओं, ब्रांड स्वामियों या विपणन कंपनियों द्वारा अपने उत्पादों को लपेटने और उनका निस्तारण करने के संबंध में लोगों को जानकारी दी जाएगी।

18. कचरा व्युत्पन्न ईंधन से सौ कि.मी. के अंदर अवस्थित औद्योगिक इकाइयों और ठोस अपशिष्ट आधारित ऊर्जा संयंत्रों के कर्तव्य.- ईंधन का प्रयोग करने वाली और ठोस अपशिष्ट आधारित कचरा व्युत्पन्न ईंधन संयंत्र से सौ कि.मी. के भीतर अवस्थित सभी औद्योगिक इकाइयों इस प्रकार उत्पन्न कचरा व्युत्पन्न ईंधन द्वारा अपनी ईंधन अपेक्षा के कम से कम 5 प्रतिशत का प्रतिस्थापन करने के लिए इन नियमों की अधिसूचना की तारीख से छह मास के भीतर व्यवस्था करेंगे।

19. ठोस अपशिष्ट प्रसंस्करण और शोधन सुविधा की स्थापना के लिए मानदंड.- (1) भूमि समनुदेशन कार्य आबंटन विभाग ठोस अपशिष्ट प्रसंस्करण और शोधन सुविधाओं की स्थापना के लिए उपयुक्त भूमि उपलब्ध कराने और राज्य सरकार या संघ राज्य क्षेत्र प्रशासन से ऐसे स्थलों को अधिसूचित करने के लिए उत्तरदायी होंगे।

(2) सुविधा का प्रचालक समय-समय पर इस संबंध में केन्द्रीय प्रदूषण नियंत्रण बोर्ड द्वारा जारी तकनीकी मार्गदर्शी सिद्धांतों और शहरी विकास मंत्रालय द्वारा तैयार किए गए ठोस अपशिष्ट प्रबंधन संबंधी मैनुअल के अनुसार सुविधा का डिजाइन करेगा और इसकी स्थापना करेगा।

(3) सुविधा के प्रचालक द्वारा राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति से आवश्यक अनुमोदन प्राप्त किया जाएगा।

(4) राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति द्वारा ठोस अपशिष्ट प्रसंस्करण और शोधन सुविधाओं के प्रचालन के पर्यावरण मानकों की मॉनीटरिंग की जाएगी।

(5) सुविधा के प्रचालक का उत्तरदायित्व समय-समय पर केन्द्रीय प्रदूषण नियंत्रण बोर्ड द्वारा जारी मार्गदर्शी सिद्धांतों और समय-समय पर शहरी विकास मंत्रालय द्वारा प्रकाशित नगरीय ठोस अपशिष्ट प्रबंधन संबंधी मैनुअल के अनुसार ठोस अपशिष्ट प्रसंस्करण और शोधन सुविधाओं के पर्यावरण के दृष्टि से अनुकूल प्रचालन की होगी।

(6) ठोस अपशिष्ट प्रसंस्करण और शोधन सुविधा के प्रचालक द्वारा राज्य प्रदूषण नियंत्रण बोर्ड/प्रदूषण नियंत्रण समिति और स्थानीय प्राधिकरण को प्रत्येक वर्ष 30 अप्रैल तक प्ररूप 3 में वार्षिक रिपोर्ट प्रस्तुत करेगा।

20. पर्वतीय क्षेत्रों में ठोस अपशिष्ट प्रबंधन के मानदंड और की जाने वाली कार्रवाईयां.- पर्वतीय क्षेत्रों में स्थानीय प्राधिकरणों के कर्तव्य और दायित्व निम्नलिखित अतिरिक्त खंडों के सहित नियम 15 में उल्लिखित के समान होंगे :

(क) पर्वत पर भरण स्थल के संनिर्माण से बचना होगा। प्रसंस्करण सुविधा से अवशिष्ट अपशिष्ट और निष्क्रिय अपशिष्ट का संग्रहण करने के लिए एक उपयुक्त निकटतम अवस्थान पर एक अंतरण स्थान स्थापित किया जाएगा। स्वास्थ्यकर भरण की स्थापना करने के लिए 25 किलोमीटर के भीतर पहाड़ी के नीचे समतल भूमि क्षेत्र में योग्य भूमि का पहचान की जाएगी। अंतरण स्थान से अवशिष्ट अपशिष्ट का निपटान इस स्वास्थ्यकर भरण स्थल पर किया जाएगा।

(ख) ऐसी भूमि उपलब्ध न होने पर की दशा में निष्क्रिय और अवशिष्ट अपशिष्ट के लिए क्षेत्रीय स्वास्थ्यकर भरण स्थल स्थापित करने के प्रयास किए जाएंगे।

(ग) स्थानीय निकाय उपविधि बनाएगा और नागरिकों को गलियों में अपशिष्ट फैकने से प्रतिषिद्ध करने तथा पर्यटकों को गलियों में या पहाड़ियों से नीचे न फैकने किसी अपशिष्ट जैसे कागज, पानी की बोतल, शराब की बोतल, सॉफ्ट ड्रिंक के केन, टेट्रा पैक, अन्य कोई प्लास्टिक या कागज अपशिष्ट के स्थान पर सभी पर्यटक स्थलों पर स्थानीय निकाय द्वारा रखे गए कूड़ेदान में फैकने के निर्देश देना।

(घ) स्थानीय निकाय द्वारा, पर्वतीय क्षेत्रों का भ्रमण करने वाले सभी पर्यटकों को उपविधियों के अधीन ठोस अपशिष्ट प्रबंधन के उपबंधों को नगर में प्रवेश बिंदु के साथ-साथ होटलों तथा अतिथि गृहों इत्यादि के माध्यम से, जहां वे ठहरते हैं और पर्यटन स्थलों पर उपयुक्त विज्ञापन बोर्ड लगाकर, व्यवस्था करेगा।

(ङ.) स्थानीय निकाय ठोस अपशिष्ट प्रबंधन सेवाएं संवहनीय बनाने को प्रवेश द्वार पर पर्यटक से ठोस प्रबंधन प्रभार उदगृहीत कर सकेगा।

(च) भूमि समनुदेशन का प्रभारी विभाग विकेन्द्रीकृत अपशिष्ट प्रसंस्करण सुविधाओं की स्थापना के लिए पर्वतों पर उपयुक्त स्थल की पहचान और आबंटन करेगा। स्थानीय निकाय द्वारा ऐसी सुविधाएं स्थापित की जाएंगी। पर्वतीय स्थान का अनुकूलतम उपयोग करने के लिए सीढ़ी उद्यान प्रणाली को अपनाया जा सकेगा।

21. अपशिष्ट से उर्जा प्रसंस्करण के लिए मानदंड - (1) 1500 कि./कैल./कि.ग्रा. या अधिक के कैलोरिफिक मान रखने वाले गैर पुनःचक्रण अपशिष्टों को भरण स्थलों में निस्तारित नहीं किया जाएगा और उनका उपयोग या तो केवल व्युत्पन्न ईंधन

अवशेष के माध्यम से या अवशेष व्युत्पन्न ईंधन तैयार करने के लिए फीड स्टॉक के रूप में देकर या ऊर्जा का उत्पादन करने के लिए ही किया जाएगा।

- (2) उच्च कैलोरिफिक अपशिष्टों का उपयोग सीमेंट या ताप विद्युत संयंत्रों में सह-प्रसंस्करण के लिए किया जाएगा।
- (3) स्थानीय निकाय या सुविधा का प्रचालक या उनके द्वारा नामनिर्दिष्ट अभिकरण जो पांच टन प्रतिदिन से अधिक प्रसंस्करण क्षमता वाली सुविधा के अपशिष्ट के ऊर्जा संयंत्र की स्थापना करना चाहते हों, वे यथास्थिति, राज्य प्रदूषण नियंत्रक बोर्ड या प्रदूषण नियंत्रण समिति को प्राधिकार के लिए प्ररूप-1 में आवेदन प्रस्तुत करेंगे।
- (4) अपशिष्ट से ऊर्जा सुविधा की स्थापना करने के लिए ऐसे आवेदनों की प्राप्ति पर राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति उसका परीक्षण करेगा और साठ दिनों के अंदर अनुमति प्रदान करेगा।

22. क्रियान्वयन की समय-सीमा - इन नियमों के क्रियान्वयन के लिए आवश्यक अवसंरचना यथास्थिति, स्थानीय निकायों और अन्य संबंधित प्राधिकरणों द्वारा प्रत्यक्ष तथा स्वयं या नियोजित अभिकरणों द्वारा निम्नलिखित विनिर्दिष्ट समय-सीमा में सृजित की जाएंगी :

क्रम सं.	क्रियाकलाप	नियमों की अधिसूचना की तारीख से समय-सीमा
(1)	ठोस अपशिष्ट प्रसंस्करण सुविधा को स्थापित करने के लिए उपयुक्त स्थलों की पहचान करना	1 वर्ष
(2)	0.5 करोड़ जनसंख्या से कम के स्थानीय निकायों के योग्य उपयुक्त समूह के लिए साझा क्षेत्रीय स्वास्थ्यकर भरण सुविधा को स्थापित करने के लिए और 0.5 करोड़ या अधिक की जनसंख्या वाले सभी स्थानीय प्राधिकरणों द्वारा साझा क्षेत्रीय स्वास्थ्यकर भरण स्थल सुविधाओं या एकल भरण सुविधाओं की स्थापना करने के लिए उपयुक्त स्थलों की पहचान।	1 वर्ष
(3)	ठोस अपशिष्ट प्रसंस्करण सुविधा और स्वास्थ्यकर भरण स्थल सुविधाओं के लिए उपयुक्त स्थलों का उपापन।	2 वर्ष
(4)	जैव निम्नीकरणीय, पुनःचक्रण योग्य, दहन योग्य, स्वास्थ्यकर अपशिष्ट, घरेलू परिसंकटमय तथा निष्क्रिय ठोस अपशिष्टों का स्रोत पर पृथक्करण के लिए चलन के लिए अपशिष्ट उत्पन्नकर्ताओं को बाध्य करना।	2 वर्ष
(5)	पृथक्कृत अपशिष्ट घर-घर से एकत्र करके और प्रसंस्करण या निपटान सुविधाओं का परिवहन आच्छादित वाहनों में सुनिश्चित करना।	2 वर्ष
(6)	संनिर्माण तथा विध्वंस अपशिष्टों का अलग-अलग भंडारण, संग्रहण और परिवहन सुनिश्चित करना।	2 वर्ष
(7)	100000 से अधिक जनसंख्या वाले सभी स्थानीय निकायों द्वारा ठोस अपशिष्ट प्रसंस्करण सुविधाओं की स्थापना करना।	2 वर्ष
(8)	100000 से कम जनसंख्या वाले स्थानीय निकायों और नगरों द्वारा ठोस अपशिष्ट प्रसंस्करण सुविधाओं की स्थापना करना।	3 वर्ष
(9)	इन नियमों के अधीन यथा अनुज्ञात प्रसंस्करण सुविधाओं से केवल ऐसे अपशिष्ट अपशिष्टों के साथ-साथ अशोधित निष्क्रिय अपशिष्ट के निपटान के	3 वर्ष

	लिए 0.5 करोड़ या उससे अधिक की जनसंख्या वाले सभी स्थानीय निकायों द्वारा या के लिए सम्मिलित या एकल भरण की स्थापना।	
(10)	इन नियमों के अधीन अनुज्ञात अपशिष्ट के निपटान के लिए 0.5 करोड़ से कम के अधीन सभी स्थानीय निकायों और जनसंख्या नगरों द्वारा सम्मिलित या क्षेत्रीय भरण स्थलों की स्थापना।	3 वर्ष
(11)	पुराने या परित्यक्त कूड़ा स्थलों का जैविक उपचार करना या उन्हें ढकना।	5 वर्ष

23. राज्य स्तरीय सलाहकार निकाय.- (1) संबंधित राज्य सरकार या संघ राज्य क्षेत्र प्रशासन के स्थानीय निकायों का प्रत्येक विभाग प्रभारी इन नियमों की अधिसूचना की तारीख से छह मास के भीतर एक राज्य स्तरीय सलाहकार समिति का गठन करेगा जिसमें निम्नलिखित सदस्य शामिल होंगे:-

क्रम संख्या	पदनाम	सदस्य
(1)	(2)	(3)
1.	राज्य के शहरी विकास विभाग/स्थानीय स्वशासन विभाग के सचिव	अध्यक्ष, पदेन
2.	राज्य सरकार के पंचायत या ग्रामीण विकास विभाग का संयुक्त सचिव से अन्यून पंक्ति का एक प्रतिनिधि	सदस्य, पदेन
3.	राज्य सरकार के राजस्व विभाग का एक प्रतिनिधि	सदस्य, पदेन
4.	पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय, भारत सरकार का एक प्रतिनिधि	सदस्य, पदेन
5.	शहरी विकास मंत्रालय, भारत सरकार का एक प्रतिनिधि	सदस्य, पदेन
6.	ग्रामीण विकास मंत्रालय, भारत सरकार का एक प्रतिनिधि	सदस्य, पदेन
7.	केंद्रीय प्रदूषण नियंत्रण बोर्ड का एक प्रतिनिधि	सदस्य, पदेन
8.	राज्य प्रदूषण नियंत्रण बोर्ड .या प्रदूषण नियंत्रण समिति का एक प्रतिनिधि	सदस्य, पदेन
9.	भारतीय प्रौद्योगिकी संस्थान या राष्ट्रीय प्रौद्योगिकी संस्थान का एक प्रतिनिधि	सदस्य, पदेन
10.	राज्य का मुख्य नगर नियोजक	सदस्य
11.	स्थानीय निकायों के चक्रानुक्रम द्वारा तीन प्रतिनिधि,	सदस्य
12.	जनगणना नगरों/शहरी समुदायों के दो प्रतिनिधि	सदस्य
13.	अपशिष्ट चुनने वालों/अनौपचारिक पुनर्चक्रणकर्ता या ठोस अपशिष्ट प्रबंधन के लिए काम करने वाले विख्यात गैर सरकारी संगठन या सिविल सोसायटी का एक प्रतिनिधि	सदस्य

14.	राज्य या केन्द्रीय स्तर पर उद्योगों का प्रतिनिधित्व करने वाले निकाय का एक प्रतिनिधि	सदस्य
15.	अपशिष्ट पुनर्चक्रण उद्योग का एक प्रतिनिधि	सदस्य
16.	दो विषय विशेषज्ञ	सदस्य
17.	राज्य सरकार के राजस्व विभाग, कृषि विभाग और श्रम विभाग का सहयोजित एक प्रतिनिधि	सदस्य

(2) इन नियमों के क्रियान्वयन से संबंधित सभी विषयों, ठोस अपशिष्ट प्रबंध संबंधी राज्य की नीति तथा कार्यनीति की समीक्षा करने और इन नियमों के त्वरित और समुचित क्रियान्वयन के लिए आवश्यक उपाय करने के लिए राज्य सरकार को सलाह देने के लिए राज्य स्तरीय सलाहकार निकाय प्रत्येक छह माह में कम से कम एक बैठक करेगी।

(3) समीक्षा रिपोर्ट की प्रतियां आवश्यक कार्रवाई हेतु राज्य प्रदूषण नियंत्रण बोर्ड/प्रदूषण नियंत्रण समिति को अग्रेषित की जाएंगी।

24. वार्षिक रिपोर्ट.- (1) सुविधा के प्रचालक द्वारा प्रत्येक वर्ष 30 अप्रैल को या इससे पूर्व प्ररूप III में स्थानीय निकाय को वार्षिक रिपोर्ट प्रस्तुत की जाएगी।

(2) स्थानीय नगरीय निकाय प्ररूप IV में अपनी वार्षिक रिपोर्ट राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण समिति और संबंधित राज्य या संघ राज्य क्षेत्र के शहरी विकास विभाग के प्रभारी सचिव या मेट्रोपालिटिन नगर की दशा में नगर पालिका प्रशासन के निदेशक या नगरपालिका प्रशासन के आयुक्त या राज्य के अन्य सभी स्थानीय निकायों के मामले में राज्य के स्थानीय निकायों प्रभारी अधिकारी को प्रत्येक वर्ष के 30 जून या उससे पहले अग्रेषित करेगी।

(3) यथास्थिति, प्रत्येक राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समिति, इन नियमों के क्रियान्वयन और अनुपालन न करने वाले स्थानीय निकायों पर की गई कार्रवाई की समेकित वार्षिक रिपोर्ट प्ररूप V में तैयार करेगी और प्रत्येक वर्ष के 31 जुलाई तक केन्द्रीय प्रदूषण नियंत्रण बोर्ड और शहरी विकास मंत्रालय को प्रस्तुत करेगी।

(4) केन्द्रीय प्रदूषण नियंत्रण बोर्ड, देश में स्थानीय निकायों द्वारा इन नियमों के क्रियान्वयन की स्थिति पर एक समेकित समीक्षा रिपोर्ट तैयार की जाएगी और शहरी विकास मंत्रालय और पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय को अपनी सिफारिशों के साथ प्रत्येक वर्ष 31 अगस्त से पहले अग्रेषित की जाएगी।

(5) पर्यावरण, वन और जलवायु परिवर्तन मंत्रालय द्वारा केन्द्रीय निगरानी समिति की बैठक के दौरान वार्षिक रिपोर्ट का पुनर्विलोकन किया जाएगा।

25. दुर्घटना की रिपोर्ट देना - किसी ठोस अपशिष्ट प्रसंस्करण या सुविधा केंद्र या भराव भूमि स्थल पर कोई दुर्घटना होने की दशा में, तब सुविधा का प्रभारी अधिकारी प्ररूप VI में घटना की रिपोर्ट स्थानीय निकाय को भेजेगा। स्थानीय निकाय द्वारा समीक्षा की जाएगी और सुविधा के प्रभारी अधिकारी को अनुदेश, यदि कोई हो, जारी किया जाएगा।

अनुसूची I

[नियम 15 (ब), (यद्म), 16(1)(ख)(ड.), 16(4) देखें]

स्वास्थ्यकर भरण स्थलों के लिए विनिर्देश

क. स्थल चयन के लिए मानदंड. -

- (i) भूमि निर्धारण के कार्य आबंटन में विभाग द्वारा ठोस अपशिष्ट प्रसंस्करण और शोधन सुविधाओं की स्थापना करने के लिए उपयुक्त स्थल उपलब्ध कराया जाएगा और ऐसे स्थलों को अधिसूचित किया जाएगा।
- (ii) भूमि भरण स्थल योजनाबद्ध, तथा निर्माण योजना के साथ-साथ चरणबद्ध रीति से बंदी योजना के उचित प्रलेखन के साथ अभिकल्पित और विकसित किए जाएंगे। किसी विद्यमान भूमि भरण स्थल से लगी हुई कोई नई भूमि भरण सुविधा तैयार किए जाने की दशा में विद्यमान भूमि भरण स्थल की बंदी योजना, ऐसे नए भूमि भरण स्थल के प्रस्ताव का भाग होगी।
- (iii) भरण स्थलों का चयन आसपास की अपशिष्ट प्रसंस्करण सुविधाओं का प्रयोग करने के लिए किया जाएगा। अन्यथा अपशिष्ट प्रसंस्करण सुविधा की योजना भरण स्थल के अभिन्न भाग के रूप में बनाई जाएगी।
- (iv) भूमि भरण स्थल शहरी विकास मंत्रालय, भारत सरकार और केन्द्रीय प्रदूषण नियंत्रण बोर्ड के मार्गदर्शी सिद्धांतों के अनुसार स्थापित किए जाएंगे।
- (v) विद्यमान भूमि भरण स्थल, जो पांच वर्षों से अधिक से उपयोग में हैं, इस अनुसूची में दिए गए विनिर्देशों के अनुसरण में उन्नत किए जाएंगे।
- (vi) भूमि भरण स्थल कम से कम 20-25 वर्षों तक चलने के लिए पर्याप्त रूप से बड़े होंगे तथा जल जमाव और दुरुपयोग को रोकने के लिए चरणबद्ध रीति से "भूमि भरण सेल" विकसित किए जाएंगे।
- (vii) भूमि भरण स्थल नदी से 100 मीटर, तालाब से 200 मीटर, राजमार्गों, आवास स्थलों, सार्वजनिक उद्यानों और जल आपूर्ति कुंओं से 200 मीटर तथा विमानपत्तनों या हवाई अड्डे से 20 किमी की दूरी पर होंगे। तथापि, विशेष मामले में, भूमि भरण स्थल को नागर विमानन प्राधिकरण/वायु सेना, जैसा भी मामला हो, से अनापत्ति प्रमाण पत्र प्राप्त कर लेने के बाद विमानपत्तन/हवाईअड्डे से 10 और 20 किमी की दूरी के अंदर स्थापित किया जा सकता है। तटीय विनियम जोन, नमभूमि, महत्वपूर्ण आवासीय क्षेत्रों, संवेदनशील पारि-भंगुर क्षेत्रों और गत 100 वर्षों से यथा दर्ज बाढ़ के मैदानों के अंदर भूमि भरण स्थल के लिए अनुमति नहीं दी जाएगी।
- (viii) भरण स्थल और ठोस अपशिष्ट के शोधन तथा निस्तारण के लिए स्थलों को नगर आयोजना विभाग की भूमि उपयोग योजनाओं में शामिल किया जाएगा।
- (ix) पांच टन प्रतिदिन से अधिक की संस्थापित क्षमता वाली ठोस अपशिष्ट प्रसंस्करण तथा निस्तारण सुविधा के आसपास गैर विकास का बफर जोन बनाए रखा जाएगा। इसका अनुरक्षण ठोस अपशिष्ट प्रसंस्करण तथा निस्तारण सुविधा के कुल क्षेत्र के अंदर किया जाएगा। बफर जोन का निर्धारण स्थानीय प्राधिकरण द्वारा संबंधित राज्य प्रदूषण नियंत्रण बोर्ड के परामर्श से मामला दर मामला आधार पर किया जाएगा।
- (x) जैव-चिकित्सीय अपशिष्ट का निपटान समय-समय पर यथा संशोधित जैव-चिकित्सीय अपशिष्ट प्रबंधन नियम, 2016 के अनुसार किया जाएगा। परिसंकटमय अपशिष्टों का प्रबंधन समय-समय पर यथासंशोधित परिसंकटमय और अन्य अपशिष्ट (प्रबंधन और सीमा-पारीय संचलन) नियम, 2016 के अनुसार किया जाएगा। ई-अपशिष्टों का प्रबंधन समय-समय पर यथासंशोधित ई-अपशिष्ट (प्रबंधन) नियम, 2016 के अनुसार किया जाएगा।

- (xi) अपशिष्ट प्रसंस्करण का कार्य न हो पाने और आपातकाल या प्राकृतिक आपदाओं के दौरान अपशिष्ट को रखने के लिए प्रत्येक भरण स्थल पर ठोस अपशिष्ट के लिए अस्थाई भंडारण सुविधा स्थापित की जाएगी।

ख. स्वास्थ्यकर भरण स्थलों पर सुविधाओं के विकास के लिए मानदंड :-

- (i) भूमि भरण स्थल पर चार-दीवारी या बाड़ होगी और अंदर आने वाले वाहनों की निगरानी करने, अनधिकृत व्यक्तियों तथा आवारा पशुओं के प्रवेश को रोकने के लिए उचित उपयुक्त दरवाजा लगाया जाएगा।
- (ii) वाहनों और अन्य मशीनरी का मुक्त संचलन सुनिश्चित करने के लिए पट्टुच और/आंतरिक सड़के ठोस या पक्की बनाई जाएगी ताकि वाहनीय संचलन के कारण धूल कणों को उड़ने से रोका जा सके।
- (iii) भूमि भरण स्थल पर भूमि भरण के लिए लाए जाने वाले अपशिष्ट की मॉनीटरी करने के लिए अपशिष्ट निरीक्षण सुविधा, अभिलेख रखने के लिए कार्यालय सुविधा तथा प्रदूषण मॉनीटरी उपस्कर सहित उपस्कर और मशीनरी रखने के लिए आश्रय स्थल होंगे। सुविधा का प्रचालक अपशिष्ट प्राप्ति, प्रसंस्करण और निपटान का लेखा-जोखा रखेगा।
- (iv) भूमि भरण स्थल पर लाए जाने वाले अपशिष्ट की मात्रा को मापने के लिए धर्मकांटा, अग्नि सुरक्षा उपस्कर और अन्य सुविधाएं, जो भी अपेक्षित हों, जैसे प्रावधान किए जाएंगे।
- (v) पेयजल और स्वास्थ्य सुविधाओं (अधिमानतः कर्मचारियों के लिए धोने/नहाने की सुविधाओं) जैसी उपयोगिताओं और सहज भूमि भरण प्रचालनों, जब रात्रि के समय किए जाते हैं, के लिए प्रकाश व्यवस्था का प्रावधान होगा।

- (vi) भूमि भरण स्थलों पर कार्मिकों के स्वास्थ्य की जांच सहित सुरक्षा प्रावधान किए जाएंगे।

- (vii) परिवहन वाहनों की पार्किंग और सफाई या धुलाई के लिए प्रावधान किए जाएंगे। इस प्रकार उत्पन्न मल जल का शोधन विनिर्दिष्ट मानकों को पूरा करने के लिए किया जाएगा।

ग. भूमि भरण प्रचालनों और भूमि भरण पूर्ण होने पर उनको बंद करने के विनिर्देशों के लिए मानदण्ड:-

- (i) अपशिष्ट का उच्च घनत्व प्राप्त करने के लिए भूमि भरण किए जाने वाले अपशिष्ट को भारी कम्पेक्टरों का प्रयोग करते हुए पतली परतों में संहत किया जाएगा। अधिक वर्षा वाले क्षेत्रों, जहां भारी कम्पेक्टरों का प्रयोग नहीं किया जा सकता, में वैकल्पिक उपाय अपनाए जाएंगे।

- (ii) अपशिष्टों को तत्काल या प्रत्येक कार्य दिवस के अंत में कम से कम 10 सेमी मिट्टी, अक्रिय मलबे या निर्माण सामग्री से उस समय तक ढक दिया जाएगा जब तक कि कम्पोस्टिंग या पुनर्चक्रण या ऊर्जा पुनर्प्राप्ति के लिए अपशिष्ट प्रसंस्करण सुविधाएं स्थापित न कर दी जाएं।

- (iii) मानसून ऋतु के आरंभ होने से पूर्व भूमि भरण स्थल पर मानसून के दौरान पानी के रिसाव को रोकने के लिए उचित संहनन और श्रेणीकरण के साथ 40-65 सेमी मोटी मिट्टी का मध्यवर्ती आवरण बिछा दिया जाएगा। भूमि भरण स्थल के प्रभावी क्षेत्र से पानी के बहाव को विपथित करने के लिए उचित निकास नालियों का निर्माण किया जाएगा।

- (iv) भूमि भरण स्थल के पूरा हो जाने के पश्चात उसके रिसाव और अपरदन को न्यूनतम करने के लिए अंतिम आवरण डिजाइन किया जाएगा। अंतिम आवरण निम्नलिखित विनिर्देशों के अनुसार होगा, अर्थात् -

- (क) अंतिम आवरण में 1×10^{-7} सेमी/सेकंड से कम के पारगम्यता गुणांक सहित 60 सेमी की चिकनी मिट्टी या शोधित मिट्टी से युक्त अवरोधक मिट्टी की परत होगी।

- (ख) अवरोधक मिट्टी की परत के ऊपर 15 सेमी की एक निकास परत होगी।
- (ग) निकास परत के ऊपर प्रकृतिजन्य पादपों की वृद्धि में सहायता करने और अपरदन को कम करने के लिए 45 सेमी की एक वनस्पतिक परत होगी।

घ. प्रदूषण निवारण के मानदंड.- भूमि भरण प्रचालनों से प्रदूषण समस्याओं को रोकने के क्रम में निम्नलिखित प्रावधान किए जाएंगे, अर्थात्-

- (i) तूफान जल नाले को इस तरीके से डिजाइन और निर्मित किया जाए कि सतही जल बहाव, भूमि भरण स्थल से विपथित हो जाए और ठोस अपशिष्ट स्थानों से निक्षालक, सतही जल बहाव में मिश्रित न हो। निक्षालक उत्पत्ति को कम करने और सतही जल के प्रदूषण को रोकने तथा बाढ़ और दलदली स्थितियों से बचने के लिए भी तूफान जल प्रवाह नालियों के विपथन का प्रावधान किया जाएगा।
- (ii) अपशिष्ट निपटान क्षेत्र के आधार और दीवारों पर गैर-पारगम्य लाइनिंग प्रणाली का निर्माण। ऐसी अपशिष्ट प्रसंस्करण सुविधाओं के अवशिष्ट अथवा मिश्रित अपशिष्ट या खतरनाक सामग्रियों (जैसे कि ऐरोसोल, ब्लीच, पालिश, बैटरी, अपशिष्ट तेल, पेंट उत्पाद और कीटनाशक) के संदूषण वाले अपशिष्ट को भरने के लिए प्रयुक्त होने वाले भरण स्थलों के लिए न्यूनतम लाइनर विनिर्देश, एक ऐसा मिश्र अवरोधक होगा जो 1.5 मिमी मोटी उच्च घनत्व वाली पॉलीईथाइलीन (एचडीपीई) जियो-मेम्ब्रेन या जियो-सिंथेटिक लाइनर या उसके समतुल्य होगा तथा मिट्टी (चिकनी अथवा शोधित मिट्टी) के 90 सेमी के ऊपर होगी तथा इसका पारगम्यता गुणांक 1×10^{-7} सेमी/सेकंड से अधिक नहीं होगा। जल सारणी का अधिकतम स्तर, भूमि भरण स्थलों के निचले भाग पर उपलब्ध कराई गई चिकनी अथवा शोधित मिट्टी के अवरोधक परत के आधार से कम से कम दो मीटर नीचे होगा।
- (iii) निक्षालकों के संग्रहण और शोधन सहित इनके प्रबंधन के लिए प्रावधान किए जाएंगे। शोधित निक्षालक, अनुसूची-II में निर्दिष्ट मानकों को पूरा करने के पश्चात् पुनर्चक्रित या उपयोग में लाए जाएंगे। अन्यथा इन्हें मलनिर्यास लाइन में विमुक्त कर दिया जाएगा। किसी भी हाल में निक्षालक को खुले वातावरण में विमुक्त नहीं किया जाएगा।
- (iv) भूमि भरण क्षेत्र से बहने वाले जल को किसी नाले, धारा, नदी, झील या तालाब में प्रवेश करने से रोकने की व्यवस्था की जाएगी। जल बहाव के निक्षालक या ठोस अपशिष्ट के साथ मिश्रित होने के मामले में, समस्त मिश्रित जल को संबंधित प्राधिकरण द्वारा शोधित किया जाएगा।

ड. जल गुणवत्ता मॉनीटरिंग के लिए मानदंड.-

- (i) किसी भूमि भरण स्थल को स्थापित करने से पूर्व, क्षेत्र में भूमि जल गुणवत्ता के मूलाधार आंकड़े एकत्रित किए जाएंगे और उन्हें भविष्य में संदर्भ के लिए रिकार्ड में रखा जाएगा। भूमि भरण स्थल की परिधि के 50 मीटर के अंदर भूमि जल गुणवत्ता को वर्ष में विभिन्न ऋतुओं अर्थात् ग्रीष्म, मानसून और मानसून-पश्च अवधि के दौरान आवधिक रूप से मॉनीटर किया जाएगा ताकि यह सुनिश्चित हो सके कि भू-जल, स्वीकार्य सीमा से अधिक संदूषित न हो।
- (ii) किसी भी प्रयोजन (पेय जल और सिंचाई सहित) के लिए भूमि भरण स्थलों में और उनके आस-पास भूमि जल के उपयोग पर उसकी गुणवत्ता को सुनिश्चित करने के बाद विचार किया जाएगा। मॉनीटरिंग प्रयोजन के लिए पेयजल गुणवत्ता हेतु निम्नलिखित विनिर्देश लागू होंगे, अर्थात् :-

क्र.सं.	पैरामीटर	आईएस 10500:2012, संस्करण 2.2 (2003-09) वांछनीय सीमा (मिग्रा/ली., पीएच को छोड़कर)
(1)	(2)	(3)
(1)	आर्सेनिक	0.01
(2)	कैडमियम	0.01
(3)	क्रोमियम (Cr ⁶⁺ के रूप में)	0.05
(4)	तांबा	0.05
(5)	साइनाइड	0.05
(6)	सीसा	0.05
(7)	पारा	0.001
(8)	निकल	-
(9)	नाइट्रेट, एनओ ₃ के रूप में	45.0
(10)	पीएच (pH)	6.5-8.5
(11)	लोहा	0.3
(12)	कुल कठोरता (सीएसीओ ₃ के रूप में)	300.0
(13)	क्लोराइड	250
(14)	विलीन ठोस	500
(15)	फेनोलिक यौगिक (सी ₆ एच ₅ ओएच के रूप में)	0.001
(16)	जस्ता	5.0
(17)	सल्फेट (एसओ ₄ के रूप में)	200

च. परिवेशी वायु गुणवत्ता की मानीटरी के लिए मानदंड. -

- (i) भूमि भरण स्थल पर दुर्गंध को कम करने, गैसों को अपस्थलीय फैलने से रोकने, पुनर्वासित भूमि भरण स्थल सतह पर उगाई गई वनस्पति को बचाने के लिए गैस संग्रहण प्रणाली सहित भूमि भरण गैस नियंत्रण प्रणाली संस्थापित की जाएगी। भूमि भरण गैस पुनर्प्राप्ति को बढ़ाने के लिए गैस संग्रहण कुओं के साथ आच्छादन प्रणालियों में जियो मेम्ब्रेन के प्रयोग पर विचार किया जाएगा।

- (ii) भूमि भरण स्थल पर निकलने वाली मीथेन गैस का सान्द्रण, निम्न विस्फोटक सीमा (एलईएल) के 25 प्रतिशत से अधिक नहीं होगा।
- (iii) किसी भूमि भरण स्थल पर संग्रहण सुविधा से प्राप्त भूमि भरण गैस का उपयोग व्यवहार्यता के अनुसार या तो सीधे तापीय अनुप्रयोगों या विद्युत उत्पादन में किया जाएगा। अन्यथा, भूमि भरण गैस को जला (प्रदीप्त) दिया जाएगा और सीधे वायुमंडल में या अवैध रूप से निकासी के लिए नहीं छोड़ा जाएगा। यदि इसका उपयोग या प्रदीप्त संभव न हो तो निष्क्रिय निकास की अनुमति दी जाएगी।
- (iv) भूमि भरण स्थल पर और इसके आसपास परिवेशी वायु गुणवत्ता के नियमित रूप से माँनीटरी की जाएगी। परिवेशी वायु गुणवत्ता औद्योगिक क्षेत्र के लिए केन्द्रीय प्रदूषण नियंत्रण बोर्ड द्वारा विहित मानकों के अनुसार होगी।

छ. भूमि भरण स्थल पर पौधरोपण के लिए मानदंड.- तैयार स्थल के ऊपर निम्नलिखित विनिर्देशों के अनुसार वनस्पतिक आवरण बनाया जाएगा, अर्थात् :

- (क) स्थानीय रूप से अंगीकृत अखाद्य बारहमासी पौधों, जो सूखे तथा अत्यधिक तापमान के प्रतिरोधी हैं, को उगाया जाएगा;
- (ख) पौधे ऐसे प्रजाति के होंगे कि उनकी जड़ें 30 सेमी से अधिक गहरी न हों। यह शर्त, भूमि भरण स्थल के स्थिर होने तक लागू रहेगी;
- (ग) चयनित पौधों में न्यूनतम पोषक वृद्धि के साथ न्यून-पोषक मिट्टी में पनपने की क्षमता होगी;
- (घ) मिट्टी के अपरदन को कम करने के लिए पर्याप्त घनत्व में पौधरोपण किया जाएगा;
- (ङ.) राज्य प्रदूषण नियंत्रण बोर्डों या प्रदूषण नियंत्रण समितियों के परामर्श से भूमि भरण स्थल की सीमा के चारों ओर हरित क्षेत्र विकसित किए जाएंगे।

ज. भूमि भरण स्थल पर पश्चात्कर्ती देखरेख के लिए मानदंड. - (1) भूमि भरण स्थल की बंदी-पश्च देखरेख कम से कम पंद्रह वर्षों के लिए की जाएगी और दीर्घकालिक माँनीटरी या देखरेख योजना निम्नलिखित से युक्त होगी, अर्थात् :-

- (क) सबसे ऊपरी परत की अखंडता और प्रभाविता को बनाए रखना, मरम्मत करते रहना तथा सबसे ऊपरी परत को अपरदन या अन्य प्रकार के नुकसान के जारी रहने और बहने को रोकना;
- (ख) अपेक्षानुसार निक्षालक संग्रहण प्रणाली की माँनीटरी करना;
- (ग) भरण स्थल में और इसके आसपास भू-जल की माँनीटरी करना;
- (घ) मानकों के अनुरूप भूमि भरण गैस संग्रहण प्रणाली का अनुरक्षण और प्रचालन करना।

(2) पंद्रह वर्ष की बंदी-पश्च माँनीटरी के बाद बंद पड़े भूमि भरण स्थलों के उपयोग पर मानव बस्ती या अन्यथा प्रयोग किए जाने के बारे में यह सुनिश्चित करने के बाद ही विचार किया जाएगा कि गैसीय उत्सर्जन और निक्षालक गुणवत्ता विश्लेषण, विनिर्दिष्ट मानकों के अनुपालन में हैं और मृदा स्थिरता सुनिश्चित की गई है।

झ. पहाड़ी क्षेत्रों के लिए विशेष प्रावधानों हेतु मानदंड - पहाड़ों पर बसे नगरों और शहरों में स्थानीय प्राधिकरण द्वारा संबंधित राज्य बोर्ड या प्रदूषण नियंत्रण समिति के अनुमोदन से ठोस अपशिष्ट के अंतिम निपटान के लिए विकसित की गई स्थान-विशिष्ट पद्धतियां अपनाई जाएंगी। नगरपालिका प्राधिकरण जैवअवक्रमणीय जैविक अपशिष्ट को उपयोगी बनाने के लिए प्रसंस्करण सुविधाएं स्थापित करेगा। गैर-जैवअवक्रमणीय पुनर्चक्रण योग्य सामग्रियों का भण्डारण किया जाएगा और

इन्हें पुनर्चक्रण के लिए आवधिक रूप से भेजा जाएगा। अक्रिय और गैर-जैवअवक्रमणीय अपशिष्ट का उपयोग, सड़कें बनाने या पहाड़ों पर उपयुक्त क्षेत्रों की भराई करने के लिए किया जाएगा। पहाड़ी क्षेत्रों में पर्याप्त भूमि प्राप्त करने में आ रही कठिनाईयों के कारण सड़क पर बिछाने या भराई के लिए उपयुक्त न पाए गए अपशिष्ट का निपटान मैदानी क्षेत्रों में क्षेत्रीय भरण स्थलों में किया जाएगा।

ब. पुराने मलबा स्थलों को बंद और बहाल करना - ठोस अपशिष्ट के मलबा स्थल जिन्होंने अपनी क्षमता पूरी कर ली है या नए और उपयुक्त रूप से डिजाइन किए गए भरण स्थलों की स्थापना के बाद जिनमें अतिरिक्त अपशिष्ट नहीं डाले जाते हैं, उन्हें बंद कर दिया जाना चाहिए और निम्नलिखित विकल्पों की जांच करने के बाद बहाली की जानी चाहिए :

- (i) जैव खनन और अपशिष्ट प्रसंस्करण द्वारा अपशिष्ट को कम करना जिसके बाद नए भरण स्थलों या नीचे (ii) के अनुसार आच्छादन में अवशिष्टों को रखा जाएगा।
- (ii) ग्रीन हाऊस गैसों के संग्रहण और चमकाने/उपयोग में समर्थ बनाने के लिए ठोस अपशिष्ट आवरण या जियो मेम्ब्रेन से संवर्धित ठोस अपशिष्ट आवरण से आच्छादित किया जाना।
- (iii) ऊपर (ii) के अनुसार अतिरिक्त उपायों (जलोद्भू और अन्य खुरदरी दानेदार मिट्टियों में) जैसे संदूषित भू-जल को निकालने और शोधित करने के लिए कट-ऑफ वॉल और निष्कर्षण कुओं में आच्छादन।
- (iv) स्वीकार्य स्तर तक पर्यावरणीय प्रभाव को कम करने के लिए उपयुक्त कोई अन्य पद्धति।

अनुसूची II

[नियम 16(1), (ख), (ड.), 16(4) देखें]

ठोस अपशिष्ट के प्रसंस्करण और शोधन के मानक

क. खाद के मानक.- अपशिष्ट प्रसंस्करण सुविधाओं में जैव अवक्रमणीय अपशिष्ट के प्रसंस्करण हेतु प्रौद्योगिकियों में से एक के रूप में कंपोस्टिंग शामिल होगा। कंपोस्ट संयंत्र से होने वाले प्रदूषण को रोकने के उद्देश्य से निम्नलिखित का पालन किया जाएगा अर्थात् :

- (क) स्थल पर पहुंचने वाले जैविक अपशिष्ट का आगे के प्रसंस्करण से पूर्व समुचित रखरखाव किया जाएगा। जहां तक संभव हो, अपशिष्ट भण्डारण क्षेत्र ढका हुआ होना चाहिए। यदि ऐसा भण्डारण खुले में किया गया हो तो निक्षालक शोधन और निपटान सुविधा तक पहुंचने वाले पंक्तिबद्ध तालों में निक्षालक और सतही जल बहाव को एकत्रित करने की सुविधा के साथ अपारगम्य आधार उपलब्ध कराया जाना चाहिए;
- (ख) गंध, मक्खियों, कृतकों, पक्षी के खतरे और आग के जोखिम की बाधा को कम करने के लिए आवश्यक सावधानियां बरती जाएंगी;
- (ग) संयंत्र के ब्रेकडाउन या रखरखाव के मामले में, अपशिष्ट अंतर्ग्राही को बंद कर दिया जाएगा और अपशिष्ट को अस्थायी प्रसंस्करण स्थल या अस्थायी भूमि भरण स्थलों की दिशा में विपथित करने की व्यवस्था की जाएगी, जिनका संयंत्र के ठीक-ठाक हो जाने पर पुनः प्रसंस्करण किया जाएगा;
- (घ) प्रसंस्करण सुविधा से प्रक्रिया पूर्व और प्रक्रिया-पश्च अवशिष्टों को नियमित आधार पर हटा दिया जाएगा और स्थल पर इकट्ठा नहीं होने दिया जाएगा। पुनर्चक्रण योग्य सामग्री, उपयुक्त विक्रेताओं के माध्यम से भेजी जाएगी। गैर-पुनर्चक्रण योग्य उच्च तापजनक अंशों को पृथक किया जाएगा और सीमेंट संयंत्रों में या विद्युत संयंत्रों को आरडीएफ उत्पादन, सह-प्रसंस्करण के लिए भेजा जाएगा। भूमि भरण स्थलों में केवल सभी प्रक्रियाओं के अवशिष्ट भेजे जाएंगे।

- (ड.) अपारगम्य आधार के साथ विंड्रो क्षेत्र उपलब्ध कराया जाएगा। ऐसा आधार बजरी या ठोस चिकनी मिट्टी, 50 सेमी मोटी, जिसका पारगम्यता गुणांक 10^{-7} सेमी/सेकंड से कम हो, का बनाया जाएगा। आधार में 1 से 2 प्रतिशत ढाल होगी और निक्षालक या सतही बहाव का संग्रहण करने के लिए इसकी चारों तरफ नालियों का घेरा होगा।
- (च) परिवेशी वायु गुणवत्ता की नियमित रूप से मॉनीटरी की जाएगी। प्रसंस्करण संयंत्र की बाहरी दीवार पर या नीचे की हवा की दिशा में गंध की समस्या की भी नियमित रूप से जांच की जाएगी।
- (छ) नमी बनाए रखने के लिए खाद संयंत्र में निक्षालक को पुनःपरिचालित किया जाएगा।
- (ज) अंतिम उत्पाद खाद, समय-समय पर अधिसूचित उर्वरक नियंत्रण आदेश के अंतर्गत विनिर्दिष्ट मानकों के अनुसार होगा।
- (झ) खाद का सुरक्षित अनुप्रयोग सुनिश्चित करने हेतु खाद गुणवत्ता के लिए निम्नलिखित विनिर्देशों को पूरा किया जाएगा, अर्थात् :-

पैरामीटर	जैविक खाद (एफसीओ 2009)	फॉस्फेट संपन्न जैविक खाद (एफसीओ 2013)
(1)	(2)	(3)
आर्सेनिक (मिग्रा/किग्रा)	10.00	10.00
कैडमियम (मिग्रा/किग्रा)	5.00	5.00
क्रोमियम (मिग्रा/किग्रा)	50.00	50.00
तांबा (मिग्रा/किग्रा)	300.00	300.00
सीसा (मिग्रा/किग्रा)	100.00	100.00
पारा (मिग्रा/किग्रा)	0.15	0.15
निकल (मिग्रा/किग्रा)	50.00	50.00
जस्ता (मिग्रा/किग्रा)	1000.00	1000.00
सी/एन अनुपात	<20	20:1 से कम
पीएच (pH)	6.5-7.5	(1:5 घोल) अधिकतम 6.7
नमी, भार का प्रतिशत, अधिकतम	15.0-25.0	25.0
थोक घनत्व (ग्राम/सेमी ³)	<1.0	1.6 से कम
कुल जैविक कार्बन, भार द्वारा प्रतिशत, न्यूनतम	12.0	7.9
कुल नाइट्रोजन (एन के रूप में), भार द्वारा प्रतिशत, न्यूनतम	0.8	0.4

कुल फॉस्फेट (पी2ओ5 के रूप में) भार द्वारा प्रतिशत, न्यूनतम	0.4	10.4
कुल पोटेशियम (के2ओ के रूप में), भार द्वारा प्रतिशत, न्यूनतम	0.4	-
रंग	गहरे भूरे से काले तक	-
गंध	बदबू की अनुपस्थिति	-
कण आकार	कम से कम 90% सामग्री, 4.0 मिमी आईएस छलनी से होकर गुजरनी चाहिए	कम से कम 90% सामग्री, 4.0 मिमी आईएस छलनी से होकर गुजरनी चाहिए
प्रवाहकत्व (डीएसएम-1 के रूप में), से कम	4.0	8.2

*उपरोक्त कथित संकेन्द्रण सीमाओं से अधिक वाली खाद (अंतिम उत्पाद) का उपयोग खाद्य फसलों के लिए नहीं किया जाएगा। तथापि, इसका उपयोग खाद्य फसलों को उगाने से भिन्न प्रयोजनों के लिए किया जा सकता है।

ख. शोधित निक्षालकों के लिए मानक. - शोधित निक्षालकों के निपटान में निम्नलिखित मानकों का पालन किया जाएगा, अर्थात्:-

क्र.सं.	मापदंड	मानक (निपटान का तरीका)		
		अंतर्देशीय सतही जल	सार्वजनिक सीवर	भूमि निपटान
(1)	(2)	(3)	(4)	(5)
1.	निलंबित ठोस, मिग्रा/ली, अधिकतम	100	600	200
2.	विलीन ठोस (अजैविक), मिग्रा/ली, अधिकतम	2100	2100	2100
3.	पीएच (ph) मान	5.5 से 9.0	5.5 से 9.0	5.5 से 9.0
4.	अमोनिकल नाइट्रोजन (एन के रूप में) मिग्रा/ली., अधिकतम	50	50	--
5.	कुल केलडाल नाइट्रोजन (एन के रूप में) मिग्रा/ली, अधिकतम	100	--	--

6.	जैव रासायनिक ऑक्सीजन मांग (27 ⁰ से पर 3 दिन) अधिकतम (मिग्रा/ली)	30	350	100
7.	रासायनिक ऑक्सीजन मांग, मिग्रा/ली, अधिकतम	250	--	--
8.	आर्सेनिक (एएस के रूप में), मिग्रा/ ली, अधिकतम	0.2	0.2	0.2
9.	पारा (एचजी के रूप में), मिग्रा/ली, अधिकतम	0.01	0.01	--
10.	सीसा (पीबी के रूप में), मिग्रा/ली, अधिकतम	0.1	1.0	--
11.	कैडमियम (सीडी के रूप में), मिग्रा/ली, अधिकतम	2.0	1.0	--
12.	कुल क्रोमियम (सीआर के रूप में), मिग्रा/ली, अधिकतम	2.0	2.0	--
13.	तांबा (सीयू के रूप में), मिग्रा/ली, अधिकतम	3.0	3.0	--
14.	जस्ता ((जेडएन के रूप में), मिग्रा/ली, अधिकतम	5.0	15	--
15.	निकल (एनआई के रूप में), मिग्रा/ली, अधिकतम	3.0	3.0	--
16.	साइनाइड (सीएन के रूप में), मिग्रा/ली, अधिकतम	0.2	2.0	0.2
17.	क्लोराइड (सीएल के रूप में), मिग्रा/ली, अधिकतम	1000	1000	600
18.	फ्लोराइड (एफ के रूप में), मिग्रा/ली, अधिकतम	2.0	1.5	--
19.	फेनोलिक यौगिक (सी ₆ एच ₅ ओएच के रूप में), मिग्रा/ली, अधिकतम	1.0	5.0	--

नोट : आंतरिक सतही जल-निकायों में शोधित निक्षालकों को बहाते समय, बहाए जाने वाले निक्षालकों की मात्रा और प्राप्त करने वाले जल निकाय में उपलब्ध मिश्रित जल की मात्रा पर उचित रूप से ध्यान दिया जाएगा ।

ग. **भस्मीकरण के मानक :** ठोस अपशिष्ट शोधन/निपटान सुविधा में भस्मकों/ताप प्रौद्योगिकियों से होने वाले उत्सर्जन में निम्नलिखित मानकों का अनुपालन किया जाएगा, अर्थात् :

मानदण्ड	उत्सर्जन मानक	
	(1)	(2)
विविक्त-कण	50 मिग्रा/एनएम ³	मानक का अर्थ आधे घंटे के औसत मान से है
एचसीएल	50 मिग्रा/एनएम ³	मानक का अर्थ आधे घंटे के औसत मान से है
एसओ2	200 मिग्रा/एनएम ³	मानक का अर्थ आधे घंटे के औसत मान से है
सीओ	100 मिग्रा/एनएम ³	मानक का अर्थ आधे घंटे के औसत मान से है
	50 मिग्रा/एनएम ³	मानक का अर्थ दैनिक औसत मान से है
कुल जैविक कार्बन	20 मिग्रा/एनएम ³	मानक का अर्थ आधे घंटे के औसत मान से है
एचएफ	4 मिग्रा/एनएम ³	मानक का अर्थ आधे घंटे के औसत मान से है
एनओएक्स (एनओ2 के रूप में व्यक्त एनओ और एनओ2)	400 मिग्रा/एनएम ³	मानक का अर्थ आधे घंटे के औसत मान से है
कुल डाइऑक्साइड और फ्यूरन	0.1 एनजी टीईक्यू/एनएम ³	मानक का अर्थ 6-8 घंटे के नमूने से है। कृपया कुल विषाक्त समतुल्यता प्राप्त करने के लिए विषाक्त समतुल्यता मानों हेतु 17 संबंधित समप्रकारी वस्तु के दिशानिर्देशों का संदर्भ लें।
सीडी+टीएच+उनके यौगिक	0.05 एमजी/एनएम ³	मानक का अर्थ 30 मिनट और 8 घंटे के बीच कहीं भी नमूना लिए गए समय से है।
एचजी और इसके यौगिक	0.05 एमजी/एनएम ³	मानक का अर्थ 30 मिनट और 8 घंटे के बीच कहीं भी नमूना लिए गए समय से है।
एसबी+एस+पीबी+सीआर+ सीओ+सीयू+एमएन+एनआई+वी+ उनके यौगिक	0.5 एमजी/एनएम ³	मानक का अर्थ 30 मिनट और 8 घंटे के बीच कहीं भी नमूना लिए गए समय से है।
नोट : सभी मानों में शुष्क आधार पर 11% ऑक्सीजन तक शुद्धि की गई है।		

टिप्पणी :

- (क) उपरोक्त उत्सर्जन सीमाओं को प्राप्त करने के लिए भस्मीकरण यंत्र के साथ उपयुक्त प्रकार के डिजाइन किए गए प्रदूषण नियंत्रण उपकरण संस्थापित या पुनःसंयोजित किए जाएंगे।
- (ख) भस्मीकृत किए जाने वाले अपशिष्ट को किसी क्लोरीनयुक्त कीटाणुनाशक के साथ रासायनिक तरीके से शोधित नहीं किया जाएगा।

- (ग) क्लोरीनयुक्त प्लास्टिक के भस्मीकरण को दो वर्षों के अंदर क्रमबद्ध रूप से समाप्त किया जाएगा।
- (घ) यदि भस्मीकरण राख में विषाक्त धातुओं की सांद्रता समय-समय पर यथासंशोधित परिसंकटमय अपशिष्ट (प्रबंधन, हथालन और सीमा-पारीय संचलन) नियम, 2008 में यथाविनिर्दिष्ट सीमाओं से अधिक हो तो ऐसे राख को परिसंकटमय अपशिष्ट शोधन, भंडारण और निपटान सुविधा को भेजा जाएगा।
- (ङ.) भस्मीकरण-यंत्र में ईंधन के रूप में केवल एलडीओ, एलएसएचएस, डीजल, बायोमास, कोयला, एलएनजी, सीएनजी, आरडीएफ और बायोगैस जैसे निम्न सल्फर ईंधन का ही प्रयोग किया जाएगा।
- (च) अधोवायु गैस में सीओ₂ संकेन्द्रण 7% से अधिक नहीं होगा।
- (छ) ट्विन चैम्बर भस्मीकरण-यंत्रों में सभी सुविधाएं इस प्रकार से डिजाइन की जाएंगी कि द्वितीय ज्वलन चैम्बर में 950° से. के न्यूनतम तापमान को प्राप्त करने के लिए और 2 (दो) सेकंड से अधिक के द्वितीय ज्वलन चैम्बर में गैस रह सके।
- (ज) भस्मीकरण संयंत्र (दहन चैम्बर) ऐसे तापमान, अवधारण समय और विक्षोभ के साथ परिचालित किए जाएंगे ताकि लावा और तलहटी राखों में कुल जैविक कार्बन (टीओसी) तत्व को 3% से कम किया जा सके या प्रज्वलन पर उनकी क्षति सूखे वजन के 5% से कम हो।
- (झ) स्थलों से निकलने वाली गंध का प्रबंधन केन्द्रीय प्रदूषण नियंत्रण बोर्ड द्वारा समय-समय पर जारी मार्गदर्शी सिद्धांतों के साथ किया जाएगा।

प्ररूप -I

[नियम 15 (म), 16(1)(ग), 21(3) देखें]

**ठोस अपशिष्ट के प्रसंस्करण/पुनर्चक्रण/शोधन और निपटान के लिए
ठोस अपशिष्ट प्रबंधन नियमों के अंतर्गत प्राधिकार प्राप्त करने के लिए आवेदन**

सेवा में,

..... के

सदस्य सचिव

राज्य प्रदूषण नियंत्रण बोर्ड/प्रदूषण नियंत्रण समिति

महोदय,

मैं/हम ठोस अपशिष्ट के प्रसंस्करण, पुनर्चक्रण, शोधन और निपटान के लिए ठोस अपशिष्ट नियम, 2016 के अंतर्गत प्राधिकार के लिए एतद्वारा आवेदन करता हूँ/करते हैं।

1.	उनके/सुविधा के प्रचालक द्वारा नियुक्त स्थानीय निकाय/अभिकरण का नाम	
2.	पत्राचार का पता दूरभाष सं. फैक्स सं.	

	ई-मेल	
3.	नोडल अधिकारी और पदनाम (प्रसंस्करण/शोधन या निपटान सुविधा के प्रचालन के लिए उत्तरदायी स्थानीय निकाय या अभिकरण द्वारा प्राधिकृत अधिकारी)	
4.	सुविधा की स्थापना करने और प्रचालन के लिए अपेक्षित प्राधिकार (कृपया निशान लगाएं)	i. अपशिष्ट प्रसंस्करण ii. पुनर्चक्रण iii. शोधन iv. भूमि भरण स्थल पर निपटान
5.	इन दस्तावेजों की प्रतियां संलग्न करें	i. स्थल स्वीकृति (स्थानीय प्राधिकरण) ii. पर्यावरणीय स्वीकृति का प्रमाण iii. स्थापना के लिए अनुमति iv. नगरपालिका प्राधिकरण और प्रचालन अभिकरण के बीच करार v. परियोजना में निवेश और अपेक्षित आय
6.	ठोस अपशिष्ट का प्रसंस्करण/पुनर्चक्रण/शोधन i. प्रतिदिन प्रसंस्करित अपशिष्ट की कुल मात्रा क) पुनर्चक्रित किए जाने वाले अपशिष्ट की मात्रा ख) शोधित किए जाने वाले अपशिष्ट की मात्रा ग) भूमिभरण स्थल में निपटाए जाने वाले अपशिष्ट की मात्रा ii. प्रसंस्करित अपशिष्ट के लिए उपयोगिता कार्यक्रम (उत्पाद उपयोग) iii. निपटान के लिए कार्य-पद्धति (ब्यौरा संलग्न करें) क) निक्षालक की मात्रा ख) निक्षालक के लिए शोधन प्रौद्योगिकी iv. पर्यावरणीय प्रदूषण के निवारण और नियंत्रण के लिए किए जाने वाले उपाय v. संयंत्र में कार्यरत कर्मकारों की सुरक्षा के लिए किए जाने वाले उपाय vi. ठोस अपशिष्ट प्रसंस्करण/पुनर्चक्रण/शोधन/	

	निपटान सुविधा संबंधी ब्यौरा (संलग्न किया जाए)	
7.	ठोस अपशिष्ट का निपटान अभिज्ञात स्थलों की संख्या प्रतिदिन निपटाए जाने वाले अपशिष्ट की मात्रा स्थल चयन के लिए अपनाई गई कार्य-पद्धति या मानदण्ड का ब्यौरा (संलग्न करें) प्रचालन के अंतर्गत विद्यमान स्थल का ब्यौरा भूमि भरण की कार्य-पद्धति और प्रचालनात्क ब्यौरा पर्यावरणीय प्रदूषण को रोकने के लिए किए गए उपाय	
8.	कोई अन्य सूचना	

हस्ताक्षर :.....

पदनाम

तारीख :

स्थान :

प्ररूप-II

[नियम 16(1)(ड.) देखें]

प्राधिकार जारी करने के लिए प्रपत्र

फाइल सं. : _____

दिनांक : _____

प्राधिकार सं. : _____

सेवा में,

संदर्भ : आपका आवेदन सं. _____ दिनांक _____

_____ राज्य प्रदूषण नियंत्रण बोर्ड/प्रदूषण नियंत्रण समिति द्वारा प्रस्ताव का परीक्षण करने के पश्चात _____ को जिनका प्रशासनिक कार्यालय _____ में है, पर अपशिष्ट प्रसंस्करण/पुनर्चक्रण/शोधन/ निपटान सुविधा स्थापित और प्रचालित करने के लिए प्राधिकृत किया जाता है।

यह प्राधिकार ठोस अपशिष्ट के प्रसंस्करण, पुनर्चक्रण, शोधन और निपटान के लिए सुविधा के प्रचालन हेतु प्रदान किया जाता है।

यह प्राधिकार नीचे उल्लिखित निबंधन एवं शर्तों और इन नियमों में अन्यथा यथानिर्दिष्ट ऐसी शर्तों और इन नियमों के अंतर्गत अनुसूचियों I और II में विनिर्धारित मानकों के अध्वधीन है।

_____ राज्य प्रदूषण नियंत्रण बोर्ड/संघ राज्य क्षेत्र प्रदूषण नियंत्रण समिति द्वारा किसी भी समय, प्राधिकार के अंतर्गत लागू किसी शर्त को रद्द किया जा सकता है और इसकी लिखित सूचना दी जाएगी।

ठोस अपशिष्ट प्रबंधन नियम, 2016 के उपबंध का उल्लंघन होने पर पर्यावरण (संरक्षण) अधिनियम, 1986 (1986 का 29) के दंडात्मक उपबंध लागू होंगे।

दिनांक :

(सदस्य सचिव)

स्थान :

राज्य प्रदूषण नियंत्रण बोर्ड/संघ राज्य क्षेत्र

प्रदूषण नियंत्रण समिति

(हस्ताक्षर और पदनाम)

प्ररूप-III

[नियम 19(6), 24(1) देखें]

सुविधा के प्रचालक द्वारा स्थानीय निकाय को प्रस्तुत किए जाने के लिए वार्षिक रिपोर्ट का प्रपत्र

1.	शहर/नगर का नाम	
2.	जनसंख्या	
3.	क्षेत्रफल वर्ग किलो मीटर में	
4.	स्थानीय निकाय का नाम और पता दूरभाष सं. फैक्स ई-मेल :	
5.	सुविधा के प्रचालक का नाम और पता	
6.	सुविधा के प्रभारी अधिकारी का नाम दूरभाष सं. फैक्स ई-मेल :	

7.	शहर/नगर में परिवारों की संख्या शहर में गैर आवासीय परिसरों की संख्या शहर/नगर में चुनाव/प्रशासनिक वार्डों की संख्या	
8.	ठोस अपशिष्ट की मात्रा	
	प्रति दिन स्थानीय निकाय के क्षेत्र में उत्पन्न ठोस अपशिष्ट की अनुमानित मात्रा मीट्रिक टन में	/टीपीडी
	प्रतिदिन संग्रहित ठोस अपशिष्ट की मात्रा	/टीपीडी
	प्रतिदिन संग्रहित प्रति व्यक्ति अपशिष्ट	/ग्रा./दिन
	प्रसंसकृत ठोस अपशिष्ट की मात्रा	/टीपीडी
	भरण स्थल पर निपटान किए गए ठोस अपशिष्ट की मात्रा	/टीपीडी
9.	ठोस अपशिष्ट प्रबंधन सेवा की स्थिति	
	स्रोत पर अपशिष्ट का पृथक्करण और भंडारण	हां/नहीं
	क्या घरेलू/वाणिज्यिक/संस्थागत बिनों में स्रोत पर ठोस अपशिष्ट का भंडारण किया जाता है, यदि हां	%
	घरेलू बिनों में स्रोत पर अपशिष्ट के भंडारण की घरेलू रीति की प्रतिशतता	%
	वाणिज्यिक/संस्थागत बिनों में स्रोत पर अपशिष्ट का गैर आवासीय परिसरों में भंडारण करने की प्रतिशतता	%
	गलियों में घरों के ठोस अपशिष्ट का निपटान करने या फेंकने की प्रतिशतता	%
	गलियों में गैर आवासीय परिसरों के ठोस अपशिष्ट का निपटान करने या फेंकने की प्रतिशतता	%
	क्या ठोस अपशिष्ट को स्रोत पर पृथक्कृत स्वरूप में भंडारित किया जाता है	हां/नहीं
	यदि हां, तो स्रोत पर अपशिष्ट का पृथक्करण करने वाले परिसरों की प्रतिशतता	%
	ठोस अपशिष्ट का घर-घर जाकर संग्रहण	
	क्या शहर/नगर में ठोस अपशिष्ट का घर-घर जाकर संग्रहण किया जाता है	हां/नहीं
	यदि हां, तो अपशिष्ट के घर-घर जाकर संग्रहण किए जाने में शामिल वार्डों की संख्या	
	शामिल किए गए घरों की संख्या	
	शामिल किए गए वाणिज्यिक संस्थापनाओं, होटलों, रेस्तराओं, शैक्षिक संस्थाओं/कार्यालय इत्यादि सहित गैर आवासीय परिसरों की संख्या	
	निम्न के माध्यम से घर-घर जाकर संग्रहण किए जाने में शामिल आवासीय और गैर आवासीय परिसरों की प्रतिशतता : मोटरकृत वाहन कंटेनरकृत तिपहिया साइकिल/हैंड कार्ट अन्य साधन	

						%
						%
						%
	यदि नहीं, तो संग्रहण में अपनाई गई प्राथमिक पद्धति					
	गलियों में झाड़ू लगाया जाना					
	शहर में सड़कों, गलियों, लेनों, बाइलेनों की लम्बाई जिनकी सफाई किए जाने की आवश्यकता है					कि.मी.
	गली में झाड़ू लगाए जाने की बारंबारता और लाभान्वित जनसंख्या की प्रतिशतता					
		बारंबारता	रोजाना	एकांतर दिवस पर	सप्ताह में दो बार	कभी-कभी
		लाभान्वित जनसंख्या की प्रतिशतता				
	प्रयुक्त साधन					%
	हाथ से झाड़ू लगाया जाना					%
	यांत्रिक रूप से झाड़ू लगाया जाना					
	क्या सफाई कर्मचारियों द्वारा लंबी हैंडल वाले झाड़ू का प्रयोग किया जाता है					हां/नहीं
	क्या प्रत्येक सफाई कर्मचारी को अपशिष्ट का संग्रहण करने के लिए हैंडकार्ट/तिपहिया साइकिल दी जाती है					हां/नहीं
	क्या हैंडकार्ट/तिपहिया साइकिल में कंटेनर लगा है					हां/नहीं
	क्या संग्रहण का साधन प्रयोग किए गए संग्रहण/अपशिष्ट भंडारण के कंटेनरों समकालिक है					हां/नहीं
	द्वितीयक अपशिष्ट भंडारण सुविधाएं					
	शहर/नगर में अपशिष्ट भंडारण डिपो की संख्या और प्रकार खुले अपशिष्ट भंडारण स्थल चिनाई किए गए बिन					संख्या क्षमता घन मीटर में

	<p>सीमेंट कंक्रीट सिलिंडर के बिन ढलाव/ढके हुए कक्ष/स्थान ढके हुए धातु/प्लास्टिक के कंटेनर 1.1 घन मीटर तक के बिन 2 से 5 घन मीटर के बिन 5 घन मीटर से बड़े कंटेनर बिन रहित शहर</p>		
	बिन/जनसंख्या अनुपात		
	<p>अपशिष्ट भंडारण डिपो का वार्डवार विवरण (संलग्न करें) : वार्ड सं. : क्षेत्रफल : जनसंख्या : रखे हुए बिनों की संख्या रखे गए बिनों का कुल आयतन</p>		
	अपशिष्ट भंडारण सुविधाओं की कुल भंडारण क्षमता घन मीटर में		
	अपशिष्ट भंडारण डिपो में प्रतिदिन वास्तविक रूप से भंडारित कुल अपशिष्ट		
	डिपो से अपशिष्ट के संग्रहण की बारंबारता बताएं साफ किए गए बिनों की संख्या	बारंबारता	बिनों की संख्या
		प्रतिदिन	
		एकांतर दिवस	
		सप्ताह में दो बार	
		सप्ताह में एक बार	
		कभी-कभी	
	क्या भंडारण डिपो में पृथक्कृत अपशिष्ट को हरे, नीले और काले बिनों में भंडार करके रखने की सुविधा है	<p>हां/नहीं (यदि हां तो विवरण दें) हरे बिनों की संख्या : नीले बिनों की संख्या : काले बिनों की संख्या :</p>	
	भंडारण डिपो से ठोस अपशिष्ट उठाने का कार्य हाथ से किया जाता है		

या यांत्रिक तरीके से? प्रतिशत बताएं ठोस अपशिष्ट को हाथ से उठाए जाने की प्रतिशतता यांत्रिक तरीके से उठाने की प्रतिशतता	% %
यदि यांत्रिक है तो प्रयुक्त पद्धति का स्पष्ट उल्लेख करें	फ्रंट-एंड लोडर/टॉप लोडर
क्या ठोस अपशिष्ट को घर-घर से उठाया जाता है और पृथक्कृत स्वरूप में सीधे शोधन संयंत्र तक भेजा जाता है	हां/नहीं (यदि हां तो स्पष्ट उल्लेख करें)
प्रतिदिन अपशिष्ट का परिवहन प्रयोग किए गए वाहनों का प्रकार और संख्या (कृपया टिक करें या जोड़ें) पशु गाड़ी ट्रैक्टर नॉन टीपिंग ट्रक टीपिंग ट्रक डम्पर प्लेसर अवशिष्ट संग्राहक कम्पैक्टर अन्य जेसीबी - लोडर	अपशिष्ट का परिवहन करने में लगाए गए फेरों की संख्या
अपशिष्ट के परिवहन की बारंबारता	बारंबारता परिवहन किए गए अपशिष्ट का प्रतिशत प्रतिदिन एकांतर दिवस पर सप्ताह में दो बार सप्ताह में एक बार कभी-कभी
प्रत्येक दिन परिवहन किए गए अपशिष्ट की मात्रा	/टीपीडी
प्रतिदिन परिवहन किए गए कुल अपशिष्ट की प्रतिशतता	%
प्रयोग की गई अपशिष्ट शोधन प्रौद्योगिकियां	
क्या ठोस अपशिष्ट का प्रसंस्करण किया जाता है	हां/नहीं

यदि हां, तो प्रतिदिन प्रसंस्करण किए गए अपशिष्ट की मात्रा	/टीपीडी
अपशिष्ट प्रसंस्करण के लिए स्थानीय निकाय के पास उपलब्ध भूमि (हेक्टेयर में)	
अपशिष्ट प्रसंस्करण के लिए वर्तमान में प्रयुक्त भूमि	
प्रचालनरत ठोस अपशिष्ट प्रसंस्करण सुविधाएं	
निर्माणाधीन ठोस अपशिष्ट प्रसंस्करण सुविधाएं	
शहर/नगर की सीमा से प्रसंस्करण सुविधाओं की दूरी	
अपनाई गई प्रौद्योगिकियों का विवरण	
कंपोस्टिंग	प्रसंस्करण की गई कच्ची सामग्री की मात्रा उत्पन्न किए गए अंतिम उत्पाद की मात्रा बेची गई मात्रा भरण स्थल में डाले गए शेष अपशिष्ट की मात्रा
वर्मी कंपोस्टिंग	प्रसंस्करण की गई कच्ची सामग्री की मात्रा उत्पन्न किए गए अंतिम उत्पाद की मात्रा बेची गई मात्रा भरण स्थल में डाले गए शेष अपशिष्ट की मात्रा
बायो-मिथेनेशन	प्रसंस्करण की गई कच्ची सामग्री की मात्रा उत्पन्न किए गए अंतिम उत्पाद की मात्रा बेची गई मात्रा भरण स्थल में डाले गए शेष अपशिष्ट की मात्रा
अवशिष्ट जनित ईंधन	प्रसंस्करण की गई कच्ची सामग्री की मात्रा उत्पन्न किए गए अंतिम उत्पाद की मात्रा बेची गई मात्रा भरण स्थल में डाले गए शेष अपशिष्ट की मात्रा
अपशिष्ट से ऊर्जा प्रौद्योगिकी जैसे कि भष्मीकरण, गैसीकरण, पाइरोलेसिस या कोई अन्य प्रौद्योगिकी (विवरण दें)	प्रसंस्करण की गई कच्ची सामग्री की मात्रा उत्पन्न किए गए अंतिम उत्पाद की मात्रा बेची गई मात्रा भरण स्थल में डाले गए शेष अपशिष्ट की मात्रा
सह-प्रसंस्करण	प्रसंस्करण की गई कच्ची सामग्री
सीमेंट संयंत्र को आपूर्तित दहनशील अपशिष्ट	

	ठोस अपशिष्ट आधारित विद्युत संयंत्रों को आपूर्ति दहनशील अपशिष्ट	
	अन्य	मात्रा
	ठोस अपशिष्ट निपटान सुविधाएं	
	स्थानीय निकाय के पास उपलब्ध मलबा स्थलों की संख्या	
	स्थानीय निकाय के पास उपलब्ध स्वास्थ्यकर भरण स्थलों की संख्या	
	अपशिष्ट के निपटान हेतु उपलब्ध ऐसे प्रत्येक स्थल का क्षेत्रफल	
	अपशिष्ट के निपटान के लिए वर्तमान में प्रयुक्त भूमि का क्षेत्रफल	
	शहर/नगर से मलबा स्थल/भरण सुविधा की दूरी	कि.मी.
	निकटतम वसावट से दूरी	कि.मी.
	जल निकाय से दूरी	कि.मी.
	राज्य/राष्ट्रीय राजमार्ग से दूरी	कि.मी.
	विमानपत्तन से दूरी	कि.मी.
	महत्वपूर्ण धार्मिक स्थलों या ऐतिहासिक स्मारक से दूरी	कि.मी.
	क्या यह बाढ़ संभावित क्षेत्र में पड़ता है	हां/नहीं
	क्या यह भूकंप संभावित क्षेत्र में पड़ता है	हां/नहीं
	प्रत्येक दिन भरण में डाले गए अपशिष्ट की मात्रा	टीपीडी
	क्या भरण स्थल को घेरा गया है	हां/नहीं
	क्या स्थल पर रोशनी की सुविधा उपलब्ध है	हां/नहीं
	क्या धर्मकांटा सुविधा उपलब्ध है	हां/नहीं
	भरण स्थल पर प्रयुक्त वाहन और उपकरण (स्पष्ट करें)	उपलब्ध बुलडोजर, कम्पैक्टर इत्यादि
	भरण स्थल पर नियोजित जनशक्ति	हां/नहीं (यदि हां तो विवरण संलग्न करें)
	क्या ढकने का काम दैनिक आधार पर किया जाता है	हां/नहीं
	यदि नहीं, तो भरण स्थल पर जमा अपशिष्ट को ढकने की बारंबारता	
	ढकने के लिए प्रयुक्त सामग्री	
	क्या ढकने की पर्याप्त सामग्री उपलब्ध है	हां/नहीं
	क्या गैस निकलने की व्यवस्था की गई है	हां/नहीं (यदि हां, तो तकनीकी डाटा शीट संलग्न करें)
	निक्षालन संग्रहण का प्रावधान	हां/नहीं (यदि हां, तो तकनीकी डाटा शीट संलग्न करें)
10.	क्या शहर में ठोस अपशिष्ट प्रबंधन पद्धतियों में सुधार लाने के लिए	हां/नहीं

	कार्ययोजना बनाई गई है	(यदि हां, तो तकनीकी डाटा शीट संलग्न करें)
11.	निम्न के लिए कौन से पृथक प्रावधान किए गए हैं : डेयरी से संबंधित कार्यकलाप : बूचड़खाने के अपशिष्ट : निर्माण एवं विध्वंस अपशिष्ट (निर्माण मलबा) :	प्रस्तावों, उठाए गए कदमों के संबंध में विवरण संलग्न करें हां/नहीं हां/नहीं हां/नहीं
12.	पश्च संवृत्ति योजना का विवरण	योजना संलग्न करें
13.	कितनी मलिन बस्तियों का निर्धारण किया गया है और क्या इनमें ठोस अपशिष्ट प्रबंधन सुविधाएं उपलब्ध कराई गई हैं :	हां/नहीं (यदि हां, तो विवरण संलग्न करें)
14.	गली में झाड़ू लगाने, अपशिष्ट के द्वितीयक भंडारण, परिवहन, प्रसंस्करण और निपटान सहित संग्रहण के लिए ठेकेदार/रियायतग्राही की नियोजित जनशक्ति का विवरण दें	
15.	इन नियमों के प्रावधानों का अनुपालन करने में स्थानीय निकाय द्वारा महसूस की जा रही कठिनाइयों का संक्षेप में उल्लेख करें	
16.	ठोस अपशिष्ट से संबंधित समस्या से निपटने के लिए किसी अभिनव विचार का संक्षेप में उल्लेख करें जिसे अन्य स्थानीय निकायों द्वारा अपनाया जा सके	

प्रचालक के हस्ताक्षर

तारीख :

स्थान :

प्ररूप-IV

[नियम 15 (यक), 24(2) देखें]

स्थानीय निकाय द्वारा प्रस्तुत किए जाने के लिए ठोस अपशिष्ट प्रबंधन संबंधी
वार्षिक रिपोर्ट का प्रारूप

कैलेंडर वर्ष	रिपोर्ट प्रस्तुत करने की तारीख

1.	शहर/नगर का नाम	
2.	जनसंख्या	
3.	क्षेत्रफल वर्ग किलो मीटर में	
4.	स्थानीय निकाय का नाम और पता दूरभाष सं. फैक्स ई-मेल :	
5.	ठोस अपशिष्ट प्रबंधन (वेस्टेम) से संबंधित प्रभारी अधिकारी का नाम दूरभाष सं. फैक्स ई-मेल :	
6.	शहर/नगर में परिवारों की संख्या शहर में गैर आवासीय परिसरों की संख्या शहर/नगर में चुनाव/प्रशासनिक वार्डों की संख्या	
7.	ठोस अपशिष्ट की मात्रा	
	प्रति दिन स्थानीय निकाय के क्षेत्र में उत्पन्न ठोस अपशिष्ट की अनुमानित मात्रा मीट्रिक टन में	/टीपीडी
	प्रतिदिन संग्रहित ठोस अपशिष्ट की मात्रा	/टीपीडी
	प्रतिदिन संग्रहित प्रति व्यक्ति अपशिष्ट	/ग्रा./दिन
	प्रसंसकृत ठोस अपशिष्ट की मात्रा	/टीपीडी
	मलबा स्थल/भरण स्थल पर निपटान किए गए ठोस अपशिष्ट की मात्रा	/टीपीडी
8.	ठोस अपशिष्ट प्रबंधन सेवा की स्थिति	
	स्रोत पर अपशिष्ट का पृथक्करण और भंडारण	
	क्या घरेलू/वाणिज्यिक/संस्थागत बिनों में स्रोत पर ठोस अपशिष्ट का भंडारण किया जाता है, यदि हां	हां/नहीं

घरेलू बिनों में स्रोत पर अपशिष्ट के भंडारण की घरेलू रीति की प्रतिशतता		%										
वाणिज्यिक/संस्थागत बिनों में स्रोत पर अपशिष्ट का गैर आवासीय परिसरों में भंडारण करने की प्रतिशतता		%										
गलियों में घरों के ठोस अपशिष्ट का निपटान करने या फेंकने की प्रतिशतता		%										
गलियों में गैर आवासीय परिसरों के ठोस अपशिष्ट का निपटान करने या फेंकने की प्रतिशतता		%										
ठोस अपशिष्ट का घर-घर जाकर संग्रहण												
क्या शहर/नगर में ठोस अपशिष्ट का घर-घर जाकर संग्रहण किया जाता है		हां/नहीं										
यदि हां, तो अपशिष्ट के घर-घर जाकर संग्रहण किए जाने में शामिल वार्डों की संख्या												
शामिल किए गए घरों की संख्या												
शामिल किए गए वाणिज्यिक संस्थापनाओं, होटलों, रेस्तराओं, शैक्षिक संस्थाओं/कार्यालय इत्यादि सहित गैर आवासीय परिसरों की संख्या												
निम्न के माध्यम से घर-घर जाकर संग्रहण किए जाने में शामिल आवासीय और गैर आवासीय परिसरों की प्रतिशतता :												
मोटरकृत वाहन		%										
कंटेनरकृत तिपहिया साइकिल/हैंड कार्ट		%										
अन्य साधन		%										
यदि नहीं, तो संग्रहण में अपनाई गई प्राथमिक पद्धति												
गलियों में झाड़ू लगाया जाना												
शहर में सड़कों, गलियों, लेनों, बाइलेनों की लम्बाई जिनकी सफाई किए जाने की आवश्यकता है		कि.मी.										
गली में झाड़ू लगाए जाने की बारंबारता और लाभान्वित जनसंख्या की प्रतिशतता	<table border="1"> <thead> <tr> <th>बारंबारता</th> <th>रोजाना</th> <th>एकांतर दिवस पर</th> <th>सप्ताह में दो बार</th> <th>कभी-कभी</th> </tr> </thead> <tbody> <tr> <td>लाभान्वित जनसंख्या की प्रतिशतता</td> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>	बारंबारता	रोजाना	एकांतर दिवस पर	सप्ताह में दो बार	कभी-कभी	लाभान्वित जनसंख्या की प्रतिशतता					
बारंबारता	रोजाना	एकांतर दिवस पर	सप्ताह में दो बार	कभी-कभी								
लाभान्वित जनसंख्या की प्रतिशतता												
प्रयुक्त साधन		%										
हाथ से झाड़ू लगाया जाना		%										
यांत्रिक रूप से झाड़ू लगाया जाना		%										

	क्या सफाई कर्मचारियों द्वारा लंबी हैंडल वाले झाड़ू का प्रयोग किया जाता है	हां/नहीं
	क्या प्रत्येक सफाई कर्मचारी को अपशिष्ट का संग्रहण करने के लिए हैंडकार्ट/तिपहिया साइकिल दी जाती है	हां/नहीं
	क्या हैंडकार्ट/तिपहिया साइकिल में कंटेनर लगा है	हां/नहीं
	क्या संग्रहण का साधन प्रयोग किए गए संग्रहण/अपशिष्ट भंडारण के कंटेनरों समकालिक है	हां/नहीं
	द्वितीयक अपशिष्ट भंडारण सुविधाएं	
	शहर/नगर में अपशिष्ट भंडारण डिपो की संख्या और प्रकार खुले अपशिष्ट भंडारण स्थल चिनाई किए गए बिन सीमेंट कंक्रीट सिलिंडर के बिन ढलाव/ढके हुए कक्ष/स्थान ढके हुए धातु/प्लास्टिक के कंटेनर 1.1 घन मीटर तक के बिन 2 से 5 घन मीटर के बिन 5 घन मीटर से बड़े कंटेनर बिन रहित शहर	संख्या क्षमता घन मीटर में
	बिन/जनसंख्या अनुपात	
	अपशिष्ट भंडारण डिपो का वार्डवार विवरण (संलग्न करें) : वार्ड सं. : क्षेत्रफल : जनसंख्या : रखे हुए बिनों की संख्या रखे गए बिनों का कुल आयतन	
	अपशिष्ट भंडारण सुविधाओं की कुल भंडारण क्षमता घन मीटर में	
	अपशिष्ट भंडारण डिपो में प्रतिदिन वास्तविक रूप से भंडारित कुल अपशिष्ट	

	डिपो से अपशिष्ट के संग्रहण की बारंबारता बताएं साफ किए गए बिनो की संख्या	बारंबारता	बिनो की संख्या
		प्रतिदिन	
		एकांतर दिवस	
		सप्ताह में दो बार	
		सप्ताह में एक बार	
		कभी-कभी	
	क्या भंडारण डिपो में पृथककृत अपशिष्ट को हरे, नीले और काले बिनो में भंडार करके रखने की सुविधा है	हां/नहीं (यदि हां तो विवरण दें) हरे बिनो की संख्या : नीले बिनो की संख्या : काले बिनो की संख्या :	
	भंडारण डिपो से ठोस अपशिष्ट उठाने का कार्य हाथ से किया जाता है या यांत्रिक तरीके से? प्रतिशत बताएं ठोस अपशिष्ट को हाथ से उठाए जाने की प्रतिशतता यांत्रिक तरीके से उठाने की प्रतिशतता	% %	
	यदि यांत्रिक है तो प्रयुक्त पद्धति का स्पष्ट उल्लेख करें	फ्रंट-एंड लोडर/टॉप लोडर	
	क्या ठोस अपशिष्ट को घर-घर से उठाया जाता है और पृथककृत स्वरूप में सीधे शोधन संयंत्र तक भेजा जाता है	हां/नहीं (यदि हां तो स्पष्ट उल्लेख करें)	
	प्रतिदिन अपशिष्ट का परिवहन प्रयोग किए गए वाहनों का प्रकार और संख्या	अपशिष्ट का परिवहन करने में लगाए गए फेरों की संख्या	

<p>पशु गाड़ी ट्रैक्टर नॉन टीपिंग ट्रक टीपिंग ट्रक डम्पर प्लेसर अवशिष्ट संग्राहक कम्पैक्टर अन्य जेसीबी - लोडर</p>	
अपशिष्ट के परिवहन की बारंबारता	<p>बारंबारता परिवहन किए गए अपशिष्ट का प्रतिशत</p> <p>प्रतिदिन एकांतर दिवस पर सप्ताह में दो बार सप्ताह में एक बार कभी-कभी</p>
प्रत्येक दिन परिवहन किए गए अपशिष्ट की मात्रा	/टीपीडी
प्रतिदिन परिवहन किए गए कुल अपशिष्ट की प्रतिशतता	%
प्रयोग की गई अपशिष्ट शोधन प्रौद्योगिकियां	
क्या ठोस अपशिष्ट का प्रसंस्करण किया गया है	हां/नहीं
यदि हां, तो प्रतिदिन प्रसंस्करण किए गए अपशिष्ट की मात्रा	/टीपीडी
क्या शोधन का कार्य स्थानीय निकाय या किसी अभिकरण के माध्यम से किया जाता है	
अपशिष्ट प्रसंस्करण के लिए स्थानीय निकाय के पास उपलब्ध भूमि (हेक्टेयर में)	
अपशिष्ट प्रसंस्करण के लिए वर्तमान में प्रयुक्त भूमि	
प्रचालनरत ठोस अपशिष्ट प्रसंस्करण सुविधाएं	
निर्माणाधीन ठोस अपशिष्ट प्रसंस्करण सुविधाएं	
शहर/नगर की सीमा से प्रसंस्करण सुविधाओं की दूरी	

	अपनाई गई प्रौद्योगिकियों का विवरण	
	कंपोस्टिंग	प्रसंस्करण की गई कच्ची सामग्री की मात्रा उत्पन्न किए गए अंतिम उत्पाद की मात्रा बेची गई मात्रा भरण स्थल में डाले गए शेष अपशिष्ट की मात्रा
	वर्मी कंपोस्टिंग	प्रसंस्करण की गई कच्ची सामग्री की मात्रा उत्पन्न किए गए अंतिम उत्पाद की मात्रा बेची गई मात्रा भरण स्थल में डाले गए शेष अपशिष्ट की मात्रा
	बायो-मिथेनेशन	प्रसंस्करण की गई कच्ची सामग्री की मात्रा उत्पन्न किए गए अंतिम उत्पाद की मात्रा बेची गई मात्रा भरण स्थल में डाले गए शेष अपशिष्ट की मात्रा
	अवशिष्ट जनित ईंधन	प्रसंस्करण की गई कच्ची सामग्री की मात्रा उत्पन्न किए गए अंतिम उत्पाद की मात्रा बेची गई मात्रा भरण स्थल में डाले गए शेष अपशिष्ट की मात्रा
	सह-प्रसंस्करण	प्रसंस्करण की गई कच्ची सामग्री
	सीमेंट संयंत्र को आपूर्ति दहनशील अपशिष्ट	
	ठोस अपशिष्ट आधारित विद्युत संयंत्रों को आपूर्ति दहनशील अपशिष्ट	
	अन्य	मात्रा
	ठोस अपशिष्ट निपटान सुविधाएं	
	स्थानीय निकाय के पास उपलब्ध मलबा स्थलों की संख्या	
	स्थानीय निकाय के पास उपलब्ध स्वास्थ्यकर भरण स्थलों की संख्या	

	अपशिष्ट के निपटान हेतु उपलब्ध ऐसे प्रत्येक स्थल का क्षेत्रफल	
	अपशिष्ट के निपटान के लिए वर्तमान में प्रयुक्त भूमि का क्षेत्रफल	
	शहर/नगर से मलबा स्थल/भरण सुविधा की दूरी	कि.मी.
	निकटतम वसावट से दूरी	कि.मी.
	जल निकाय से दूरी	कि.मी.
	राज्य/राष्ट्रीय राजमार्ग से दूरी	कि.मी.
	विमानपत्तन से दूरी	कि.मी.
	महत्वपूर्ण धार्मिक स्थलों या ऐतिहासिक स्मारक से दूरी	कि.मी.
	क्या यह बाढ़ संभावित क्षेत्र में पड़ता है	हां/नहीं
	क्या यह भूकंप संभावित क्षेत्र में पड़ता है	हां/नहीं
	प्रत्येक दिन भरण में डाले गए अपशिष्ट की मात्रा	टीपीडी
	क्या भरण स्थल को घेरा गया है	हां/नहीं
	क्या स्थल पर रोशनी की सुविधा उपलब्ध है	हां/नहीं
	क्या धर्मकांटा सुविधा उपलब्ध है	हां/नहीं
	भरण स्थल पर प्रयुक्त वाहन और उपकरण (स्पष्ट करें)	उपलब्ध बुलडोजर, कम्पैक्टर इत्यादि
	भरण स्थल पर नियोजित जनशक्ति	हां/नहीं (यदि हां तो विवरण संलग्न करें)
	क्या ढकने का काम दैनिक आधार पर किया जाता है	हां/नहीं
	यदि नहीं, तो भरण स्थल पर जमा अपशिष्ट को ढकने की बारंबारता	
	ढकने के लिए प्रयुक्त सामग्री	
	क्या ढकने की पर्याप्त सामग्री उपलब्ध है	हां/नहीं
	क्या गैस निकलने की व्यवस्था की गई है	हां/नहीं (यदि हां, तो तकनीकी डाटा शीट संलग्न करें)
	निक्षालन संग्रहण का प्रावधान	हां/नहीं (यदि हां, तो तकनीकी डाटा शीट संलग्न करें)
9.	क्या शहर में ठोस अपशिष्ट प्रबंधन पद्धतियों में सुधार लाने के लिए कार्ययोजना बनाई गई है	हां/नहीं (यदि हां, तो तकनीकी डाटा शीट संलग्न करें)
10.	निम्न के लिए कौन से पृथक प्रावधान किए गए हैं : डेयरी से संबंधित कार्यकलाप : बूचड़खाने के अपशिष्ट : निर्माण एवं विध्वंस अपशिष्ट (निर्माण मलबा) :	प्रस्तावों, उठाए गए कदमों के संबंध में विवरण संलग्न करें हां/नहीं

		हां/नहीं हां/नहीं
11.	पश्च संवृत्ति योजना का विवरण	योजना संलग्न करें
12.	कितनी मलिन बस्तियों का निर्धारण किया गया है और क्या इनमें ठोस अपशिष्ट प्रबंधन सुविधाएं उपलब्ध कराई गई हैं :	हां/नहीं (यदि हां, तो विवरण संलग्न करें)
13.	कृपया विवरण दें : गली में झाड़ू लगाने, अपशिष्ट के द्वितीयक भंडारण, परिवहन, प्रसंस्करण और निपटान सहित संग्रहण के लिए स्थानीय निकाय की स्वयं की जनशक्ति	
14.	कृपया विवरण दें : गली में झाड़ू लगाने, अपशिष्ट के द्वितीयक भंडारण, परिवहन, प्रसंस्करण और निपटान सहित संग्रहण के लिए ठेकेदार/रियायतग्राही की नियोजित जनशक्ति	
15.	इन नियमों के प्रावधानों का अनुपालन करने में स्थानीय निकाय द्वारा महसूस की जा रही कठिनाइयों का संक्षेप में उल्लेख करें	
16.	ठोस अपशिष्ट से संबंधित समस्या से निपटने के लिए किसी अभिनव विचार का संक्षेप में उल्लेख करें जिसे अन्य स्थानीय निकायों द्वारा अपनाया जा सके	

मुख्य कार्यकारी अधिकारी/
नगरपालिका आयुक्त/कार्यकारी अधिकारी/
मुख्य अधिकारी के हस्ताक्षर

तारीख :

स्थान :

प्ररूप-V

[नियम 24(3) देखें]

राज्य प्रदूषण नियंत्रण बोर्ड या प्रदूषण नियंत्रण समितियों द्वारा केन्द्रीय प्रदूषण नियंत्रण बोर्ड को प्रस्तुत की जाने वाली वार्षिक रिपोर्ट का प्रपत्र

भाग क

सेवा में,

अध्यक्ष,

केन्द्रीय प्रदूषण नियंत्रण बोर्ड,
परिवेश भवन, पूर्वी अर्जुन नगर,

दिल्ली-110032

1.	राज्य/संघ राज्य क्षेत्र का नाम	:	
2.	राज्य प्रदूषण नियंत्रण बोर्ड का नाम और पता	:	
3.	इन नियमों के अंतर्गत राज्य/संघ राज्य क्षेत्र में ठोस अपशिष्टों के प्रबंधन के लिए उत्तरदायी स्थानीय निकायों की संख्या	:	
4.	प्राप्त हुए प्राधिकार आवेदनों की संख्या	:	
5.	ठोस अपशिष्ट प्रबंधन के संबंध में स्थानीय निकाय द्वारा की गई प्रगति के संबंध में सारांश विवरण	:	कृपया अनुबंध- I के रूप में संलग्न करें
6.	अपशिष्ट संग्रहण, पृथक्करण, परिवहन और निपटान के संबंध में स्थानीय निकायों द्वारा की गई प्रगति के संबंध में सारांश विवरण	:	कृपया अनुबंध- II के रूप में संलग्न करें
7.	अनुसूची II के कार्यान्वयन के संबंध में स्थानीय निकायों द्वारा की गई प्रगति के संबंध में सारांश विवरण	:	कृपया अनुबंध- III के रूप में संलग्न करें
तारीख :		अध्यक्ष या सदस्य सचिव	
स्थान :		राज्य प्रदूषण नियंत्रण बोर्ड/ प्रदूषण नियंत्रण समिति	

भाग ख**नगर/शहर**

नगरों/शहरों की कुल संख्या

शहरी स्थानीय निकायों की कुल संख्या

श्रेणी-I तथा श्रेणी-II नगरों/शहरों की संख्या

प्राधिकार की स्थिति (नाम/संख्या)

प्राप्त हुए आवेदनों की संख्या

प्रदान किए गए प्राधिकारों की संख्या

जांच के अधीन प्राधिकार

ठोस अपशिष्ट उत्पादन की स्थिति

राज्य में ठोस अपशिष्ट उत्पादन (टीपीडी)

संग्रहित

शोधित

खत्ते में डाले गए

ठोस अपशिष्ट नियम की अनुसूची I का अनुपालन (नगरों की संख्या/नाम/क्षमता)

शहरों/नगरों में अच्छी रीतियां

घर-घर से संग्रहण

पृथक्करण

भंडारण

आवृत्त परिवहन

ठोस अपशिष्ट का प्रसंस्करण (नगरों की संख्या/नाम/क्षमता)

ठोस अपशिष्ट प्रसंस्करण सुविधाओं की स्थापना :

क्रम सं.	कम्पोस्टिंग	वर्मी-कम्पोस्टिंग	वायो गैस	आरडीएफ/गुटिकाकरण

प्रचालनरत प्रसंस्करण सुविधा

क्रम सं.	कम्पोस्टिंग	वर्मी-कम्पोस्टिंग	वायो गैस	आरडीएफ/गुटिकाकरण

संस्थापनाधीन/योजनाकृत प्रसंस्करण सुविधा

क्रम सं.	कम्पोस्टिंग	वर्मी-कम्पोस्टिंग	वायो गैस	आरडीएफ/गुटिकाकरण

अपशिष्ट से ऊर्जा संयंत्र : (नगरों की संख्या/नाम/क्षमता)

क्रम सं.	संयंत्र का स्थान	प्रचालन की स्थिति	विद्युत उत्पादन (मेगा वाट)	अभ्युक्ति

ठोस अपशिष्ट का निपटान (नगरों की संख्या/नाम/क्षमता)

अभिनिर्धारित भरण स्थल

निर्मित भरण स्थल

निर्माणाधीन भरण स्थल

प्रचालनरत भरण स्थल

निश्शेषित भरण स्थल

आच्छादित भरण स्थल

ठोस अपशिष्ट मलबा स्थल (नगरों की संख्या/नाम/क्षमता)

विद्यमान मलबा स्थलों की कुल संख्या

पुनर्निर्मित/आच्छादित भरण स्थल

स्वास्थ्यकर भरण स्थल में परिवर्तित मलबा स्थल

अपशिष्ट प्रसंस्करण/भरण स्थलों पर निगरानी

क्रम सं.	सुविधाओं का नाम	परिवेशी वायु	भू जल	निक्षालन की गुणवत्ता	कंपोस्ट की गुणवत्ता	वीओसी
1.						
2.						
3.						

नगरपालिकाओं द्वारा तैयार की गई कार्य योजनाओं की स्थिति

नगरपालिकाओं की कुल संख्या:

प्रस्तुत की गई कार्य योजना की संख्या:

प्ररूप-VI

[नियम 25 देखें]

दुर्घटना का प्रतिवेदन

1.	दुर्घटना की तारीख और समय	:	
2.	दुर्घटना के लिए कारकों का अनुक्रम	:	
3.	दुर्घटना में शामिल अपशिष्ट	:	
4.	मानव स्वास्थ्य और पर्यावरण पर दुर्घटनाओं के प्रभावों का मूल्यांकन	:	
5.	किए गए आपातकालीन उपाय	:	
6.	दुर्घटनाओं के प्रभावों को कम करने के लिए उठाए गए कदम	:	
7.	ऐसी किसी दुर्घटना की पुनरावृत्ति को रोकने के लिए उठाए गए कदम	:	
तारीख		हस्ताक्षर	
स्थान		पदनाम	

[फा. सं.18-3/2004-एचएसएमडी]

विश्वनाथ सिन्हा, संयुक्त सचिव

MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE

NOTIFICATION

New Delhi, the 8th April, 2016

S.O. 1357(E).—Whereas the draft of the Solid Waste Management Rules, 2015 were published under the notification of the Government of India in the Ministry of Environment, Forest and Climate Change number G.S.R. 451 (E), dated the 3rd June, 2015 in the Gazette of India, part II, Section 3, sub-section (i) of the same date inviting objections or suggestions from the persons likely to be affected thereby, before the expiry of the period of sixty days from the publication of the said notification on the Solid Waste Management Rules, 2015 in supersession of the Municipal Solid Waste (Management and Handling) Rules, 2000;

And whereas, copies of the said Gazette were made available to the public on the 3rd June, 2015;

And whereas, the objections or comments received within the stipulated period were duly considered by the Central Government;

Now, therefore, in exercise of the powers conferred by sections 3, 6 and 25 of the Environment (Protection) Act, 1986 (29 of 1986) and in supersession of the Municipal Solid Waste (Management and Handling) Rules, 2000, except as respect things done or omitted to be done before such supersession, the Central Government hereby makes the following rules for management of Solid Waste, namely:-

1. **Short title and commencement.-**

- (1) These rules may be called the Solid Waste Management Rules, 2016.
- (2) They shall come into force on the date of their publication in the Official Gazette.

2. **Application.-** These rules shall apply to every urban local body, outgrowths in urban agglomerations, census towns as declared by the Registrar General and Census Commissioner of India, notified areas, notified industrial townships, areas under the control of Indian Railways, airports, airbases, Ports and harbours, defence establishments, special economic zones, State and Central government organisations, places of pilgrims, religious and historical importance as may be notified by respective State government from time to time and to every domestic, institutional, commercial and any other non residential solid waste generator situated in the areas except industrial waste, hazardous waste, hazardous chemicals, bio medical wastes, e-waste, lead acid batteries and radio-active waste, that are covered under separate rules framed under the Environment (Protection) Act, 1986.

3. **Definitions** –(1) In these rules, unless the context otherwise requires,- (1) **“aerobic composting”** means a controlled process involving microbial decomposition of organic matter in the presence of oxygen;

2. **“anaerobic digestion”** means a controlled process involving microbial decomposition of organic matter in absence of oxygen;
3. **“authorisation”** means the permission given by the State Pollution Control Board or Pollution Control Committee, as the case may be, to the operator of a facility or urban local authority, or any other agency responsible for processing and disposal of solid waste;
4. **“biodegradable waste ”** means any organic material that can be degraded by micro-organisms into simpler stable compounds;
5. **“bio-methanation”** means a process which entails enzymatic decomposition of the organic matter by microbial action to produce methane rich biogas;
6. **“brand owner”** means a person or company who sells any commodity under a registered brand label.
7. **“buffer zone”** means zone of no development to be maintained around solid waste processing and disposal facility, exceeding 5 TPD of installed capacity. This will be maintained within total and area allotted for the solid waste processing and disposal facility.
8. **“bulk waste generator”** means and includes buildings occupied by the Central government departments or undertakings, State government departments or undertakings, local bodies, public sector undertakings or private companies, hospitals, nursing homes, schools, colleges, universities, other educational institutions, hostels, hotels, commercial establishments, markets, places of worship, stadia and sports complexes having an average waste generation rate exceeding 100kg per day;
9. **“bye-laws”** means regulatory framework notified by local body, census town and notified area townships for facilitating the implementation of these rules effectively in their jurisdiction.
10. **“census town”** means an urban area as defined by the Registrar General and Census Commissioner of India;
11. **“combustible waste”** means non-biodegradable, non-recyclable, non-reusable, non hazardous solid waste having minimum calorific value exceeding 1500 kcal/kg and excluding chlorinated materials like plastic, wood pulp, etc;
12. **“composting”** means a controlled process involving microbial decomposition of organic matter;
13. **“contractor”** means a person or firm that undertakes a contract to provide materials or labour to perform a service or do a job for service providing authority;
14. **“co-processing”** means use of non-biodegradable and non recyclable solid waste having calorific value exceeding 1500k/cal as raw material or as a source of energy or both to replace or supplement the natural mineral resources and fossil fuels in industrial processes;
15. **“decentralised processing”** means establishment of dispersed facilities for maximizing the processing of bio-degradable waste and recovery of recyclables closest to the source of generation so as to minimize transportation of waste for processing or disposal;
16. **“disposal”** means the final and safe disposal of post processed residual solid waste and inert street sweepings and silt from surface drains on land as specified in Schedule I to prevent contamination of ground water, surface water, ambient air and attraction of animals or birds;
17. **“domestic hazardous waste”** means discarded paint drums, pesticide cans, CFL bulbs, tube lights, expired medicines, broken mercury thermometers, used batteries, used needles and syringes and contaminated gauge, etc., generated at the household level;

18. **"door to door collection"** means collection of solid waste from the door step of households, shops, commercial establishments, offices, institutional or any other non residential premises and includes collection of such waste from entry gate or a designated location on the ground floor in a housing society, multi storied building or apartments, large residential, commercial or institutional complex or premises;
19. **"dry waste"** means waste other than bio-degradable waste and inert street sweepings and includes recyclable and non recyclable waste, combustible waste and sanitary napkin and diapers, etc;
20. **"dump sites"** means a land utilised by local body for disposal of solid waste without following the principles of sanitary land filling;
21. **"extended producer responsibility" (EPR)** means responsibility of any producer of packaging products such as plastic, tin, glass and corrugated boxes, etc., for environmentally sound management, till end-of-life of the packaging products;
22. **"facility"** means any establishment wherein the solid waste management processes namely segregation, recovery, storage, collection, recycling, processing, treatment or safe disposal are carried out;
23. **"fine"** means penalty imposed on waste generators or operators of waste processing and disposal facilities under the bye-laws for non-compliance of the directions contained in these rules and/or bye- laws
24. **"Form"** means a Form appended to these rules;
25. **"handling"** includes all activities relating to sorting, segregation, material recovery, collection, secondary storage, shredding, baling, crushing, loading, unloading, transportation, processing and disposal of solid wastes;
26. **"inerts"** means wastes which are not bio-degradable, recyclable or combustible street sweeping or dust and silt removed from the surface drains;
27. **"incineration"** means an engineered process involving burning or combustion of solid waste to thermally degrade waste materials at high temperatures;
28. **"informal waste collector"** includes individuals, associations or waste traders who are involved in sorting, sale and purchase of recyclable materials;
29. **"leachate"** means the liquid that seeps through solid waste or other medium and has extracts of dissolved or suspended material from it;
30. **"local body"** for the purpose of these rules means and includes the municipal corporation, nagar nigram, municipal council, nagarpalika, nagar Palikaparishad, municipal board, nagar panchayat and town panchayat, census towns, notified areas and notified industrial townships with whatever name they are called in different States and union territories in India;
31. **"materials recovery facility" (MRF)** means a facility where non-compostable solid waste can be temporarily stored by the local body or any other entity mentioned in rule 2 or any person or agency authorised by any of them to facilitate segregation, sorting and recovery of recyclables from various components of waste by authorised informal sector of waste pickers, informal recyclers or any other work force engaged by the local body or entity mentioned in rule 2 for the purpose before the waste is delivered or taken up for its processing or disposal;
32. **"non-biodegradable waste"** means any waste that cannot be degraded by micro organisms into simpler stable compounds;
33. **"operator of a facility"** means a person or entity, who owns or operates a facility for handling solid waste which includes the local body and any other entity or agency appointed by the local body;
34. **primary collection"** means collecting, lifting and removal of segregated solid waste from source of its generation including households, shops, offices and any other non-residential premises or from any collection points or any other location specified by the local body;
35. **"processing"** means any scientific process by which segregated solid waste is handled for the purpose of reuse, recycling or transformation into new products;
36. **"recycling"** means the process of transforming segregated non-biodegradable solid waste into new material or product or as raw material for producing new products which may or may not be similar to the original products;
37. **"redevelopment"** means rebuilding of old residential or commercial buildings at the same site, where the existing buildings and other infrastructures have become dilapidated;

38. "**refused derived fuel**"(RDF) means fuel derived from combustible waste fraction of solid waste like plastic, wood, pulp or organic waste, other than chlorinated materials, in the form of pellets or fluff produced by drying, shredding, dehydrating and compacting of solid waste ;
39. "**residual solid waste**" means and includes the waste and rejects from the solid waste processing facilities which are not suitable for recycling or further processing;
40. "**sanitary land filling** " means the final and safe disposal of residual solid waste and inert wastes on land in a facility designed with protective measures against pollution of ground water, surface water and fugitive air dust, wind-blown litter, bad odour, fire hazard, animal menace, bird menace, pests or rodents, greenhouse gas emissions, persistent organic pollutants slope instability and erosion;
41. "**sanitary waste**" means wastes comprising of used diapers, sanitary towels or napkins, tampons, condoms, incontinence sheets and any other similar waste;
42. "**Schedule**" means the Schedule appended to these rules;
43. "**secondary storage**" means the temporary containment of solid waste after collection at secondary waste storage depots or MRFs or bins for onward transportation of the waste to the processing or disposal facility;
44. "**segregation**" means sorting and separate storage of various components of solid waste namely biodegradable wastes including agriculture and dairy waste, non biodegradable wastes including recyclable waste, non-recyclable combustible waste, sanitary waste and non recyclable inert waste, domestic hazardous wastes, and construction and demolition wastes;
45. "**service provider**" means an authority providing public utility services like water, sewerage, electricity, telephone, roads, drainage, etc;
46. "**solid waste**" means and includes solid or semi-solid domestic waste, sanitary waste, commercial waste, institutional waste, catering and market waste and other non residential wastes, street sweepings, silt removed or collected from the surface drains, horticulture waste, agriculture and dairy waste, treated bio-medical waste excluding industrial waste, bio-medical waste and e-waste, battery waste, radio-active waste generated in the area under the local authorities and other entities mentioned in rule 2;
47. "**sorting**" means separating various components and categories of recyclables such as paper, plastic, cardboards, metal, glass, etc., from mixed waste as may be appropriate to facilitate recycling;
48. "**stabilising**" means the biological decomposition of biodegradable wastes to a stable state where it generates no leachate or offensive odours and is fit for application to farm land ,soil erosion control and soil remediation;
49. "**street vendor**" means any person engaged in vending of articles, goods, wares, food items or merchandise of everyday use or offering services to the general public, in a street, lane, side walk, footpath, pavement, public park or any other public place or private area, from a temporary built up structure or by moving from place to place and includes hawker, peddler, squatter and all other synonymous terms which may be local or region specific; and the words "street vending" with their grammatical variations and cognate expressions, shall be construed accordingly;
50. "**tipping fee**" means a fee or support price determined by the local authorities or any state agency authorised by the State government to be paid to the concessionaire or operator of waste processing facility or for disposal of residual solid waste at the landfill;
51. "**transfer station**" means a facility created to receive solid waste from collection areas and transport in bulk in covered vehicles or containers to waste processing and, or, disposal facilities;
52. "**transportation**" means conveyance of solid waste, either treated, partly treated or untreated from a location to another location in an environmentally sound manner through specially designed and covered transport system so as to prevent the foul odour, littering and unsightly conditions;
53. "**treatment**" means the method, technique or process designed to modify physical, chemical or biological characteristics or composition of any waste so as to reduce its volume and potential to cause harm;
54. "**user fee**" means a fee imposed by the local body and any entity mentioned in rule 2 on the waste generator to cover full or part cost of providing solid waste collection, transportation, processing and disposal services.
55. "**vermi composting**" means the process of conversion of bio-degradable waste into compost using earth worms;
56. "**waste generator**" means and includes every person or group of persons, every residential premises and non residential establishments including Indian Railways, defense establishments, which generate solid waste;
57. "**waste hierarchy**" means the priority order in which the solid waste is to should be managed by giving

emphasis to prevention, reduction, reuse, recycling, recovery and disposal, with prevention being the most preferred option and the disposal at the landfill being the least;

58. **“waste picker”** means a person or groups of persons informally engaged in collection and recovery of reusable and recyclable solid waste from the source of waste generation the streets, bins, material recovery facilities, processing and waste disposal facilities for sale to recyclers directly or through intermediaries to earn their livelihood.

(2) Words and expressions used herein but not defined, but defined in the Environment (Protection) Act, 1986, the Water (Prevention and Control of Pollution) Act, 1974, Water (Prevention and Control of Pollution) Cess Act, 1977 and the Air (Prevention and Control of Pollution) Act, 1981 shall have the same meaning as assigned to them in the respective Acts.

4 Duties of waste generators.- (1) Every waste generator shall,-

(a) segregate and store the waste generated by them in three separate streams namely bio-degradable, non bio-degradable and domestic hazardous wastes in suitable bins and handover segregated wastes to authorised waste pickers or waste collectors as per the direction or notification by the local authorities from time to time;

(b) wrap securely the used sanitary waste like diapers, sanitary pads etc., in the pouches provided by the manufacturers or brand owners of these products or in a suitable wrapping material as instructed by the local authorities and shall place the same in the bin meant for dry waste or non- bio-degradable waste;

(c) store separately construction and demolition waste, as and when generated, in his own premises and shall dispose off as per the Construction and Demolition Waste Management Rules, 2016; and

(d) store horticulture waste and garden waste generated from his premises separately in his own premises and dispose of as per the directions of the local body from time to time.

(2) No waste generator shall throw, burn or bury the solid waste generated by him, on streets, open public spaces outside his premises or in the drain or water bodies.

(3) All waste generators shall pay such user fee for solid waste management, as specified in the bye-laws of the local bodies.

(4) No person shall organise an event or gathering of more than one hundred persons at any unlicensed place without intimating the local body, at least three working days in advance and such person or the organiser of such event shall ensure segregation of waste at source and handing over of segregated waste to waste collector or agency as specified by the local body.

(5) Every street vendor shall keep suitable containers for storage of waste generated during the course of his activity such as food waste, disposable plates, cups, cans, wrappers, coconut shells, leftover food, vegetables, fruits, etc., and shall deposit such waste at waste storage depot or container or vehicle as notified by the local body.

(6) All resident welfare and market associations shall, within one year from the date of notification of these rules and in partnership with the local body ensure segregation of waste at source by the generators as prescribed in these rules, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorised recyclers. The bio-degradable waste shall be processed, treated and disposed off through composting or bio-methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by the local body.

(7) All gated communities and institutions with more than 5,000 sqm area shall, within one year from the date of notification of these rules and in partnership with the local body, ensure segregation of waste at source by the generators as prescribed in these rules, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorized recyclers. The bio-degradable waste shall be processed, treated and disposed off through composting or bio-methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by the local body.

(8) All hotels and restaurants shall, within one year from the date of notification of these rules and in partnership with the local body ensure segregation of waste at source as prescribed in these rules, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorised recyclers. The bio-degradable waste shall be processed, treated and disposed off through composting or bio-methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by the local body.

5. Duties of Ministry of Environment, Forest and Climate Change.- (1) The Ministry of Environment, Forest and Climate Change shall be responsible for over all monitoring the implementation of these rules in the country. It shall constitute a Central Monitoring Committee under the Chairmanship of Secretary, Ministry of Environment, Forest and Climate Change comprising officer not below the rank of Joint Secretary or Advisor from the following namely,-

- 1) Ministry of Urban Development
- 2) Ministry of Rural Development
- 3) Ministry of Chemicals and Fertilizers
- 4) Ministry of Agriculture
- 5) Central Pollution Control Board
- 6) Three State Pollution Control Boards or Pollution Control Committees by rotation
- 7) Urban Development Departments of three State Governments by rotation
- 8) Rural Development Departments from two State Governments by rotation
- 9) Three Urban Local bodies by rotation
- 10) Two census towns by rotation
- 11) FICCI, CII
- 12) Two subject experts

2. This Central Monitoring Committee shall meet at least once in a year to monitor and review the implementation of these rules. The Ministry of Environment, Forest and Climate Change may co-opt other experts, if needed. The Committee shall be renewed every three years.

6. Duties of Ministry of Urban Development.- (1) The Ministry of Urban Development shall coordinate with State Governments and Union territory Administrations to,-

- (a) take periodic review of the measures taken by the states and local bodies for improving solid waste management practices and execution of solid waste management projects funded by the Ministry and external agencies at least once in a year and give advice on taking corrective measures;
- (b) formulate national policy and strategy on solid waste management including policy on waste to energy in consultation with stakeholders within six months from the date of notification of these rules;
- (c) facilitate States and Union Territories in formulation of state policy and strategy on solid management based on national solid waste management policy and national urban sanitation policy;
- (d) promote research and development in solid waste management sector and disseminate information to States and local bodies;
- (e) undertake training and capacity building of local bodies and other stakeholders;and
- (f) provide technical guidelines and project finance to states, Union territories and local bodies on solid waste management to facilitate meeting timelines and standards.

7. Duties of Department of Fertilisers, Ministry of Chemicals and Fertilisers.- (1) The Department of Fertilisers through appropriate mechanisms shall,-

- (a) provide market development assistance on city compost; and
- (b) ensure promotion of co-marketing of compost with chemical fertilisers in the ratio of 3 to 4 bags: 6 to 7 bags by the fertiliser companies to the extent compost is made available for marketing to the companies.

8. Duties of Ministry of Agriculture, Government of India.- The Ministry of Agriculture through appropriate mechanisms shall,-

- (a) provide flexibility in Fertiliser Control Order for manufacturing and sale of compost;
- (b) propagate utilisation of compost on farm land;
- (c) set up laboratories to test quality of compost produced by local authorities or their authorised agencies; and
- (d) issue suitable guidelines for maintaining the quality of compost and ratio of use of compost visa-a-vis chemical fertilizers while applying compost to farmland.

9. Duties of the Ministry of Power.-The Ministry of Power through appropriate mechanisms shall,-

- (a) decide tariff or charges for the power generated from the waste to energy plants based on solid waste.
- (b) compulsory purchase power generated from such waste to energy plants by distribution company.

10. Duties of Ministry of New and Renewable Energy Sources- The Ministry of New and Renewable Energy Sources through appropriate mechanisms shall,-

- (a) facilitate infrastructure creation for waste to energy plants; and
- (b) provide appropriate subsidy or incentives for such waste to energy plants.

11. Duties of the Secretary-in-charge, Urban Development in the States and Union territories.- (1) The Secretary, Urban Development Department in the State or Union territory through the Commissioner or Director of Municipal Administration or Director of local bodies shall,-

- (a) prepare a state policy and solid waste management strategy for the state or the union territory in consultation with stakeholders including representative of waste pickers, self help group and similar groups working in the field of waste management consistent with these rules, national policy on solid waste management and national urban sanitation policy of the ministry of urban development, in a period not later than one year from the date of notification of these rules;
- (b) while preparing State policy and strategy on solid waste management, lay emphasis on waste reduction, reuse, recycling, recovery and optimum utilisation of various components of solid waste to ensure minimisation of waste going to the landfill and minimise impact of solid waste on human health and environment;
- (c) state policies and strategies should acknowledge the primary role played by the informal sector of waste pickers, waste collectors and recycling industry in reducing waste and provide broad guidelines regarding integration of waste picker or informal waste collectors in the waste management system.
- (d) ensure implementation of provisions of these rules by all local authorities;
- (e) direct the town planning department of the State to ensure that master plan of every city in the State or Union territory provisions for setting up of solid waste processing and disposal facilities except for the cities who are members of common waste processing facility or regional sanitary landfill for a group of cities; and
- (f) ensure identification and allocation of suitable land to the local bodies within one year for setting up of processing and disposal facilities for solid wastes and incorporate them in the master plans (land use plan) of the State or as the case may be, cities through metropolitan and district planning committees or town and country planning department;
- (h) direct the town planning department of the State and local bodies to ensure that a separate space for segregation, storage, decentralised processing of solid waste is demarcated in the development plan for group housing or commercial, institutional or any other non-residential complex exceeding 200 dwelling or having a plot area exceeding 5,000 square meters;
- (i) direct the developers of Special Economic Zone, Industrial Estate, Industrial Park to earmark at least five percent of the total area of the plot or minimum five plots or sheds for recovery and recycling facility.
- (j) facilitate establishment of common regional sanitary land fill for a group of cities and towns falling within a distance of 50 km (or more) from the regional facility on a cost sharing basis and ensure professional management of such sanitary landfills;
- (k) arrange for capacity building of local bodies in managing solid waste, segregation and transportation or processing of such waste at source;
- (l) notify buffer zone for the solid waste processing and disposal facilities of more than five tons per day in consultation with the State Pollution Control Board; and
- (m) start a scheme on registration of waste pickers and waste dealers.

12. Duties of District Magistrate or District Collector or Deputy Commissioner.- The District Magistrate or District Collector or as the case may be, the Deputy Commissioner shall, -

- (a) facilitate identification and allocation of suitable land as per clause (f) of rules 11 for setting up solid waste processing and disposal facilities to local authorities in his district in close coordination with the Secretary-in-charge of State Urban Development Department within one year from the date of notification of these rules;
- (b) review the performance of local bodies, at least once in a quarter on waste segregation, processing, treatment and disposal and take corrective measures in consultation with the Commissioner or Director of Municipal Administration or Director of local bodies and secretary-in-charge of the State Urban Development.

13. Duties of the Secretary-in-charge of Village Panchayats or Rural Development Department in the State and Union territory.- (1) The Secretary-in-charge of Village Panchayats or Rural Development Department in the State and Union territory shall have the same duties as the Secretary-in-charge, Urban Development in the States and Union territories, for the areas which are covered under these rules and are under their jurisdictions.

14. Duties of Central Pollution Control Board.-The Central Pollution Control Board shall, -

- (a) co-ordinate with the State Pollution Control Boards and the Pollution Control Committees for implementation of these rules and adherence to the prescribed standards by local authorities;
- (b) formulate the standards for ground water, ambient air, noise pollution, leachate in respect of all solid waste processing and disposal facilities;
- (c) review environmental standards and norms prescribed for solid waste processing facilities or treatment technologies and update them as and when required;
- (d) review through State Pollution Control Boards or Pollution Control Committees, at least once in a year, the implementation of prescribed environmental standards for solid waste processing facilities or treatment technologies and compile the data monitored by them;
- (e) review the proposals of State Pollution Control Boards or Pollution Control Committees on use of any new technologies for processing, recycling and treatment of solid waste and prescribe performance standards, emission norms for the same within 6 months;
- (f) monitor through State Pollution Control Boards or Pollution Control Committees the implementation of these rules by local bodies;
- (g) prepare an annual report on implementation of these rules on the basis of reports received from State Pollution Control Boards and Committees and submit to the Ministry of Environment, Forest and Climate Change and the report shall also be put in public domain;
- (h) publish guidelines for maintaining buffer zone restricting any residential, commercial or any other construction activity from the outer boundary of the waste processing and disposal facilities for different sizes of facilities handling more than five tons per day of solid waste;
- (i) publish guidelines, from time to time, on environmental aspects of processing and disposal of solid waste to enable local bodies to comply with the provisions of these rules; and
- (j) provide guidance to States or Union territories on inter-state movement of waste.

15. Duties and responsibilities of local authorities and village Panchayats of census towns and urban agglomerations.- The local authorities and Panchayats shall,-

- (a) prepare a solid waste management plan as per state policy and strategy on solid waste management within six months from the date of notification of state policy and strategy and submit a copy to respective departments of State Government or Union territory Administration or agency authorised by the State Government or Union territory Administration;
- (b) arrange for door to door collection of segregated solid waste from all households including slums and informal settlements, commercial, institutional and other non residential premises. From multi-storage buildings, large commercial complexes, malls, housing complexes, etc., this may be collected from the entry gate or any other designated location;
- (c) establish a system to recognise organisations of waste pickers or informal waste collectors and promote and establish a system for integration of these authorised waste-pickers and waste collectors to facilitate their participation in solid waste management including door to door collection of waste;
- (d) facilitate formation of Self Help Groups, provide identity cards and thereafter encourage integration in solid waste management including door to door collection of waste;
- (e) frame bye-laws incorporating the provisions of these rules within one year from the date of notification of these rules and ensure timely implementation;
- (f) prescribe from time to time user fee as deemed appropriate and collect the fee from the waste generators on its own or through authorised agency;
- (g) direct waste generators not to litter i.e throw or dispose of any waste such as paper, water bottles, liquor bottles, soft drink cans, tetra packs, fruit peel, wrappers, etc., or burn or bury waste on streets, open public spaces, drains, waste bodies and to segregate the waste at source as prescribed under these rules and hand over the segregated waste to authorised the waste pickers or waste collectors authorised by the local body;
- (h) setup material recovery facilities or secondary storage facilities with sufficient space for sorting of recyclable materials to enable informal or authorised waste pickers and waste collectors to separate recyclables from the waste and provide easy access to waste pickers and recyclers for collection of segregated recyclable waste such as paper, plastic, metal, glass, textile from the source of generation or from material recovery facilities; Bins for storage of bio-degradable wastes shall be painted green, those for storage of recyclable wastes shall be printed white and those for storage of other wastes shall be printed black;

- (i) establish waste deposition centres for domestic hazardous waste and give direction for waste generators to deposit domestic hazardous wastes at this centre for its safe disposal. Such facility shall be established in a city or town in a manner that one centre is set up for the area of twenty square kilometers or part thereof and notify the timings of receiving domestic hazardous waste at such centres;
- (j) ensure safe storage and transportation of the domestic hazardous waste to the hazardous waste disposal facility or as may be directed by the State Pollution Control Board or the Pollution Control Committee;
- (k) direct street sweepers not to burn tree leaves collected from street sweeping and store them separately and handover to the waste collectors or agency authorised by local body;
- (l) provide training on solid waste management to waste-pickers and waste collectors;
- (m) collect waste from vegetable, fruit, flower, meat, poultry and fish market on day to day basis and promote setting up of decentralised compost plant or bio-methanation plant at suitable locations in the markets or in the vicinity of markets ensuring hygienic conditions;
- (n) collect separately waste from sweeping of streets, lanes and by-lanes daily, or on alternate days or twice a week depending on the density of population, commercial activity and local situation;
- (o) set up covered secondary storage facility for temporary storage of street sweepings and silt removed from surface drains in cases where direct collection of such waste into transport vehicles is not convenient. Waste so collected shall be collected and disposed of at regular intervals as decided by the local body;
- (p) collect horticulture, parks and garden waste separately and process in the parks and gardens, as far as possible;
- (q) transport segregated bio-degradable waste to the processing facilities like compost plant, bio-methanation plant or any such facility. Preference shall be given for on site processing of such waste;
- (r) transport non-bio-degradable waste to the respective processing facility or material recovery facilities or secondary storage facility;
- (s) transport construction and demolition waste as per the provisions of the Construction and Demolition Waste management Rules, 2016;
- (t) involve communities in waste management and promotion of home composting, bio-gas generation, decentralised processing of waste at community level subject to control of odour and maintenance of hygienic conditions around the facility;
- (u) phase out the use of chemical fertilizer in two years and use compost in all parks, gardens maintained by the local body and wherever possible in other places under its jurisdiction. Incentives may be provided to recycling initiatives by informal waste recycling sector.
- (v) facilitate construction, operation and maintenance of solid waste processing facilities and associated infrastructure on their own or with private sector participation or through any agency for optimum utilisation of various components of solid waste adopting suitable technology including the following technologies and adhering to the guidelines issued by the Ministry of Urban Development from time to time and standards prescribed by the Central Pollution Control Board. Preference shall be given to decentralised processing to minimize transportation cost and environmental impacts such as-
- a) bio-methanation, microbial composting, vermi-composting, anaerobic digestion or any other appropriate processing for bio-stabilisation of biodegradable wastes;
 - b) waste to energy processes including refused derived fuel for combustible fraction of waste or supply as feedstock to solid waste based power plants or cement kilns;
- (w) undertake on their own or through any other agency construction, operation and maintenance of sanitary landfill and associated infrastructure as per Schedule I for disposal of residual wastes in a manner prescribed under these rules;
- (x) make adequate provision of funds for capital investments as well as operation and maintenance of solid waste management services in the annual budget ensuring that funds for discretionary functions of the local body have been allocated only after meeting the requirement of necessary funds for solid waste management and other obligatory functions of the local body as per these rules;
- (y) make an application in Form-I for grant of authorisation for setting up waste processing, treatment or disposal facility, if the volume of waste is exceeding five metric tones per day including sanitary landfills from the State Pollution Control Board or the Pollution Control Committee, as the case may be;
- (z) submit application for renewal of authorisation at least sixty days before the expiry of the validity of authorisation;

- (za) prepare and submit annual report in Form IV on or before the 30th April of the succeeding year to the Commissioner or Director, Municipal Administration or designated Officer;
- (zb) the annual report shall then be sent to the Secretary -in-Charge of the State Urban Development Department or village panchayat or rural development department and to the respective State Pollution Control Board or Pollution Control Committee by the 31st May of every year;
- (zc) educate workers including contract workers and supervisors for door to door collection of segregated waste and transporting the unmixed waste during primary and secondary transportation to processing or disposal facility;
- (zd) ensure that the operator of a facility provides personal protection equipment including uniform, fluorescent jacket, hand gloves, raincoats, appropriate foot wear and masks to all workers handling solid waste and the same are used by the workforce;
- (ze) ensure that provisions for setting up of centers for collection, segregation and storage of segregated wastes, are incorporated in building plan while granting approval of building plan of a group housing society or market complex; and
- (zf) frame bye-laws and prescribe criteria for levying of spot fine for persons who litters or fails to comply with the provisions of these rules and delegate powers to officers or local bodies to levy spot fines as per the bye laws framed; and
- (zg) create public awareness through information, education and communication campaign and educate the waste generators on the following; namely:-
- (i) not to litter;
 - (ii) minimise generation of waste;
 - (iii) reuse the waste to the extent possible;
 - (iv) practice segregation of waste into bio-degradable, non-biodegradable (recyclable and combustible), sanitary waste and domestic hazardous wastes at source;
 - (v) practice home composting, vermi-composting, bio-gas generation or community level composting;
 - (vi) wrap securely used sanitary waste as and when generated in the pouches provided by the brand owners or a suitable wrapping as prescribed by the local body and place the same in the bin meant for non-biodegradable waste;
 - (vii) storage of segregated waste at source in different bins;
 - (viii) handover segregated waste to waste pickers, waste collectors, recyclers or waste collection agencies; and
 - (ix) pay monthly user fee or charges to waste collectors or local bodies or any other person authorised by the local body for sustainability of solid waste management.
- (zh) stop land filling or dumping of mixed waste soon after the timeline as specified in rule 23 for setting up and operationalisation of sanitary landfill is over;
- (zi) allow only the non-usable, non-recyclable, non-biodegradable, non-combustible and non-reactive inert waste and pre-processing rejects and residues from waste processing facilities to go to sanitary landfill and the sanitary landfill sites shall meet the specifications as given in Schedule-I, however, every effort shall be made to recycle or reuse the rejects to achieve the desired objective of zero waste going to landfill;
- (zj) investigate and analyse all old open dumpsites and existing operational dumpsites for their potential of bio-mining and bio-remediation and wheresoever feasible, take necessary actions to bio-mine or bio-remediate the sites;
- (zk) in absence of the potential of bio-mining and bio-remediation of dumpsite, it shall be scientifically capped as per landfill capping norms to prevent further damage to the environment.

16. Duties of State Pollution Control Board or Pollution Control Committee.- (1) The State Pollution Control Board or Pollution Control Committee shall,-

- (a) enforce these rules in their State through local bodies in their respective jurisdiction and review implementation of these rules at least twice a year in close coordination with concerned Directorate of Municipal Administration or Secretary-in-charge of State Urban Development Department;
- (b) monitor environmental standards and adherence to conditions as specified under the Schedule I and Schedule II for waste processing and disposal sites;
- (c) examine the proposal for authorisation and make such inquiries as deemed fit, after the receipt of the application for the same in Form I from the local body or any other agency authorised by the local body;

- (d) while examining the proposal for authorisation, the requirement of consents under respective enactments and views of other agencies like the State Urban Development Department, the Town and Country Planning Department, District Planning Committee or Metropolitan Area Planning Committee, as may be applicable, Airport or Airbase Authority, the Ground Water Board, Railways, power distribution companies, highway department and other relevant agencies shall be taken into consideration and they shall be given four weeks time to give their views, if any;
- (e) issue authorisation within a period of sixty days in Form II to the local body or an operator of a facility or any other agency authorised by local body stipulating compliance criteria and environmental standards as specified in Schedules I and II including other conditions, as may be necessary;
- (f) synchronise the validity of said authorisation with the validity of the consents;
- (g) suspend or cancel the authorization issued under clause (a) any time, if the local body or operator of the facility fails to operate the facility as per the conditions stipulated:
provided that no such authorization shall be suspended or cancelled without giving notice to the local body or operator, as the case may be; and
- (h) on receipt of application for renewal, renew the authorisation for next five years, after examining every application on merit and subject to the condition that the operator of the facility has fulfilled all the provisions of the rules, standards or conditions specified in the authorisation, consents or environment clearance.
- (2) The State Pollution Control Board or Pollution Control Committee shall, after giving reasonable opportunity of being heard to the applicant and for reasons thereof to be recorded in writing, refuse to grant or renew an authorisation.
- (3) In case of new technologies, where no standards have been prescribed by the Central Pollution Control Board, State Pollution Control Board or Pollution Control Committee, as the case may be, shall approach Central Pollution Control Board for getting standards specified.
- (4) The State Pollution Control Board or the Pollution Control Committee, as the case may be, shall monitor the compliance of the standards as prescribed or laid down and treatment technology as approved and the conditions stipulated in the authorisation and the standards specified in Schedules I and II under these rules as and when deemed appropriate but not less than once in a year.
- (5) The State Pollution Control Board or the Pollution Control Committee may give directions to local bodies for safe handling and disposal of domestic hazardous waste deposited by the waste generators at hazardous waste deposition facilities.
- (6) The State Pollution Control Board or the Pollution Control Committee shall regulate Inter-State movement of waste.

17. Duty of manufacturers or brand owners of disposable products and sanitary napkins and diapers.- (1) All manufacturers of disposable products such as tin, glass, plastics packaging, etc., or brand owners who introduce such products in the market shall provide necessary financial assistance to local authorities for establishment of waste management system.

- (2) All such brand owners who sell or market their products in such packaging material which are non-biodegradable shall put in place a system to collect back the packaging waste generated due to their production.
- (3) Manufacturers or brand owners or marketing companies of sanitary napkins and diapers shall explore the possibility of using all recyclable materials in their products or they shall provide a pouch or wrapper for disposal of each napkin or diapers along with the packet of their sanitary products.
- (4) All such manufacturers, brand owners or marketing companies shall educate the masses for wrapping and disposal of their products.

18. Duties of the industrial units located within one hundred km from the refused derived fuel and waste to energy plants based on solid waste- All industrial units using fuel and located within one hundred km from a solid waste based refused derived fuel plant shall make arrangements within six months from the date of notification of these rules to replace at least five percent of their fuel requirement by refused derived fuel so produced.

19. Criteria for Duties regarding setting-up solid waste processing and treatment facility.- (1) The department in-charge of the allocation of land assignment shall be responsible for providing suitable land for setting up of the solid waste processing and treatment facilities and notify such sites by the State Government or Union territory Administration.

- (2) The operator of the facility shall design and set up the facility as per the technical guidelines issued by the Central Pollution Control Board in this regard from time to time and the manual on solid waste management prepared by the Ministry of Urban Development.

- (3) The operator of the facility shall obtain necessary approvals from the State Pollution Control Board or Pollution Control Committee.
- (4) The State Pollution Control Board or Pollution Control Committee shall monitor the environment standards of the operation of the solid waste processing and treatment facilities.
- (5) The operator of the facility shall be responsible for the safe and environmentally sound operations of the solid waste processing and or treatment facilities as per the guidelines issued by the Central Pollution Control Board from time to time and the Manual on Municipal Solid Waste Management published by the Ministry of Urban Development and updated from time to time-
- (6) The operator of the solid waste processing and treatment facility shall submit annual report in Form III each year by 30th April to the State Pollution Control Board or Pollution Committee and concerned local body.

20. Criteria and actions to be taken for solid waste management in hilly areas.- In the hilly areas, the duties and responsibilities of the local authorities shall be the same as mentioned in rule 15 with additional clauses as under:

- (a) Construction of landfill on the hill shall be avoided. A transfer station at a suitable enclosed location shall be setup to collect residual waste from the processing facility and inert waste. A suitable land shall be identified in the plain areas down the hill within 25 kilometers for setting up sanitary landfill. The residual waste from the transfer station shall be disposed of at this sanitary landfill.
- (b) In case of non-availability of such land, efforts shall be made to set up regional sanitary landfill for the inert and residual waste.
- (c) Local body shall frame Bye-laws and prohibit citizen from littering wastes on the streets and give strict direction to the tourists not to dispose any waste such as paper, water bottles, liquor bottles, soft drink canes, tetra packs, any other plastic or paper waste on the streets or down the hills and instead direct to deposit such waste in the litter bins that shall be placed by the local body at all tourist destinations.
- (d) Local body shall arrange to convey the provisions of solid waste management under the bye-laws to all tourists visiting the hilly areas at the entry point in the town as well as through the hotels, guest houses or like where they stay and by putting suitable hoardings at tourist destinations.
- (e) Local body may levy solid waste management charge from the tourist at the entry point to make the solid waste management services sustainable.
- (f) The department in- charge of the allocation of land assignment shall identify and allot suitable space on the hills for setting up decentralised waste processing facilities. Local body shall set up such facilities. Step garden system may be adopted for optimum utilisation of hill space.

21. Criteria for waste to energy process.- (1) Non recyclable waste having calorific value of 1500 K/cal/kg or more shall not be disposed of on landfills and shall only be utilised for generating energy either or through refuse derived fuel or by giving away as feed stock for preparing refuse derived fuel.

- (2) High calorific wastes shall be used for co-processing in cement or thermal power plants.
- (3) The local body or an operator of facility or an agency designated by them proposing to set up waste to energy plant of more than five tones per day processing capacity shall submit an application in Form-I to the State Pollution Control Board or Pollution Control Committee, as the case may be, for authorisation.
- (4) The State Pollution Control Board or Pollution Control Committee, on receiving such application for setting up waste to energy facility, shall examine the same and grant permission within sixty days.

22. Time frame for implementation.- Necessary infrastructure for implementation of these rules shall be created by the local bodies and other concerned authorities, as the case may be, on their own, by directly or engaging agencies within the time frame specified below:

Sl. No.	Activity	Time limit from the date of notification of rules
(1)	(2)	(3)
1.	identification of suitable sites for setting up solid waste processing facilities	1 year

2.	identification of suitable sites for setting up common regional sanitary landfill facilities for suitable clusters of local authorities under 0.5 million population and for setting up common regional sanitary landfill facilities or stand alone sanitary landfill facilities by all local authorities having a population of 0.5 million or more .	1 year
3.	procurement of suitable sites for setting up solid waste processing facility and sanitary landfill facilities	2 years
4.	enforcing waste generators to practice segregation of bio degradable, recyclable, combustible, sanitary waste domestic hazardous and inert solid wastes at source ,	2 years
5.	Ensure door to door collection of segregated waste and its transportation in covered vehicles to processing or disposal facilities.	2 years
6.	ensure separate storage, collection and transportation of construction and demolition wastes	2 years
7.	setting up solid waste processing facilities by all local bodies having 100000 or more population	2 years
8.	Setting up solid waste processing facilities by local bodies and census towns below 100000 population.	3 years
9.	setting up common or stand alone sanitary landfills by or for all local bodies having 0.5 million or more population for the disposal of only such residual wastes from the processing facilities as well as untreatable inert wastes as permitted under the Rules	3 years
10.	setting up common or regional sanitary landfills by all local bodies and census towns under 0.5 million population for the disposal of permitted waste under the rules	3years
11.	bio-remediation or capping of old and abandoned dump sites	5years

23. State Level Advisory Body. – (1) Every Department in-charge of local bodies of the concerned State Government or Union territory administration shall constitute a State Level Advisory Body within six months from the date of notification of these rules comprising the following members, namely:-

Sl. No	Designation	Member
(1)	(2)	(3)
1.	Secretary, Department of Urban Development or Local self government department of the State	Chairperson, ex-officio
2.	One representative of Panchayats or Rural development Department not below the rank of Joint Secretary to State Government	Member, ex-officio
3.	one representative of Revenue Department of State Government	Member, ex-officio
4.	One representative from Ministry of Environment, Forest and Climate Change Government of India	Member, ex-officio

5.	One representative from Ministry of Urban Development, Government of India	Member, ex-officio
6.	One representative from Ministry of Rural Development, Government of India	Member, ex-officio
7.	One representative from the Central Pollution Control Board	Member, ex-officio
8.	One representative from the State Pollution Control Board or Pollution Control Committee	Member, ex-officio
9.	One representative from Indian Institute of Technology or National Institute of Technology	Member, Ex-officio
10.	Chief town planner of the state	Member
11.	Three representatives from the local bodies by rotation	Member
12.	Two representatives from census towns or urban agglomerations by rotation.	Member
13.	One representative from reputed Non-Governmental Organisation or Civil Society working for the waste pickers or informal recycler or solid waste management	Member
14.	One representative from a body representing Industries at the State or Central level	Member
15.	one representative from waste recycling industry	member
16.	Two subject experts	Member
17.	Co-opt one representative each from agriculture department, and labour department of State Government.	Member

(2) The State Level Advisory Body shall meet at least one in every six months to review the matters related to implementation of these rules, state policy and strategy on solid waste management and give advice to state government for taking measures that are necessary for expeditious and appropriate implementation of these rules.

(3) The copies of the review report shall be forwarded to the State Pollution Control Board or Pollution Control Committee for necessary action.

24. Annual report.- (1) The operator of facility shall submit the annual report to the local body in Form-III on or before the 30th day of April every year.

(2) The local body shall submit its annual report in Form-IV to State P Control Board or P Committee and the Secretary-in-Charge of the Department of Urban Development of the concerned State or Union Territory in case of metropolitan city and to the Director of Municipal Administration or Commissioner of Municipal Administration or Officer in -Charge of Urban local bodies in the state in case of all other local bodies of state on or before the 30th day of June every year

(3) Each State Pollution Control Board or Pollution Control Committee as the case may be, shall prepare and submit the consolidated annual report to the Central Pollution Control Board and Ministry of Urban Development on the implementation of these rules and action taken against non complying local body by the 31st day of July of each year in Form-V.

(4) The Central Pollution Control Board shall prepare a consolidated annual review report on the status of implementation of these rules by local bodies in the country and forward the same to the Ministry of Urban Development

and Ministry of Environment, Forest and Climate Change, along with its recommendations before the 31st day of August each year.

(5) The annual report shall be reviewed by the Ministry of Environment, Forest and Climate Change during the meeting of Central Monitoring Committee.

25. Accident reporting- In case of an accident at any solid waste processing or treatment or disposal facility or landfill site, the Officer- in- charge of the facility shall report to the local body in Form-VI and the local body shall review and issue instructions if any, to the in- charge of the facility.

SCHEDULE I

[see rule 15 (w),(zi), 16 (1) (b) (e), 16 (4)]

Specifications for Sanitary Landfills

(A) Criteria for site selection.-

- (i) The department in the business allocation of land assignment shall provide suitable site for setting up of the solid waste processing and treatment facilities and notify such sites.
- (ii) The sanitary landfill site shall be planned, designed and developed with proper documentation of construction plan as well as a closure plan in a phased manner. In case a new landfill facility is being established adjoining an existing landfill site, the closure plan of existing landfill should form a part of the proposal of such new landfill.
- (iii) The landfill sites shall be selected to make use of nearby wastes processing facilities. Otherwise, wastes processing facility shall be planned as an integral part of the landfill site.
- (iv) Landfill sites shall be set up as per the guidelines of the Ministry of Urban Development, Government of India and Central Pollution Control Board.
- (v) The existing landfill sites which are in use for more than five years shall be improved in accordance with the specifications given in this Schedule.
- (vi) The landfill site shall be large enough to last for at least 20-25 years and shall develop 'landfill cells' in a phased manner to avoid water logging and misuse.
- (vii) The landfill site shall be 100 meter away from river, 200 meter from a pond, 200 meter from Highways, Habitations, Public Parks and water supply wells and 20 km away from Airports or Airbase. However in a special case, landfill site may be set up within a distance of 10 and 20 km away from the Airport/Airbase after obtaining no objection certificate from the civil aviation authority/ Air force as the case may be. The Landfill site shall not be permitted within the flood plains as recorded for the last 100 years, zone of coastal regulation, wetland, Critical habitat areas, sensitive eco-fragile areas..
- (viii) The sites for landfill and processing and disposal of solid waste shall be incorporated in the Town Planning Department's land-use plans.
- (ix) A buffer zone of no development shall be maintained around solid waste processing and disposal facility, exceeding five Tonnes per day of installed capacity. This will be maintained within the total area of the solid waste processing and disposal facility. The buffer zone shall be prescribed on case to case basis by the local body in consultation with concerned State Pollution Control Board.
- (x) The biomedical waste shall be disposed of in accordance with the Bio-medical Waste Management Rules, 2016, as amended from time to time . The hazardous waste shall be managed in accordance with the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016, as amended from time to time. The E-waste shall be managed in accordance with the e-Waste (Management) Rules, 2016 as amended from time to time.
- (xi) Temporary storage facility for solid waste shall be established in each landfill site to accommodate the waste in case of non- operation of waste processing and during emergency or natural calamities.

(B) Criteria for development of facilities at the sanitary landfills.-

- (i) Landfill site shall be fenced or hedged and provided with proper gate to monitor incoming vehicles, to prevent entry of unauthorised persons and stray animals
- (ii) The approach and / internal roads shall be concreted or paved so as to avoid generation of dust particles due to vehicular movement and shall be so designed to ensure free movement of vehicles and other machinery.
- (iii) The landfill site shall have waste inspection facility to monitor waste brought in for landfilling h, office facility for record keeping and shelter for keeping equipment and machinery including pollution monitoring equipment. The operator of the facility shall maintain record of waste received, processed and disposed.

- (iv) Provisions like weigh bridge to measure quantity of waste brought at landfill site, fire protection equipment and other facilities as may be required shall be provided.
- (v) Utilities such as drinking water and sanitary facilities (preferably washing/bathing facilities for workers) and lighting arrangements for easy landfill operations during night hours shall be provided.
- (vi) Safety provisions including health inspections of workers at landfill sites shall be carried out made.
- (vii) Provisions for parking, cleaning, washing of transport vehicles carrying solid waste shall be provided. The wastewater so generated shall be treated to meet the prescribed standards.

(C) Criteria for specifications for land filling operations and closure on completion of land filling.-

- (i) Waste for land filling shall be compacted in thin layers using heavy compactors to achieve high density of the waste. In high rainfall areas where heavy compactors cannot be used, alternative measures shall be adopted.
- (ii) Till the time waste processing facilities for composting or recycling or energy recovery are set up, the waste shall be sent to the sanitary landfill. The landfill cell shall be covered at the end of each working day with minimum 10 cm of soil, inert debris or construction material..
- (iii) Prior to the commencement of monsoon season, an intermediate cover of 40-65 cm thickness of soil shall be placed on the landfill with proper compaction and grading to prevent infiltration during monsoon. Proper drainage shall be constructed to divert run-off away from the active cell of the landfill.
- (iv) After completion of landfill, a final cover shall be designed to minimise infiltration and erosion. The final cover shall meet the following specifications, namely :--
 - a) The final cover shall have a barrier soil layer comprising of 60 cm of clay or amended soil with permeability coefficient less than 1×10^{-7} cm/sec.
 - b) On top of the barrier soil layer, there shall be a drainage layer of 15 cm.
 - c) On top of the drainage layer, there shall be a vegetative layer of 45 cm to support natural plant growth and to minimise erosion.

(D) Criteria for pollution prevention.-In order to prevent pollution from landfill operations, the following provisions shall be made, namely:-

- (i) The storm water drain shall be designed and constructed in such a way that the surface runoff water is diverted from the landfilling site and leachates from solid waste locations do not get mixed with the surface runoff water. Provisions for diversion of storm water discharge drains shall be made to minimise leachate generation and prevent pollution of surface water and also for avoiding flooding and creation of marshy conditions.
- (ii) Non-permeable lining system at the base and walls of waste disposal area. For landfill receiving residues of waste processing facilities or mixed waste or waste having contamination of hazardous materials (such as aerosols, bleaches, polishes, batteries, waste oils, paint products and pesticides) shall have liner of composite barrier of 1.5 mm thick high density polyethylene (HDPE) geo-membrane or geo-synthetic liners, or equivalent, overlying 90 cm of soil (clay or amended soil) having permeability coefficient not greater than 1×10^{-7} cm/sec. The highest level of water table shall be at least two meter below the base of clay or amended soil barrier layer provided at the bottom of landfills.
- (iii) Provisions for management of leachates including its collection and treatment shall be made. The treated leachate shall be recycled or utilized as permitted, otherwise shall be released into the sewerage line, after meeting the standards specified in Schedule- II. In no case, leachate shall be released into open environment.
- (iv) Arrangement shall be made to prevent leachate runoff from landfill area entering any drain, stream, river, lake or pond. In case of mixing of runoff water with leachate or solid waste, the entire mixed water shall be treated by the concern authority.

(E) Criteria for water quality monitoring.-

- (i) Before establishing any landfill site, baseline data of ground water quality in the area shall be collected and kept in record for future reference. The ground water quality within 50 meter of the periphery of landfill site shall be periodically monitored covering different seasons in a year that is, summer, monsoon and post-monsoon period to ensure that the ground water is not contaminated.
- (ii) Usage of groundwater in and around landfill sites for any purpose (including drinking and irrigation) shall be considered only after ensuring its quality. The following specifications for drinking water quality shall apply for monitoring purpose, namely :-

S. No.	Parameters	IS 10500:2012, Edition 2.2(2003-09) Desirable limit (mg/l except for pH)
(1)	(2)	(3)
	Arsenic	0.01
	Cadmium	0.01
	Chromium(as Cr ⁶⁺)	0.05
	Copper	0.05
	Cyanide	0.05
	Lead	0.05
	Mercury	0.001
	Nickel	-
	Nitrate as NO ₃	45.0
	pH	6.5-8.5
	Iron	0.3
	Total hardness (as CaCO ₃)	300.0
	Chlorides	250
	Dissolved solids	500
	Phenolic compounds (as C ₆ H ₅ OH)	0.001
	Zinc	5.0
	Sulphate (as SO ₄)	200

(F) Criteria for ambient air quality monitoring.-

- (i) Landfill gas control system including gas collection system shall be installed at landfill site to minimize odour, prevent off-site migration of gases, to protect vegetation planted on the rehabilitated landfill surface. For enhancing landfill gas recovery, use of geomembranes in cover systems along with gas collection wells should be considered.
- (ii) The concentration of methane gas generated at landfill site shall not exceed 25 per cent of the lower explosive limit (LEL).
- (iii) The landfill gas from the collection facility at a landfill site shall be utilized for either direct thermal applications or power generation, as per viability. Otherwise, landfill gas shall be burnt (flared) and shall not be allowed to escape directly to the atmosphere or for illegal tapping. Passive venting shall be allowed in case if its utilisation or flaring is not possible.
- (iv) Ambient air quality at the landfill site and at the vicinity shall be regularly monitored. Ambient air quality shall

meet the standards prescribed by the Central Pollution Control Board for Industrial area.

G. Criteria for plantation at landfill Site.- A vegetative cover shall be provided over the completed site in accordance with the following specifications, namely:-

- (a) Locally adopted non-edible perennial plants that are resistant to drought and extreme temperatures shall be planted;
- (b) The selection of plants should be of such variety that their roots do not penetrate more than 30 cms. This condition shall apply till the landfill is stabilized;
- (c) Selected plants shall have ability to thrive on low-nutrient soil with minimum nutrient addition;
- (d) Plantation to be made in sufficient density to minimise soil erosion.
- (e) Green belts shall be developed all around the boundary of the landfill in consultation with State Pollution Control Boards or Pollution Control Committees .

H. Criteria for post-care of landfill site.- (1) The post-closure care of landfill site shall be conducted for at least fifteen years and long term monitoring or care plan shall consist of the following, namely :-⁴

- (a) Maintaining the integrity and effectiveness of final cover, making repairs and preventing run-on and run-off from eroding or otherwise damaging the final cover;
 - (b) Monitoring leachate collection system in accordance with the requirement;
 - (c) Monitoring of ground water in and around landfill;
 - (d) Maintaining and operating the landfill gas collection system to meet the standards.
- (2) Use of closed landfill sites after fifteen years of post-closure monitoring can be considered for human settlement or otherwise only after ensuring that gaseous emission and leachate quality analysis complies with the specified standards and the soil stability is ensured.

I. Criteria for special provisions for hilly areas.-Cities and towns located on hills shall have location-specific methods evolved for final disposal of solid waste by the local body with the approval of the concerned State Pollution Control Board or the Pollution Control Committee. The local body shall set up processing facilities for utilisation of biodegradable organic waste. The non-biodegradable recyclable materials shall be stored and sent for recycling periodically. The inert and non-biodegradable waste shall be used for building roads or filling-up of appropriate areas on hills. In case of constraints in finding adequate land in hilly areas, waste not suitable for road-laying or filling up shall be disposed of in regional landfills in plain areas.

J. Closure and Rehabilitation of Old Dumps- Solid waste dumps which have reached their full capacity or those which will not receive additional waste after setting up of new and properly designed landfills should be closed and rehabilitated by examining the following options:

- (i) Reduction of waste by bio mining and waste processing followed by placement of residues in new landfills or capping as in (ii) below.
- (i). Capping with solid waste cover or solid waste cover enhanced with geomembrane to enable collection and flaring / utilisation of greenhouse gases.
- (iii) Capping as in (ii) above with additional measures (in alluvial and other coarse grained soils) such as cut-off walls and extraction wells for pumping and treating contaminated ground water.
- (iv) Any other method suitable for reducing environmental impact to acceptable level.

SCHEDULE II

[see rule 16 (1), (b), (e), 16 (4)]

Standards of processing and treatment of solid waste

A. Standards for composting.- The waste processing facilities shall include composting as one of the technologies for processing of bio degradable waste. In order to prevent pollution from compost plant, the following shall be complied with namely :-

- (a) The incoming organic waste at site shall be stored properly prior to further processing. To the extent possible, the waste storage area should be covered. If, such storage is done in an open area, it shall be provided with impermeable base with facility for collection of leachate and surface water run-off into lined drains leading to a leachate treatment and disposal facility;
- (b) Necessary precaution shall be taken to minimise nuisance of odour, flies, rodents, bird menace and fire hazard;

- (c) In case of breakdown or maintenance of plant, waste intake shall be stopped and arrangements be worked out for diversion of waste to the temporary processing site or temporary landfill sites which will be again reprocessed when plant is in order;
- (d) Pre-process and post-process rejects shall be removed from the processing facility on regular basis and shall not be allowed to pile at the site. Recyclables shall be routed through appropriate vendors. The non-recyclable high calorific fractions to be segregated and sent to waste to energy or for RDF production, co-processing in cement plants or to thermal power plants. Only rejects from all processes shall be sent for sanitary landfill site(s).
- (e) The windrow area shall be provided with impermeable base. Such a base shall be made of concrete or compacted clay of 50 cm thick having permeability coefficient less than 10^{-7} cm/sec. The base shall be provided with 1 to 2 per cent slope and circled by lined drains for collection of leachate or surface run-off;
- (f) Ambient air quality monitoring shall be regularly carried out. Odour nuisance at down-wind direction on the boundary of processing plant shall also be checked regularly.
- (g) Leachate shall be re-circulated in compost plant for moisture maintenance.
- (h) The end product compost shall meet the standards prescribed under Fertilizer Control Order notified from time to time.
- (i) In order to ensure safe application of compost, the following specifications for compost quality shall be met, namely:-

Parameters	Organic Compost (FCO 2009)	Phosphate Rich Organic Manure (FCO 2013)
(1)	(2)	(3)
Arsenic (mg/Kg)	10.00	10.00
Cadmium (mg/Kg)	5.00	5.00
Chromium (mg/Kg)	50.00	50.00
Copper (mg/Kg)	300.00	300.00
Lead (mg/Kg)	100.00	100.00
Mercury (mg/Kg)	0.15	0.15
Nickel (mg/Kg)	50.00	50.00
Zinc (mg/Kg)	1000.00	1000.00
C/N ratio	<20	Less than 20:1
pH	6.5-7.5	(1:5 solution) maximum 6.7
Moisture, percent by weight, maximum	15.0-25.0	25.0
Bulk density (g/cm ³)	<1.0	Less than 1.6
Total Organic Carbon, per cent by weight, minimum	12.0	7.9

Total Nitrogen (as N), per cent by weight, minimum	0.8	0.4
Total Phosphate (as P ₂ O ₅) percent by weight, minimum	0.4	10.4
Total Potassium (as K ₂ O), percent by weight, minimum	0.4	-
Colour	Dark brown to black	-
Odour	Absence of foul Odor	-
Particle size	Minimum 90% material should pass through 4.0 mm IS sieve	Minimum 90% material should pass through 4.0 mm IS sieve
Conductivity (as dsm-1), not more than	4.0	8.2

* Compost (final product) exceeding the above stated concentration limits shall not be used for food crops. However, it may be utilized for purposes other than growing food crops.

B. Standards for treated leachates.-The disposal of treated leachates shall meet the following standards, namely:-

S. No	Parameter	Standards (Mode of Disposal)		
		Inland surface water	Public sewers	Land disposal
(1)	(2)	(3)	(4)	(5)
1.	Suspended solids, mg/l, max	100	600	200
2.	Dissolved solids (inorganic) mg/l, max.	2100	2100	2100
3	pH value	5.5 to 9.0	5.5 to 9.0	5.5 to 9.0
4	Ammonical nitrogen (as N), mg/l, max.	50	50	-
5	Total Kjeldahl nitrogen (as N), mg/l, max.	100	-	-
6	Biochemical oxygen demand (3 days at 27 ⁰ C) max.(mg/l)	30	350	100
7	Chemical oxygen demand, mg/l, max.	250	-	-
8	Arsenic (as As), mg/l, max	0.2	0.2	0.2
9	Mercury (as Hg), mg/l, max	0.01	0.01	-
10	Lead (as Pb), mg/l, max	0.1	1.0	-
11	Cadmium (as Cd), mg/l, max	2.0	1.0	-

12	Total Chromium (as Cr), mg/l, max.	2.0	2.0	-
13	Copper (as Cu), mg/l, max.	3.0	3.0	-
14	Zinc (as Zn), mg/l, max.	5.0	15	-
15	Nickel (as Ni), mg/l, max	3.0	3.0	-
16	Cyanide (as CN), mg/l, max.	0.2	2.0	0.2
17	Chloride (as Cl), mg/l, max.	1000	1000	600
18	Fluoride (as F), mg/l, max	2.0	1.5	-
19	Phenolic compounds (as C ₆ H ₅ OH) mg/l, max.	1.0	5.0	-

Note : While discharging treated leachates into inland surface waters, quantity of leachates being discharged and the quantity of dilution water available in the receiving water body shall be given due consideration.

C. Standards for incineration: The Emission from incinerators /thermal technologies in Solid Waste treatment/disposal facility shall meet the following standards, namely:-

Parameter	Emission standard	
(1)	(2)	(3)
Particulates	50 mg/Nm ³	Standard refers to half hourly average value
HCl	50 mg/Nm ³	Standard refers to half hourly average value
SO₂	200 mg/Nm ³	Standard refers to half hourly average value
CO	100 mg/Nm ³	Standard refers to half hourly average value
	50 mg/Nm ³	Standard refers to daily average value
Total Organic Carbon	20 mg/Nm ³	Standard refers to half hourly average value
HF	4 mg/Nm ³	Standard refers to half hourly average value
NO_x (NO and NO₂ expressed as NO₂)	400 mg/Nm ³	Standard refers to half hourly average value
Total dioxins and furans	0.1 ng TEQ/Nm ³	Standard refers to 6-8 hours sampling. Please refer guidelines for 17 concerned congeners for toxic equivalence values to arrive at total toxic equivalence.
Cd + Th + their compounds	0.05 mg/Nm ³	Standard refers to sampling time anywhere between 30 minutes and 8 hours.
Hg and its compounds	0.05 mg/Nm ³	Standard refers to sampling time anywhere between 30 minutes and 8 hours.

Sb + As + Pb + Cr + Co + Cu + Mn + Ni + V + their compounds	0.5 mg/Nm ³	Standard refers to sampling time anywhere between 30 minutes and 8 hours.
<i>Note.- All values corrected to 11% oxygen on a dry basis.</i>		

Note:

- (a) Suitably designed pollution control devices shall be installed or retrofitted with the incinerator to achieve the above emission limits..
- (b) Waste to be incinerated shall not be chemically treated with any chlorinated disinfectants.
- (c) Incineration of chlorinated plastics shall be phased out within two years.
- (d) if the concentration of toxic metals in incineration ash exceeds the limits specified in the Hazardous Waste (Management, Handling and Trans boundary Movement) Rules, 2008, as amended from time to time, the ash shall be sent to the hazardous waste treatment, storage and disposal facility.
- (e) Only low sulphur fuel like LDO, LSHS, Diesel, bio-mass, coal, LNG, CNG, RDF and bio-gas shall be used as fuel in the incinerator.
- (f) The CO₂ concentration in tail gas shall not be more than 7%.
- (g) All the facilities in twin chamber incinerators shall be designed to achieve a minimum temperature of 950^oC in secondary combustion chamber and with a gas residence time in secondary combustion chamber not less than 2 (two) seconds.
- (h) Incineration plants shall be operated (combustion chambers) with such temperature, retention time and turbulence, as to achieve total Organic Carbon (TOC) content in the slag and bottom ash less than 3%, or the loss on ignition is less than 5% of the dry weight.
- (i) Odour from sites shall be managed as per guidelines of CPCB issued from time to time

FORM – I**[see rule 15 (v) 16 (1) (c), 21(3)]**

**Application for obtaining authorisation under solid waste management rules
for processing/recycling/treatment and disposal of solid waste**

To,
The Member Secretary,
State Pollution Control Board or Pollution Control Committee,
of.....
Sir,

I/We hereby apply for authorisation under the Solid Waste Management Rules, 2016 for processing, recycling, treatment and disposal of solid waste.

1.	Name of the local body/agency appointed by them/ operator of facility	
2.	Correspondence address Telephone No. Fax No. ,e-mail:	

3.	Nodal Officer & designation (Officer authorised by the local body or agency responsible for operation of processing/ treatment or disposal facility)	
4.	Authorisation required for setting up and operation of the facility (Please tick mark)	waste processing recycling treatment disposal at landfill
5.	Attach copies of the Documents Site clearance (local body) Proof of Environmental Clearance Consent for establishment Agreement between municipal authority and operating agency Investment on the project and expected return	
6.	Processing/recycling/treatment of solid waste (i) Total Quantity of waste to be processed per day Quantity of waste to be recycled Quantity of waste to be treated Quantity of waste to be disposed into landfill (ii) Utilisation programme for waste processed (Product utilisation) (iii) Methodology for disposal (attach details) Quantity of leachate Treatment technology for leachate (iv) Measures to be taken for prevention and control of environmental pollution (v) Measures to be taken for safety of workers working in the plant (vi) Details on solid waste processing/recycling/ treatment/disposal facility (to be attached)	
7.	Disposal of solid waste Number of sites identified Quantity of waste to be disposed per day Details of methodology or criteria followed for site selection (attach) Details of existing site under operation Methodology and operational details of landfilling Measures taken to check environmental pollution	
8	Any other information.	

Date:

Signature:

Place:

Designation

Form- II

[see rule 16 (1) (e)]

Format for issue of authorisation

File No.: _____

Dated: _____

Authorisation No

To

Ref: Your application number _____ dt. _____

The _____ State Pollution Control Board/Pollution Control Committee after examining the proposal hereby authorises _____ having administrative office at _____ to set up and operate waste processing/recycling/ treatment/disposal facility at _____

The authorisation is hereby granted to operate the facility for processing, recycling, treatment and disposal of solid waste.

The authorisation is subject to the terms and conditions stated below and such conditions as may be otherwise specified in these rules and the standards laid down in Schedules I and II under these rules.

The _____ State Pollution Control Board/Pollution Control Committees of the UT _____ may, at any time, revoke any of the conditions applicable under the authorisation and shall communicate the same in writing.

Any violation of the provision of the Solid Waste Management Rules, 2016 will attract the penal provision of the Environment (Protection) Act, 1986 (29 of 1986).

(Member Secretary)

State Pollution Control Board/Pollution Control Committee of the UT

(Signature and designation)

Date:

Place:

Form – III

[see rule 19 (6), 24 (1)]

Format of annual report to be submitted by the operator of facility to the local body

1	Name of the City/Town and State	
2	Population	
3	Area in sq. kilometers	
4	Name & Address of the local body Telephone No. Fax No. E-mail:	
5	Name and address of operator of the facility	
6	Name of officer in-charge of the facility Phone No: Fax No: E-mail:	

7	Number of households in the city/town , Number of non-residential premises in the city Number of election/ administrative wards in the city/town	
8	Quantity of Solid waste	
	Estimated Quantity of solid waste generated in the local body area per day in metric tones	/tpd
	Quantity of solid waste collected per day	/tpd
	Per capita waste collected per day	/gm/day
	Quantity of solid waste processed	/tpd
	Quantity of solid waste disposed at landfill	/tpd
9	Status of Solid Waste Management (SWM) service	
	Segregation and storage of waste at source Whether solid waste is stored at source in domestic/commercial/institutional bins If yes, Percentage of households practice storage of waste at source in domestic bins Percentage of non-residential premises practice storage of waste at source in commercial /institutional bins Percentage of households dispose of throw solid waste on the streets Percentage of non-residential premises dispose of throw solid waste on the streets Whether solid waste is stored at source in a segregated form If yes, Percentage of premises segregating the waste at source	Yes/No % % % % Yes/No %
	Door to Door Collection of solid waste	
	Whether door to door collection (D2D) of solid waste is being done in the city/town	Yes/No
	if yes	
	Number of wards covered in D2D collection of waste	
	No. of households covered	
	No. of non-residential premises including commercial establishments ,hotels, restaurants educational institutions/offices etc covered	

	Percentage of residential and non-residential premises covered in door to door collection through : Motorized vehicle Containerized tricycle/handcart Other device	% % %										
	If not, method of primary collection adopted											
	Sweeping of streets											
	Length of roads, streets, lanes, bye-lanes in the city that need to be cleaned	km										
	Frequency of street sweepings and percentage of population covered	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 10%;">frequency</th> <th style="width: 15%;">Daily</th> <th style="width: 15%;">Alternate days</th> <th style="width: 15%;">Twice a week</th> <th style="width: 15%;">Occasionally</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">% of population covered</td> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>	frequency	Daily	Alternate days	Twice a week	Occasionally	% of population covered				
		frequency	Daily	Alternate days	Twice a week	Occasionally						
% of population covered												
Tools used Manual sweeping Mechanical sweeping Whether long handle broom used by sanitation workers Whether each sanitation worker is given handcart/tricycle for collection of waste Whether handcart / tricycle is containerized Whether the collection tool synchronizes with collection/ waste storage containers utilized	% % Yes/No Yes/No Yes/No Yes/No											
	Secondary Waste Storage facilities											
	No. and type of waste storage depots in the city/town Open waste storage sites Masonry bins Cement concrete cylinder bins Dhalao/covered rooms/space Covered metal/plastic containers Upto 1.1 m ³ bins 2 to 5 m ³ bins Above 5m ³ containers Bin-less city	No. Capacity in m ³										
	Bin/ population ratio											

	Waste Transportation per day Type and Number of vehicles used (pl tick or add)	No. Trips made waste transported
	Animal cart Tractors Non tipping Truck Tipping Truck Dumper Placers Refuse collectors Compactors Others JCB/loader	
	Frequency of transportation of waste	Frequency (%) of waste transported Daily Alternate day Twice a week Once a week Occasionally
	Quantity of waste transported each day	/tpd
	Percentage of total waste transported daily	%
	Waste Treatment Technologies used Whether solid waste is processed	Yes/No
	If yes, Quantity of waste processed daily Land(s) available with the local body for waste processing (in Hectares)	/tpd
	Land currently utilized for waste processing	
	Solid waste processing facilities in operation	
	Solid waste processing facilities under construction Distance of processing facilities from city/town boundary	
	Details of technologies adopted	

	Composting , vermi composting	Qty. raw material processed Qty. final product produced Qty. sold Qty. of residual waste landfilled Qty. raw material processed Qty. final product produced Qty. sold Quantity of residual waste landfilled
	Bio-methanation	Qty. raw material processed Qty. final product produced Qty. sold Quantity of residual waste landfilled
	Refuse Derived Fuel	Qty. raw material processed Qty. final product produced Qty. sold Quantity of residual waste landfilled
	Waste to Energy technology such as incineration, gasification, pyrolysis or any other technology (give detail) Co-processing	Qty. raw material processed Qty. final product produced Qty. sold Quantity of residual waste landfilled Qty. raw material processed
	Combustible waste supplied to cement plant	
	Combustible waste supplied to solid waste based power plants	
	Others	Qty.
	Solid waste disposal facilities	
	No. of dumpsites sites available with the local body	
	No. of sanitary landfill sites available with the local body Area of each such sites available for waste disposal	
	Area of land currently used for waste disposal	
	Distance of dumpsite/landfill facility from city/town	kms
	Distance from the nearest habitation	kms
	Distance from water body	kms

	Distance from state/national highway	kms
	Distance from Airport	kms
	Distance from important religious places or historical monument	kms
	Whether it falls in flood prone area	Yes/No
	Whether it falls in earthquake fault line area	Yes/No
	Quantity of waste landfilled each day	tpd
	Whether landfill site is fenced	Yes / No
	Whether Lighting facility is available on site	Yes / No
	Whether Weigh bridge facility available	Yes / No
	Vehicles and equipments used at landfill (specify)	Bulldozer, Compacters etc. available
	Manpower deployed at landfill site	Yes/No (if yes, attach details)
	Whether covering is done on daily basis	Yes/No
	If not, Frequency of covering the waste deposited at the landfill	
	Cover material used	
	Whether adequate covering material is available	Yes/No
	Provisions for gas venting provided	Yes/No, (if yes, attach technical data sheet)
	Provision for leachate collection	Yes/No, (if yes, attach technical data sheet)
10	Whether an Action Plan has been prepared for improving solid waste management practices in the city	Yes/No (if Yes attach Action Plan details)
11	What separate provisions are made for : Dairy related activities : Slaughter houses waste : C&D waste (construction debris) :	Attach details on Proposals, Steps taken, Yes/No Yes/No Yes/No
12	Details of Post Closure Plan	Attach Plan
13	How many slums are identified and whether these are provided with Solid Waste Management facilities :	Yes/ No (if Yes, attach details)
14	Give details of manpower deployed for collection including street sweeping, secondary storage, transportation, processing and disposal of waste	

15	Mention briefly, the difficulties being experienced by the local body in complying with provisions of these rules	
16	Mention briefly, if any innovative idea is implemented to tackle a problem related to solid waste, which could be replicated by other local bodies.	

Signature of Operator

Dated :

Place:

Form – IV

[see rules 15(za), 24(2)]

Format for annual report on solid waste management to be submitted by the local body

CALENDAR YEAR:	DATE OF SUBMISSION OF REPORT:

1	Name of the City/Town and State	
2	Population	
3	Area in sq. kilometers	
4	Name & Address of local body Telephone No. Fax No. E-mail:	
5	Name of officer in-charge dealing with solid waste management (SOLID WASTEM)Phone No: Fax No: E-mail:	
6	Number of households in the city/town Number of non-residential premises in the city Number of election/ administrative wards in the city/town	
7	Quantity of Solid waste (solid waste)	
	Estimated Quantity of solid waste generated in the local body area per day in metric tones	/tpd
	Quantity of solid waste collected per day	/tpd

	Per capita waste collected per day	/gm/day
	Quantity of solid waste processed	/tpd
	Quantity of solid waste disposed at dumpsite/ landfill	/tpd
8	Status of Solid Waste Management service	
	Segregation and storage of waste at source Whether SOLID WASTE is stored at source in domestic/commercial/ institutional bins, If yes, Percentage of households practice storage of waste at source in domestic bins Percentage of non-residential premises practice storage of waste at source in commercial /institutional bins Percentage of households dispose or throw solid waste on the streets Percentage of non-residential premises dispose of throw solid waste on the streets Whether solid waste is stored at source in a segregated form, If yes, Percentage of premises segregating the waste at source	Yes/No % % % % Yes/No %
	Door to Door Collection of solid waste	
	Whether door to door collection (D2D) of solid waste is being done in the city/town	Yes/No
	if yes	
	Number of wards covered in D2D collection of waste	
	No. of households covered	
	No. of non-residential premises including commercial establishments ,hotels, restaurants educational institutions/ offices etc covered	
	Percentage of residential and non-residential premises covered in door to door collection through : Motorized vehicle Containerized tricycle/handcart Other device	% % %
	If not, method of primary collection adopted	
	Sweeping of streets	
	Length of roads, streets, lanes, bye-lanes in the city that need to be cleaned	km

	Frequency of street sweepings and percentage of population covered	frequency	Daily	Alternate days	Twice a week	Occasionally
	% of population covered Tools used Manual sweeping Mechanical sweeping Whether long handle broom used by sanitation workers Whether each sanitation worker is given handcart/tricycle for collection of waste Whether handcart / tricycle is containerized Whether the collection tool synchronizes with collection/ waste storage containers utilized			% % Yes/No Yes/No Yes/No Yes/No		
	Secondary Waste Storage facilities					
	No. and type of waste storage depots in the city/town Open waste storage sites Masonry bins Cement concrete cylinder bins Dhalao/covered rooms/space Covered metal/plastic containers Upto 1.1 m ³ bins 2 to 5 m ³ bins Above 5m ³ containers Bin-less city	No.	Capacity in m ³			
	Bin/ population ratio Ward wise details of waste storage depots (attach) : Ward No: Area: Population: No. of bins placed Total volume of bins placed					
	Total storage capacity of waste storage facilities in cubic meters					
	Total waste actually stored at the waste storage depots daily					

	Give frequency of collection of waste from the depots Number of bins cleared	Frequency	No. of bins
		Daily Alternate day Twice a week Once a week Occasionally	
	Whether storage depots have facility for storage of segregated waste in green, blue and black bins	Yes/ No (if yes, add details) No. of green bins: No. of blue bins: No. of black bins:	
	Whether lifting of solid waste from storage depots is manual or mechanical. Give percentage (%) of Manual Lifting of solid waste (%) of Mechanical lifting	% %	
	If mechanical – specify the method used	front-end loaders/ Top loaders	
	Whether solid waste is lifted from door to door and transported to treatment plant directly in a segregated form	Yes/ No (if yes, specify)	
	Waste transportation per day Type and Number of vehicles used	No. Trips made waste transported	
	Animal cart Tractors Non tipping Truck Tipping Truck Dumper Placers Refuse collectors Compactors Others JCB/loader		

Frequency of transportation of waste	Frequency (%) of waste transported Daily Alternate day Twice a week Once a week Occasionally
Quantity of waste transported each day	/tpd
Percentage of total waste transported daily	%
Waste Treatment Technologies used	
Whether solid waste is processed	Yes/No
If yes, Quantity of waste processed daily	/tpd
Whether treatment is done by local body or through an agency	
Land(s) available with the local body for waste processing (in Hectares)	
Land currently utilized for waste processing	
Solid waste processing facilities in operation	
Solid waste processing facilities under construction	
Distance of processing facilities from city/town boundary	
Details of technologies adopted	
Composting ,	Qty. raw material processed Qty. final product produced Qty. sold Quantity of residual waste landfilled
Vermi composting	Qty. raw material processed Qty. final product produced Qty. sold Quantity of residual waste landfilled
Bio-methanation	Qty. raw material processed Qty. final product produced Qty. sold Quantity of residual waste landfilled

Refuse Derived Fuel	Qty. raw material processed Qty. final product produced Qty. sold Quantity of residual waste landfilled
Waste to Energy technology such as incineration, gasification, pyrolysis or any other technology (give detail)	Qty. raw material processed Qty. final product produced Qty. sold Quantity of residual waste landfilled
Co-processing	Qty. raw material processed
Combustible waste supplied to cement plant	
Combustible waste supplied to solid waste based power plants	
Others	Qty.
Solid waste disposal facilities	
No. of dumpsites sites available with the local body	
No. of sanitary landfill sites available with the local body	
Area of each such sites available for waste disposal	
Area of land currently used for waste disposal	
Distance of dumpsite/landfill facility from city/town	kms
Distance from the nearest habitation	kms
Distance from water body	kms
Distance from state/national highway	kms
Distance from Airport	kms
Distance from important religious places or historical monument	kms
Whether it falls in flood prone area	Yes/No
Whether it falls in earthquake fault line area	Yes/No
Quantity of waste landfilled each day	tpd
Whether landfill site is fenced	Yes / No
Whether Lighting facility is available on site	Yes / No

	Whether Weigh bridge facility available	Yes / No
	Vehicles and equipments used at landfill (specify)	Bulldozer, Compacters etc. available
	Manpower deployed at landfill site	Yes/No (if yes, attach details)
	Whether covering is done on daily basis	Yes/No
	If not, Frequency of covering the waste deposited at the landfill	
	Cover material used	
	Whether adequate covering material is available	Yes/No
	Provisions for gas venting provided	Yes/No (if yes, attach technical data sheet)
	Provision for leachate collection	Yes/No (if yes, attach technical data sheet)
9	Whether an Action Plan has been prepared for improving solid waste management practices in the city	Yes/No (if Yes attach Action Plan details)
10	What separate provisions are made for : Dairy related activities : Slaughter houses waste : C&D waste (construction debris) :	Attach details on Proposals,Steps taken, Yes/No Yes/No Yes/No
11	Details of Post Closure Plan	Attach Plan
12	How many slums are identified and whether these are provided with Solid Waste Management facilities :	Yes/ No (if Yes, attach details)
13	Give details of: Local body's own manpower deployed for collection including street sweeping, secondary storage, transportation, processing and disposal of waste	
14	Give details of: Contractor/ concessionaire's manpower deployed for collection including street sweeping, secondary storage, transportation, processing and disposal of waste	
15	Mention briefly, the difficulties being experienced by the local body in complying with provisions of these rules	

16	Mention briefly, if any innovative idea is implemented to tackle a problem related to solid waste, which could be replicated by other local bodies	
----	--	--

Signature of CEO/Municipal Commissioner/
Executive Officer/Chief Officer

Date:

Place:

Form – V

[see rule 24(3)]

Format of annual report to be submitted by the state pollution control board or pollution control committee committees to the central pollution control board

PART A

To,

The Chairman
Central Pollution Control Board
Parivesh Bhawan, East Arjun Nagar
DELHI- 110 0032

1.	Name of the State/Union territory	:	
2.	Name & address of the State Pollution Control	:	
3.	Number of local bodies responsible for management of solid waste in the State/Union territory under these rules	:	
4.	No. of authorisation application Received	:	
5.	A Summary Statement on progress made by local body: in respect of solid waste management	:	Please attach as Annexure-I
6.	A Summary Statement on progress made by local bodies: in respect of waste collection, segregation, transportation and disposal	:	Please attach as Annexure-II
7.	A summary statement on progress made by local bodies: in respect of implementation of Schedule II	:	Please attach as Annexure-III

Date:	Chairman or the Member Secretary State Pollution Control Board/ Pollution Control Committee
Place:	

PART B**Towns/cities**

Total number of towns/cities

Total number of ULBs

Number of class I & class II cities/towns

Authorisation status (names/number)

Number of applications received

Number of authorisations granted

Authorisations under scrutiny

SOLID WASTE Generation status

Solid waste generation in the state (TPD)

collected

treated

landfilled

Compliance to Schedule I of SW Rules (Number/names of towns/capacity)

Good practices in cities/towns

House-to-house collection

Segregation

Storage

Covered transportation

Processing of SW (Number/names of towns/capacity)

Solid Waste processing facilities setup:

Sl. No.	Composting	Vermi-composting	Biogas	RDF/Pelletization

Processing facility operational:

Sl. No.	Composting	Vermi-composting	Biogas	RDF/Pelletization

Processing facility under installation/planned:

Sl. No.	Composting	Vermi-composting	Biogas	RDF/Pelletisation

Waste-to-Energy Plants: (Number/names of towns/capacity)

Sl. No.	Plant Location	Status of operation	Power generation (MW)	Remarks

Disposal of solid waste (number/names of towns/capacity):

Landfill sites identified

Landfill constructed

Landfill under construction

Landfill in operation

Landfill exhausted

Landfilled capped

Solid Waste Dumpsites (number/names of towns/capacity):

Total number of existing dumpsites

Dumpsites reclaimed/capped

Dumpsites converted to sanitary landfill

Monitoring at Waste processing/Landfills sites

Sl. No.	Name of facilities	Ambient air	Groundwater	Leachate quality	Compost quality	VOCs
1.						
2.						
3.						

Status of Action Plan prepared by Municipalities

Total number of municipalities:

Number of Action Plan submitted:

Form – VI

[see rule 25]

Accident Reporting

1.	Date and time of accident	:	
2.	Sequence of events leading to accident	:	
3.	The waste involved in accident	:	

4.	Assessment of the effects of the accidents on human health: and the environment	:	
5.	Emergency measures taken	:	
6.	Steps taken to alleviate the effects of accidents	:	
7.	Steps taken to prevent the recurrence of such an accident	:	
Date:		Signature:.....	
Place:		Designation:	

[F. No. 18-3/2004-HSMD]
BISHWANATH SINHA, Jt. Secy.

[Published In the Gazette of India, Part-II, Section-3, Sub-section (ii)]

Ministry of Environment, Forest and Climate Change

NOTIFICATION

New Delhi, the 29th March, 2016

G.S.R. 317(E).-Whereas the Municipal Solid Wastes (Management and Handling) Rules, 2000 published vide notification number S.O. 908(E), dated the 25th September, 2000 by the Government of India in the erstwhile Ministry of Environment and Forests, provided a regulatory frame work for management of Municipal Solid Waste generated in the urban area of the country;

And whereas, to make these rules more effective and to improve the collection, segregation, recycling, treatment and disposal of solid waste in an environmentally sound manner, the Central Government reviewed the existing rules and it was considered necessary to revise the existing rules with a emphasis on the roles and accountability of waste generators and various stakeholders, give thrust to segregation, recovery, reuse, recycle at source, address in detail the management of construction and demolition waste.

And whereas, the draft rules, namely, the Solid Waste Management Rules, 2015 with a separate chapter on construction and demolition waste were published by the Central Government in the Ministry of Environment, Forest and Climate Change vide G.S.R. 451 (E), dated the 3rd June, 2015 inviting objections or suggestions from the public within sixty days from the date of publication of the said notification;

And Whereas, the objections or suggestions received within the stipulated period were duly considered by the Central Government;

Now, therefore, in exercise of the powers conferred by sections 6, 25 of the Environment (Protection) Act, 1986 (29 of 1986), and in supersession of the Municipal Solid Wastes (Management and Handling) Rules, 2000, except as respect things done or omitted to be done before such supersession, the Central Government hereby notifies the following rules for Management of Construction and Demolition Waste –

1. Short title and commencement.-(1) These rules shall be called the Construction and Demolition Waste Management Rules, 2016.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Application.-The rules shall apply to every waste resulting from construction, re-modeling, repair and demolition of any civil structure of individual or organisation or authority who generates construction and demolition waste such as building materials, debris, rubble.

3. Definitions –(1) In these rules, unless the context otherwise requires,-

(a) “ ACT’ means the Environment (Protection) Act, 1986 (29 of 1986);

(b) "construction" means the process of erecting of building or built facility or other structure, or

building of infrastructure including alteration in these entities,;

- (c) **"construction and demolition waste"** means the waste comprising of building materials, debris and rubble resulting from construction, re-modeling, repair and demolition of any civil structure;
- (d) **"de-construction"** means a planned selective demolition in which salvage, re-use and recycling of the demolished structure is maximized;
- (e) **"demolition"** means breaking down or tearing down buildings and other structures either manually or using mechanical force (by various equipment) or by implosion using explosives.
- (f) **"form"** means a Form annexed to these rules;
- (g) **"local authority"** means an urban local authority with different nomenclature such as municipal corporation, municipality, nagarpalika, nagarnigam, nagarpanchayat, municipal council including notified area committee and not limited to or any other local authority constituted under the relevant statutes such as gram panchayat, where the management of construction and demolition waste is entrusted to such agency;
- (h) **"schedule"** means a schedule annexed to these rules;
- (i) **"service provider"** means authorities who provide services like water, sewerage, electricity, telephone, roads, drainage etc. often generate construction and demolition waste during their activities, which includes excavation, demolition and civil work;
- (j) **"waste generator"** means any person or association of persons or institution, residential and commercial establishments including Indian Railways, Airport, Port and Harbour and Defence establishments who undertakes construction of or demolition of any civil structure which generate construction and demolition waste.

(2) Words and expressions used but not defined herein shall have the same meaning defined in the ACT.

(4) Duties of the waste generator -

(1) Every waste generator shall prima-facie be responsible for collection, segregation of concrete, soil and others and storage of construction and demolition waste generated, as directed or notified by the concerned local authority in consonance with these rules.

(2) The generator shall ensure that other waste (such as solid waste) does not get mixed with this waste and is stored and disposed separately.

(3) Waste generators who generate more than 20 tons or more in one day or 300 tons per project in a month shall segregate the waste into four streams such as concrete, soil, steel, wood and plastics, bricks and mortar and shall submit waste management plan and get appropriate approvals from the local authority before starting construction or demolition or remodeling work and keep the concerned

authorities informed regarding the relevant activities from the planning stage to the implementation stage and this should be on project to project basis.

(4) Every waste generator shall keep the construction and demolition waste within the premise or get the waste deposited at collection centre so made by the local body or handover it to the authorised processing facilities of construction and demolition waste; and ensure that there is no littering or deposition of construction and demolition waste so as to prevent obstruction to the traffic or the public or drains.

(5) Every waste generator shall pay relevant charges for collection, transportation, processing and disposal as notified by the concerned authorities; Waste generators who generate more than 20 tons or more in one day or 300 tons per project in a month shall have to pay for the processing and disposal of construction and demolition waste generated by them, apart from the payment for storage, collection and transportation. The rate shall be fixed by the concerned local authority or any other authority designated by the State Government.

(5) Duties of service provider and their contractors -

(1) The service providers shall prepare within six months from the date of notification of these rules, a comprehensive waste management plan covering segregation, storage, collection, reuse, recycling, transportation and disposal of construction and demolition waste generated within their jurisdiction.

(2) The service providers shall remove all construction and demolition waste and clean the area every day, if possible, or depending upon the duration of the work, the quantity and type of waste generated, appropriate storage and collection, a reasonable timeframe shall be worked out in consultation with the concerned local authority.

(3) In case of the service providers have no logistics support to carry out the work specified in sub-rules (1) and (2) , they shall tie up with the authorised agencies for removal of construction and demolition waste and pay the relevant charges as notified by the local authority.

(6) Duties of local authority-The local authority shall,-

(1) issue detailed directions with regard to proper management of construction and demolition waste within its jurisdiction in accordance with the provisions of these rules and the local authority shall seek detailed plan or undertaking as applicable, from generator of construction and demolition waste;

(2) chalk out stages, methodology and equipment, material involved in the overall activity and final clean up after completion of the construction and demolition ;

(3c) seek assistance from concerned authorities for safe disposal of construction and demolition waste contaminated with industrial hazardous or toxic material or nuclear waste if any;

(4) shall make arrangements and place appropriate containers for collection of waste and shall remove at regular intervals or when they are filled, either through own resources or by appointing private operators;

- (5) shall get the collected waste transported to appropriate sites for processing and disposal either through own resources or by appointing private operators;
- (6) shall give appropriate incentives to generator for salvaging, processing and or recycling preferably in-situ;
- (7) shall examine and sanction the waste management plan of the generators within a period of one month or from the date of approval of building plan, whichever is earlier from the date of its submission;
- (8) shall keep track of the generation of construction and demolition waste within its jurisdiction and establish a data base and update once in a year;
- (9) shall device appropriate measures in consultation with expert institutions for management of construction and demolition waste generated including processing facility and for using the recycled products in the best possible manner;
- (10) shall create a sustained system of information, education and communication for construction and demolition waste through collaboration with expert institutions and civil societies and also disseminate through their own website;
- (11) shall make provision for giving incentives for use of material made out of construction and demolition waste in the construction activity including in non-structural concrete, paving blocks, lower layers of road pavements, colony and rural roads.

(7) Criteria for storage, processing or recycling facilities for construction and demolition waste and application of construction and demolition waste and its products-

- (1) The site for storage and processing or recycling facilities for construction and demolition waste shall be selected as per the criteria given in **Schedule I**;
- (2) The operator of the facility as specified in sub- rules (1) shall apply in **Form I** for authorization from State Pollution Control Board or Pollution Control Committee.
- (3) The operator of the facility shall submit the annual report to the State Pollution Control Board in **Form II**.
- (3) Application of materials made from construction and demolition waste in operation of sanitary landfill shall be as per the criteria given in **Schedule II**.

(8) Duties of State Pollution Control Board or Pollution Control Committee-

- (1) State Pollution Control Board or Pollution Control Committee shall monitor the implementation of these rules by the concerned local bodies and the competent authorities and the annual report shall be sent to the Central Pollution Control Board and the State Government or Union Territory or any other State level nodal agency identified by the State Government or Union Territory administration for generating State level comprehensive data. Such reports shall also contain the comments and suggestions of the State Pollution Control Board or Pollution Control Committee with respect to any comments or changes required;

(2) State Pollution Control Board or Pollution Control Committee shall grant authorization to construction and demolition waste processing facility in **Form-III** as specified under these rules after examining the application received in **Form I**;

(3) State Pollution Control Board or Pollution Control Committee shall prepare annual report in **Form IV** with special emphasis on the implementation status of compliance of these rules and forward report to Central Pollution Control Board before the 31st July for each financial year.

(9) Duties of State Government or Union Territory Administration-

(1) The Secretary in-charge of development in the State Government or Union territory administration shall prepare their policy document with respect to management of construction and demolition of waste in accordance with the provisions of these rules within one year from date of final notification of these rules.

(2) The concerned department in the State Government dealing with land shall be responsible for providing suitable sites for setting up of the storage, processing and recycling facilities for construction and demolition waste.

(3) The Town and Country planning Department shall incorporate the site in the approved land use plan so that there is no disturbance to the processing facility on a long term basis.

(4) Procurement of materials made from construction and demolition waste shall be made mandatory to a certain percentage (say 10-20%) in municipal and Government contracts subject to strict quality control.

(10) Duties of the Central Pollution Control Board - (1) The Central Pollution Control Board shall,-

(a) prepare operational guidelines related to environmental management of construction and demolition waste management;

(b) analyze and collate the data received from the State Pollution Control Boards or Pollution Control Committee to review these rules from time to time;

(c) coordinate with all the State Pollution Control Board and Pollution Control Committees for any matter related to development of environmental standards;

(d) forward annual compliance report to Central Government before the 30th August for each financial year based on reports given by State Pollution Control Boards of Pollution Control Committees.

(11) Duties of Bureau of Indian Standards and Indian Roads Congress -The Bureau of Indian Standards and Indian Roads Congress shall be responsible for preparation of code of practices and standards for use of recycled materials and products of construction and demolition waste in respect of construction activities and the role of Indian Road Congress shall be specific to the standards and practices pertaining to construction of roads.

(12) Duties of the Central Government -

- (1) The Ministry of Urban Development, and the Ministry of Rural Development, Ministry of Panchayat Raj, shall be responsible for facilitating local bodies in compliance of these rules;
- (2) The Ministry of Environment, Forest and Climate Change shall be responsible for reviewing implementation of these rules as and when required.

13. Timeframe for implementation of the provisions of these rules -The timeline for implementation of these rules shall be as specified in **Schedule III**:

14. Accident reporting by the construction and demolition waste processing facilities-In case of any accident during construction and demolition waste processing or treatment or disposal facility, the officer in charge of the facility in the local authority or the operator of the facility shall report of the accident in **Form-V** to the local authority. Local body shall review and issue instruction if any, to the in-charge of the facility.

Schedule I**Criteria for Site Selection for Storage and Processing or Recycling Facilities for construction and demolition Waste**

[See Rule 7(1)]

- (1) The concerned department in the State Government dealing with land shall be responsible for providing suitable sites for setting up of the storage, processing and recycling facilities for construction and demolition and hand over the sites to the concerned local authority for development, operation and maintenance, which shall ultimately be given to the operators by Competent Authority and wherever above Authority is not available, shall lie with the concerned local authority.
- (2) The Local authority shall co-ordinate (in consultation with Department of Urban Development of the State or the Union territory) with the concerned organizations for giving necessary approvals and clearances to the operators.
- (3) Construction and demolition waste shall be utilized in sanitary landfill for municipal solid waste of the city or region as mentioned at Schedule I of these rule. Residues from construction and demolition waste processing or recycling industries shall be land filled in the sanitary landfill for solid waste.
- (4) The processing or recycling shall be large enough to last for 20-25 years (project based on-site recycling facilities).
- (5) The processing or recycling site shall be away from habitation clusters, forest areas, water bodies, monuments, National Parks, Wetlands and places of important cultural, historical or religious interest.
- (6) A buffer zone of no development shall be maintained around solid waste processing and disposal facility, exceeding five Tonnes per day of installed capacity. This will be maintained within the

total area of the solid waste processing and disposal facility. The buffer zone shall be prescribed on case to case basis by the local authority in consultation with concerned State Pollution Control Board.

- (7) Processing or recycling site shall be fenced or hedged and provided with proper gate to monitor incoming vehicles or other modes of transportation.
- (8) The approach and or internal roads shall be concreted or paved so as to avoid generation of dust particles due to vehicular movement and shall be so designed to ensure free movement of vehicles and other machinery.
- (9) Provisions of weigh bridge to measure quantity of waste brought at landfill site, fire protection equipment and other facilities as may be required shall be provided.
- (10) Utilities such as drinking water and sanitary facilities (preferably washing/bathing facilities for workers) and lighting arrangements for easy landfill operations during night hours shall be provided and Safety provisions including health inspections of workers at landfill sites shall be carried out made.
- (11) In order to prevent pollution from processing or recycling operations, the following provisions shall be made, namely:
 - (a) Provision of storm water drains to prevent stagnation of surface water;
 - (b) Provision of paved or concreted surface in selected areas in the processing or recycling facility for minimizing dust and damage to the site.
 - (c) Prevention of noise pollution from processing and recycling plant;
 - (d) provision for treatment of effluent if any, to meet the discharge norms as per Environment (Protection) Rules, 1986.
- (12) Work Zone air quality at the Processing or Recycling site and ambient air quality at the vicinity shall be monitored.
- (13) The measurement of ambient noise shall be done at the interface of the facility with the surrounding area, i.e., at plant boundary.
- (14) The following projects shall be exempted from the norms of pollution from dust and noise as mentioned above:

For construction work, where at least 80 percent construction and demolition waste is recycled or reused in-situ and sufficient buffer area is available to protect the surrounding habitation from any adverse impact.
- (15) A vegetative boundary shall be made around Processing or Recycling plant or site to strengthen the buffer zone.

Schedule II

Application of materials made from construction and demolition waste and its products.

[See Rule 7(3)]

Sl. No.	Parameters	Compliance Criteria
1	<p>Drainage layer in leachate collection system at bottom of Sanitary Landfill Gas Collection Layer above the waste at top of Sanitary Landfill and Drainage Layer in top Cover System above Gas Collection Layer of Sanitary Landfill For capping of sanitary landfill or dumpsite, drainage layer at the top</p>	<p>Only crushed and graded hard material (stone, concrete etc.) shall be used having coarse sand size graded material (2mm – 4.75mm standard sieve size). Since the coarse sand particles will be angular in shape (and not rounded as for riverbed sand), protection layers of non-woven geo-textiles may be provided, wherever required, to prevent puncturing of adjacent layers or components.</p>
2	Daily cover	<p>Fines from construction and demolition processed waste having size up to 2 mm shall be used for daily cover over the fresh waste.</p> <p>Use of construction and demolition fines as landfill cover shall be mandatory where such material is available. Fresh soil (sweet earth) shall not be used for such places and borrow-pits shall not be allowed. Exception – soil excavated during construction of the same landfill. During hot windy days in summer months, some fugitive dust problems may arise. These can be minimised by mixing with local soil wherever available for limited period.</p>
3	Civil construction in a sanitary landfill	Non-structural applications, such as kerb stones, drain covers, paving blocks in pedestrian areas.

Schedule III
Timeframe for Planning and Implementation
 [See Rule 13]

Sl. No.	Compliance Criteria	Cities with population of 01 million and above	Cities with population of 0.5-01 million	Cities with population of less than 0.5 million
1	Formulation of policy by State Government	12 months	12 months	12 months
2	Identification of sites for collection and processing facility	18 months	18 months	18 months
3	Commissioning and implementation of the facility	18 months	24 months	36 months
4	Monitoring by SPCBs	3 times a year – once in 4 months	2 times a year – once in 6 months	2 times a year – once in 6 months

**The time Schedule is effective from the date of notification of these rules.*

FORM – I
 See [Rule 7 (2)]
Application for obtaining authorisation

To,
 The Member Secretary

_____ Name of the local authority or Name of the agency :
 appointed by the municipal authority

Correspondence address Telephone No. Fax No.	
Nodal Officer and designation (Officer authorized by the competent authority or agency responsible for operation of processing or recycling or disposal facility)	
Authorisation applied for (Please tick mark)	Setting up of processing or recycling facility of construction and demolition waste
Detailed proposal of construction and demolition waste processing or recycling facility to include the following Location of site approved and allotted by the Competent Authority. Average quantity (in tons per day) and composition of construction and demolition waste to be handled	

<p>at the specific site.</p> <p>Details of construction and demolition waste processing or recycling technology to be used.</p> <p>Quantity of construction and demolition waste to be processed per day.</p> <p>Site clearance from Prescribed Authority.</p> <p>Salient points of agreement between competent authority or local authority and operating agency (attach relevant document).</p> <p>Plan for utilization of recycled product.</p> <p>Expected amount of process rejects and plan for its disposal (e.g., sanitary landfill for solid waste).</p> <p>Measures to be taken for prevention and control of environmental pollution.</p> <p>Investment on project and expected returns.</p> <p>Measures to be taken for safety of workers working in the processing or recycling plant.</p> <p>Any preventive plan for accident during the collection, transportation and treatment including processing and recycling should be informed to the Competent Authority (Local Authority) or Prescribed Authority</p>	
Date:	Signature of Nodal Officer

Form-II

See [Rule (7) (3)]

Format for Issue of Authorisation to the Operator

File No.: _____

Date : _____

To,

Ref : Your application number _____ Dt.

The _____ State Pollution Control Board or Pollution Control Committee after examining the proposal hereby authorizes _____ having their administrative office at _____ to set up and operate construction and demolition waste processing facility at _____ on the terms and conditions (including the standards to comply) attached to this authorisation letter.

1. The validity of this authorisation is till _____. After expiry of the validity period, renewal of authorisation is to be sought.

2. The _____ State Pollution Control Board or Pollution Control Committee may, at any time, for justifiable reason, revoke any of the conditions applicable under the authorisation and shall communicate the same in writing.

3. Any violation of the provision of the construction and demolition Waste Management Rules, 2016 shall attract the penal provision of the Environment (Protection) Act, 1986 (29 of 1986).

Date:

(Member Secretary)

Place:

**State Pollution Control Board/
Pollution Control Committee**

Form –III

See [Rule 8(2)]

Format of Annual Report to be submitted by Local Authority to the State Pollution Control Board

- (i) Name of the City or Town.....
- (ii) Population.....
- (iii) Name and address of local authority or competent authority

Telephone No :

Fax :

Email ID:

Website:

- (iv) Name of In-charge or Nodal Officer dealing with construction and demolition wastes management with designation

1. Quantity and composition of construction and demolition waste including any deconstruction waste

- (a) Total quantity of construction and demolition waste generated during the whole year in metric ton

Any figures for lean period and peak period generation per day

Average generation of construction and demolition waste (TPD)

Total quantity of construction and demolition waste collected per day

Any Processing / Recycling Facility set up in the city

Status of the facility

- (b) Total quantity of construction and demolition waste processed / recycled (in metric ton)

Non-structural concrete aggregate :

Manufactured sand :

Ready-mix concrete (RMC) :

Paving blocks :

GSB :

Others, if any, please specify :

(c) Total quantity of Construction & Demolition waste disposed by land filling without processing (last option) or filling low lying areas

No of landfill sites used :
 Area used :
 Whether weigh-bridge : Yes No
 facility used for quantity estimation?

(d) Whether construction and demolition waste used in sanitary landfill (for solid waste) as per Schedule III : Yes No

2. Storage facilities

(a) Area or location or plot or societies covered for collection of Construction and Demolition waste

(b) No. of large Projects (including roadways project) covered

(c) Whether Area or location or plot or societies collection is Practiced (if yes, whether done by Competent Authority or Local Authority or through Private Agency or Non-Governmental Organization) :

(d) Storage Bins : -----

Specifications (Shape & Size)	Existing Number	Proposed for future
----------------------------------	--------------------	------------------------

(i) Containers or receptacle (Capacity) :
 (ii) Others, please specify :

(e) Whether all storage bins/collection spots are attended for daily lifting : Yes No

(e) Whether lifting of Construction & Demolition Waste from Storage bins is manual or mechanical (please tick mark) please specify mode : Manual Mechanical Others, and equipment used (specify equipment)

3. Transportation

 Existing Actually Required/Proposed number

Truck :
 Truck-Hydraulic :
 Tractor-Trailer :
 Dumper-placers :
 Tricycle :

Refuse-collector :
Others (Please specify) :

4. Whether any proposal has been made to improve Construction and Demolition waste management practices

**5. Have any efforts been made to involve PPP for processing of Construction & Demolition waste :
If yes, what is (are) the technologies being used, such as:**

Processing / recycling Technology	(Quantity to be processed)	Steps taken
Dry Process	:	
Wet Process	:	
Others, if any, Please specify	:	

6. What provisions are available to check unauthorized operations of:

Encroachment on river bank or wet bodies :
Unauthorized filling of low line areas :
Mixing with solid waste :
Encroachment in Parks, Footpaths etc. :

7. How many slums are provided with construction and demolition waste receptacles facilities:

8. Are municipal magistrates appointed

for taking penal action for non-compliance with these rules: Yes No

[If yes, how many cases registered & settled during last three years (give year wise details)]

Dated:
Commissioner

Signature of Municipal

Form -IV

See [Rule (8)(3)]

**Format of Annual Report to be submitted by the State Pollution Control Board / Committees to the
Central Pollution Control Board**

To,

The Chairman,
Central Pollution Control Board,
PariveshBhawan, East Arjun Nagar,
Delhi-110032

1. Name of the State/Union territory :
2. Name & address of the State
Pollution Control Board/Pollution
Control Committee :
3. Number of municipal authorities
responsible for management of municipal
solid wastes in the State/Union territory
under these rules :
4. A Summary Statement on progress made
by municipal authorities in respect of
implementation of **Schedule III]** : Please attach as Annexure-I
5. A Summary Statement on progress made by
municipal authorities in respect of
implementation of **Schedule IV** : Please attach as Annexure-II

Date:

Chairman or the Member Secretary

Place:

**State Pollution Control Board/
Pollution Control Committee**

Form –V
See [Rule14]
Accident reporting

1. Date and time of accident :
2. Sequence of events leading to accident :
3. The type of construction and demolition waste involved in accident :
4. Assessment of the effects of the accidents
a. on traffic, drainage system and the environment :
5. Emergency measures taken :
6. Steps taken to alleviate the effects
a. of accidents :
7. Steps taken to prevent the recurrence
a. of such an accident :
8. Regular monthly health checkup of workers at

- a. Processing / recycling site shall be made
9. Any accident during the collection,
- a. transportation and treatment including
 - b. processing and recycling should be informed
 - c. to the Competent Authority (Local Authority) or
 - d. Prescribed Authority

Date :

Place:

Authorized Signatory

Designation

[18-6/2014-HSMD]

Bishwanath Sinha, Joint Secretary

**GUIDELINES ON
ENVIRONMENTAL MANAGEMENT OF
CONSTRUCTION & DEMOLITION (C & D)
WASTES**

**(Prepared in compliance of Rule 10 sub-rule 1(a) of C & D Waste
Management Rules, 2016)**



MARCH 2017



CENTRAL POLLUTION CONTROL BOARD

(Ministry of Environment, Forests & Climate Change)

GUIDELINES ON ENVIRONMENTAL MANAGEMENT OF C & D WASTES

(Prepared in compliance of Rule 10 sub-rule 1(a) of C & D Waste
Management Rules, 2016)

MARCH 2017



CENTRAL POLLUTION CONTROL BOARD

(Ministry of Environment, Forests & Climate Change)



Foreword

The Swachh Bharat Mission (MoUD) envisages processing of 100% solid waste generated in cities / towns by 2nd October 2019 as a key objective, which includes Construction and Demolition (C&D) wastes.

In course of preparation of these Guidelines it was noted that there are uncertainties in estimating the quantum of C&D waste generation, this can be attributed to several reasons like different methods adopted to estimate quantum of C&D waste generated, varying pace of developmental activities in cities, re-development of cities due to rapid urbanisation wherein demolition activities become necessary. Literature survey also indicated that the quantum and composition of C&D waste is project specific. It is also learnt that in the past Guidelines on C&D wastes have been brought out by CPWD under Guidelines for Sustainable Habitat - PART IV: Guidelines on reuse and recycling of Construction and Demolition (C&D) Waste (March 2014)' and also by Building Materials and Technology Promotion Council (BMTPC) titled "Guidelines for utilization of C&D waste in construction of dwelling units and related infrastructure in housing schemes of the Government (year 2016)".

CPCB has brought '**Guidelines on Environmental Management of C & D Wastes**' in compliance of Rule 10 sub-rule 1(a) of the C&D Waste Management Rules, 2016 and has attempted to address the issues pertaining to abatement of adverse environmental impacts arising from C&D waste management activities. These issues were not discussed in the Guidelines prepared by CPWD & BMTPC.

The guidance from expert members of 'Committee for implementation of C&D Waste Management Rules 2016' and feedback on the draft Guidelines on the website of CPCB are acknowledged. Unlike other rules addressing various key urban wastes such as MSW, plastic wastes, BMW, the Construction and Demolition (C&D) Waste Management Rules, 2016 are NEW rules that were notified on 29th March, 2016 by MoEF&CC. These Guidelines are expected to be helpful to all stakeholders and to academic institutions in carrying out further research on the subject.

(S. P. SINGH PARIHAR)

March 2017



ACKNOWLEDGEMENTS

‘Committee for implementation of C & D Waste Management Rules 2016’

Member Secretary, CPCB	Dr. A.B. Akolkar
MoEF&CC	Amardeep Raju
CSIR-CRRI	Dr. Sudhir Mathur
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BIS	Divya. S
MCD–Delhi (Urban Local Body)	Pradeep Khandelwal
BMTPC	J.K. Prasad
IL&FS Environment	Arun Kumar Sharma
NCB, Ballabgarh	Amit Trivedi
Indian Road Congress	D. Sam Singh Nayagam
Urban Pollution Control Division (UPCD), CPCB	Mita Sharma, Sct. ‘E’

Supported by	K.N. Dash, Sct. ‘C’
	Dr. Kanika Sharma, RA

Note: All photographs are taken from internet

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SECTION I

Objective and Scope

1. Urban waste management

Safe and cost-effective management of solid wastes (SW) is a significant environmental challenge for modern society. Rapid urbanization is changing the nature of solid waste management from a low priority, localized issue to a pervasive social and environmental problem with risks to public health and environment. Inadequately managed waste disposal has the potential to affect the health and environment. Management wastes need to incorporate the principles of waste minimization and recycling and work towards an integrated processing & disposal facility such that it is both effective & sustainable. In most urban wastes ex. Municipal Solid Waste (MSW), Biomedical Waste (BMW) or Construction & Demolition (C & D) Wastes - management of solid waste is required at all stages from waste generation to the final disposal.

A general approach to an integrated solid waste management plan would comprise of the following:

- i. understanding the various waste management practices
- ii. identifying waste management needs
- iii. setting targets for actions required
- iv. identifying budget requirements
- v. identifying & coordinating with the stakeholders to achieve the targets
- vi. arriving at a rational basis for setting up a waste processing / disposal facility
- vii. Harnessing right tools for mass awareness

2. Swachh Bharat Mission

The Swachh Bharat Mission (under MoUD) envisages processing of 100% solid waste generated in cities / towns by 2nd October, 2019 as a key objective, which includes C & D wastes. Ministry of Urban Development (MoUD) vide its circular dated 28th June, 2012 stated all states to set up C & D waste recycling facilities in all cities with population of over 1 million.

3. C & D Waste Management Rules, 2016 - Notification

Unlike other rules addressing various key urban wastes such as MSW, plastic wastes, BMW, the Construction and Demolition (C & D) Waste Management

Rules, 2016 are NEW rules that were notified on 29th March, 2016 by the Ministry of Environment, Forest and Climate Change (MoEF&CC).

4. C & D waste – definition, applicability and waste generating activities

As per Rule 3 (c) "construction and demolition waste" means *waste comprising of building materials, debris and rubble resulting from construction, re-modeling, repair and demolition of any civil structure.*

The rules shall apply to every waste resulting from construction, re-modeling, repair and demolition of any civil structure of individual or organization or authority who generates construction and demolition waste such as building materials, debris, rubble. Wastes also include surplus and damaged products and materials arising in the course of construction work or used temporarily during the course of on-site activities.

Under Rule 3, the following definitions have been provided:

- a. Subrule (b) "**construction**" means the process of erecting of building or built facility or other structure, or building of infrastructure including alteration in these entities;
- b. Subrule (d) "**de-construction**" means a planned selective demolition in which salvage, re-use and recycling of the demolished structure is maximized;
- c. Subrule (e) "**demolition**" means breaking down or tearing down buildings and other structures either manually or using mechanical force (by various equipment) or by implosion using explosives.

Activities which generate C & D waste in cities / towns are mainly from:

- i. Demolition of existing, old dilapidated structures;
- ii. Renovation of existing buildings (residential or commercial);
- iii. Construction of new buildings (residential or commercial or hotel etc.);
- iv. Excavation/ reconstruction of asphalt/ concrete roads;
- v. Construction of new fly over bridges/ under bridges/ sub-ways etc.; and
- vi. Renovation/ Installation of new water/ telephone/ internet/ sewer pipe lines etc.
- vii. Present collection and disposal system.

5. Objectives and scope of the Guidelines

Rule 10 sub-rule 1(a) of C & D Waste Management Rules, 2016 gives the Duties of the Central Pollution Control Board (CPCB) which is as follows: to *'prepare operational GUIDELINES related to environmental management of construction and demolition (C & D) waste management'*.

In complying with the above Rule, the Guidelines have been prepared to:

- a. promote an integrated approach, whereby environmental management of construction and demolition waste is given due consideration throughout the duration of the project;
- b. approach towards reduction of environmental impacts.

The guidelines recommends pollution mitigation measures in operation of C & D dump sites / waste processing facilities. Though guidelines focus mainly on facilities generating more than 20 tons or more in one day or 300 tons per project in a month of installed capacity (bulk generators) in cities / towns however, the mitigation measures suggested can be scaled after consultation with the concerned department in the state government. The reference to 'operators' in these Guidelines imply operators of bulk C & D waste management / waste recycling / processing facilities.

Figure 1.1: Indiscriminate dumping of C & D wastes along roadsides



SECTION II

Quantum & Composition of C & D Waste Generation

1. Definition of C & D waste generator and bulk generators

As per Rule 3 (j) **“waste generator”** means *any person or association of persons or institution, residential and commercial establishments including Indian Railways, Airport, Port and Harbour and Defence establishments who undertakes construction of or demolition of any civil structure which generate construction and demolition waste.*

Under the Rules w.r.t. quantum of waste generation addresses those sources generating more than 20 tons or more in one day or 300 tons per project in a month of installed capacity.

2. Uncertainty in quantum of generation of C & D wastes

During preparation of these Guidelines it was noted that there are uncertainties in estimating the quantum of C & D waste generation, this can be attributed to several reasons like different methods adopted to estimate quantum of C & D waste generated, varying pace of developmental activities in cities, re-development of cities due to rapid urbanization wherein demolition activities become necessary. Literature survey also indicated that the quantum and composition of C & D waste is project specific. It has been reported that the above quantum of C & D waste generation vary. However, it is estimated to account for approx. 25 - 30 percent of total solid waste generated. Some estimations of C & D wastes are provided below:

From MoUD:

- a. 10 MT -15 MT (MT – million tonnes) per year by MoUD (2000);
- b. Approximately 25-30 million tonnes of C & D wastes is generated annually in India of which 5% is processed
- c. The amount of C & D wastes in India has been estimated to be 10 - 12 million tonnes annually and the proportion of concrete estimated as 23 to 35% of total waste. Considering 30% percent of C & D wastes of 12 million tonnes as concrete, and 50% of the concrete as coarse aggregate, the total available recycled concrete aggregate (RCA) in India is of the order of 1.8 million tonnes annually.

The quantum of generation of C & D waste estimates available from other sources are summarized below:

- 12 MT - 15 MT by TIFAC (2001);
- 10 MT -12 MT by MoEF (2010) and
- 12 MT by CPCB
- 165-175 MT per annum between 2005-2013 (BMTC)

Forecast estimates: Presently, C & D waste generation in India accounts upto **23.75 million tons** annually and these figures are likely to double fold upto **2016**. (Source: International Society of Waste Management, India).

Table 2.1: C & D waste generation in NINE cities

City	Area (Metropolitan region km ²)	POPULATION (CENSUS 2011)	No. of Wards / Zones	ULB	C & D WASTE GENERATION (TONNES PER DAY)
Chennai	1,189	6,500,000	200/ 15	Chennai Municipal Corporation (As per discussions with IIT-Madras)	2,500
Coimbatore	-	2,618,940	100/5	Coimbatore City Municipal Corporation (CCMC, 2015)	92
Bengaluru*	-	8,443,675	198/5	Greater Bengaluru Municipal Corporation (BBMP)(TIFAC, 2001)*	875
Mumbai	4,355	12,442,373	24/6	Municipal Corporation of Greater Mumbai (www.mcgm.gov.in)	2,500
Ahmedabad	-	6,063,047	64/6	Ahmedabad Municipal Corporation (As per discussions with AMC officials)	700
Patna*	99.45	2,514,590	72/4	Patna Municipal Corporation (TIFAC, 2001)*	250
Jaipur*	-	3,471,847	91/8	Jaipur Municipal Corporation (TIFAC, 2001)*	200
Bhopal*	-	1,917,051	70/ 14	Bhopal Municipal Corporation (TIFAC, 2001)*	50

Kolkata	-	4,496,694	144/-	Kolkata Municipal Corporation (As per discussions with KMC)	1,600
*Due to unavailability of data for these cities, 25% of MSW was taken as C & D waste based on TIFAC, 2001 study ; Ref. (a) A Baseline Study of the Automotive and Construction Sectors- : GIZ, IFEU, TERI, VDI, Development Alternatives (DA) (b) Market study on C & D waste utilization in Ahmadabad. : GIZ & DA					

3. Estimation of C & D waste generation for India

In literature, various methods have been employed to quantify the C & D waste generation at both regional and project levels. Technology Information, Forecasting and Assessment Council's (TIFAC) has developed some estimations on C & D waste generation which recognizes that the generation is project specific as follows:

- a. Range 40-60 kg per sq.m of new construction,
- b. Range 40-50 kg per sq.m of building repair,
- c. Range 300-500 kg per sq.m for demolition of buildings.

From the above, it may be noted that the highest waste generation comes from demolition of buildings. C & D waste generation figures for any region fluctuate as it depends largely on the type & nature of construction / demolition activities of the project concerned. Various approaches for estimation of C & D waste generation in literature include the following:

- i. The following FIVE categories of existing C & D waste quantification methodologies are reported :
 - a. Site visit method
 - b. Waste generation rate method
 - c. Lifetime analysis method
 - d. Classification system accumulation method
 - e. Variables modelling method

(Ref. Quantifying Construction and Demolition Waste: An Analytical Review, Volume 34, Issue 9, September 2014, Pages 1683–1692, Elsevier Ltd. All rights reserved).

Approach to estimate C & D waste is through materials flow analysis is embedded in above methods.

- ii. Estimation of C & D waste generation based on per capita multipliers or waste generation rate model. (International J. Global Environmental Issues, Vol. 12, Nos. 2/3/4, 2012, Waste quantification models for estimation of construction and demolition waste generation: a review).

Table 2.2: C & D (%) waste - by activity in the United States
(Ref: BMTPC, 2016)

C & D waste type	Residential	Non residential	Total
<i>New Construction</i>	11%	6%	8%
<i>Renovation</i>	55%	36%	44%
<i>Demolition</i>	34%	58%	48%
<i>Total (%)</i>	100%	100%	100%

4. Composition of C & D waste is project specific

- a. The composition of C & D waste can vary depending on age of building being demolished / renovated or the type of buildings being constructed. As mentioned earlier, C & D waste generation figures for any region varies as it depends largely on the type and nature of construction / demolition project activities which may be regional / site / project specific.

Under Rule 4 sub-rule (3) the segregation by bulk C & D waste generators shall be done into four streams such as:

- i. Concrete
 - ii. Soil
 - iii. Steel, wood and plastics
 - iv. Bricks & mortar
- b. Demolition waste characteristics: In India, when old buildings are demolished the major demolition waste is soil, sand and gravel accounting for bricks (26%) & masonry (32%), Concretes (28%), metal (6%), wood (3%) others (5%). Bricks, tiles, woods and iron metal are sold for reuse / recycling (BMTPC).
- c. Excavations, concrete, masonry and wood together constitute over 90% of all C & D waste.
- d. The typical composition of Indian C & D waste:
The major constituents are concrete, soil, bricks, wood, asphalt and metal. Brick & masonry, soil, sand & gravel account for over 60% of total waste. (Source- Municipal Corporation of Delhi, Burari facility).

Table 2.3: Typical composition of Indian C & D waste
(TIFAC, 2001)

Material	Composition
Soil, Sand & Gravel	36%
Brick & Masonary	31%
Concrete	23%
Metals	5%
Bitumen	2%
Wood	2%
Others	1%

Figure 2.1: Indiscriminate dumping of C & D wastes along roadsides



SECTION III

Initiatives in Promoting C & D Waste Products by GoI

1. The Rules promote C & D waste utilization

The Construction and Demolition (C & D) Waste Management Rules, 2016 promotes C & D waste utilization.

Under Rule (6) under Duties of Local Authority, the following sub-rules states:

- i. sub-rule (9) 'shall device appropriate measures in consultation with expert institutions for management of construction and demolition waste generated including processing facility and for using the recycled products in the best possible manner';
- ii. sub-rule (10) 'shall create a sustained system of information, education and communication (IEC) for construction and demolition waste through collaboration with expert institutions and civil societies and also disseminate through their own website';
- iii. sub-rule (11) 'shall make provision for giving incentives for use of material made out of construction and demolition waste in the construction activity including in non-structural concrete, paving blocks, lower layers of road pavements, colony and rural roads'.

Under Rule (7) mentions the 'Criteria for storage, processing or recycling facilities for construction and demolition (C & D) waste and application of construction and demolition waste and its products'.

Under **Schedule I** (Rule (7) (1)): 'Construction and demolition waste shall be utilized in sanitary landfill for municipal solid waste of the city or region as mentioned under Schedule I'.

- a. The Rule (7) sub-rule (3) gives Application of materials made from construction and demolition waste in operation of sanitary landfill shall be as per the criteria given in **Schedule II**.
- b. The Rule (9) sub-rule (4) mentions that the 'Procurement of materials made from construction and demolition waste shall be made mandatory to a certain percentage (say 10-20%) in municipal and Government contracts subject to strict quality control'.
- c. Rule (11) under Duties of Bureau of Indian Standards (**BIS**) and Indian Roads Congress (**IRC**) 'The Bureau of Indian Standards and Indian Roads Congress shall be responsible for preparation of code of practices and standards for use of recycled materials and products of

construction and demolition waste in respect of construction activities and the role of Indian Road Congress shall be specific to the standards and practices pertaining to construction of roads’.

2. Type of C & D wastes products proposed under Rules

The C & D wastes products suggested under the Construction and Demolition (C & D) Waste Management Rules, 2016 are as follows:

- i. Under Rule (6) under Duties of Local Authority : sub-rule (11) ‘shall make provision for giving incentives for use of material made out of construction and demolition waste in the construction activity including in non-structural concrete, paving blocks, lower layers of road pavements, colony and rural roads’.
- ii. Under **Schedule I** (Rule (7) (1)): ‘Construction and demolition waste shall be utilized in sanitary landfill for municipal solid waste of the city or region as mentioned under Schedule I’. The Rule (7) sub-rule (3) gives Application of materials made from construction and demolition waste in operation of sanitary landfill shall be as per the criteria given in **Schedule II**.
- iii. The Rule (9) sub-rule (4) mentions that the ‘Procurement of materials made from construction and demolition waste shall be made mandatory to a certain percentage (say 10-20%) in municipal and Government contracts subject to strict quality control’.

3. Thrust areas in C & D waste management – National Building Code (NBC)

Some key thrust areas regarding C & D waste reuse / recycling:

- a. Establish utilization of C & D wastes in concrete and concrete based products by preparing standards.
- b. Quality control and certification.
- c. Need for popularizing products from C & D waste.
- d. R&D activities on continuous basis in tandem with manufacturing industry and users.
- e. Achieving environment protection through C & D waste utilization.
- f. Optimizing utilization pattern of traditional materials by interfacing the same with supplementary materials.

4. Initiatives to promote recycling of C & D waste in India

India has provisions for the protection and improvement of the environment in its constitution. *“The demand for aggregates in 2007 has seen an increase by five percent, to over 21 billion tonnes, the largest being in developing countries for example India”*. (Study by Asian Institute of Technology (AIT), Thailand for some Asian countries included India, report released in May 2008). Construction accounts for nearly 65 per cent of the total investment in infrastructure and the trend is increasing, hence it is more important to know how to effectively manage C & D waste w.r.t. reuse & recycle. Some key initiatives on C & D waste management in India is given below :

- a. **Ministry of Urban Development (MoUD)** : Ministry of Urban Development vide circular dated June 28, 2012, directed States to set-up such facilities in all cities with a population of over 10 lakhs (one million plus cities) to establish environment friendly C & D recycling facilities (reference base being the first C & D waste processing facility commissioned in Delhi in Burari model). The MoUD report ‘Technical Aspects of Processing and Treatment of Municipal Solid Waste’, Swachh Bharat Mission (MoUD, 2016) also recognises the need for C & D waste management (Page 227).
- b. **Ministry of Environment, Forest & Climate Change (MoEF&CC)**:
Environmental considerations have been integrated into all levels and in National Environment Policy of 2006, incorporation of the concept of 3Rs, is reflected in all the notified waste management rules (MSW, plastic, BMW, HW, e-wastes). A Report of the Committee to ‘Evolve Road Map on Management of Wastes in India (2010)’ highlights C & D problems, it recognised the utility of the waste and also acknowledged lack of data on the waste generation. The C & D Waste Management Rules, 2016 were notified by MoEF&CC vide notification no. G.S.R. 317(E) dated 29th March, 2016.
- c. **Bureau of Indian Standards (BIS)** :
Under the Construction and Demolition (C & D) Waste Management Rules, 2016 Rule (11) under Duties of Bureau of Indian Standards (**BIS**) and Indian Roads Congress (**IRC**), ‘The Bureau of Indian Standards and Indian Roads Congress shall be responsible for preparation of code of

practices and standards for use of recycled materials and products of construction and demolition waste in respect of construction activities.

Role of Standards (BIS) in Utilization of C & D Wastes:

- i. It is the basis for acceptance
- ii. Wider use by increasing confidence in users consumers
- iii. Transfer of technology
- iv. Scope for review / amendment / revision / withdrawal
- v. Techno-legal - Part of regulatory documents
- vi. Techno-financial - Part of financing projects
- vii. Basis for training / capacity building and R&D

IS 383 : 2016 Indian Standard COARSE AND FINE AGGREGATE FOR CONCRETE – SPECIFICATION (Third Revision) - Scope: This standard covers the requirements for aggregates, crushed or uncrushed, derived from natural sources, such as river terraces and riverbeds, glacial deposits, rocks, boulders and gravels, and manufactured aggregates produced from other than natural sources, for use in the production of concrete for normal structural purposes including mass concrete works.

These manufactured aggregates are of two types namely:

- i. Recycled Aggregate (RA) — It is made from C & D waste which may comprise concrete, brick, tiles, stone, etc.
- ii. Recycled Concrete Aggregate (RCA) – It is derived from concrete after requisite processing.

BIS IS: 383 is the principal driver, the standard for coarse and fine aggregates for use in concrete was revised in January, 2016, permitting use of recycled aggregates up to 25% in plain concrete, 20% in reinforced concrete of M-25 or lower grade and up to 100% in lean concretes of grade less than M-15.

Table 3.1: IS 383 : 2016 Indian Standard COARSE AND FINE AGGREGATE FOR CONCRETE – SPECIFICATION (Third Revision)

C & D waste BIS IS: 383	Plain Concrete	Reinforced Concrete	Lean Concrete (< M15 grade)	Extent of Utilization
Recycled Concrete Aggregate (RCA)	25%	20% (only upto M25 grade)	100%	as Coarse Aggregate
Recycled Aggregate (RA)	nil	nil	100%	as Coarse Aggregate
Recycled Concrete Aggregate (RCA)	25%	20% (only upto M25 grade)	100%	as Fine Aggregate

National Building Code (NBC- CED 46) of India 2005 : Part 11 of NBC 2005 on 'Approach to Sustainability'(Chapter 11), states that :

- i. Recycled Coarse Aggregate may be used in concrete for bulk fills, bank protection, base/fill of drainage structures, pavements, sidewalks, kerbs and gutters etc.
- ii. Up to 30 percent of natural crushed coarse aggregate can be replaced by the recycled concrete aggregate
- iii. This percentage can be increased up to 50 percent for pavements and other areas which are under pure compression specific to the standards and practices pertaining to construction of roads.'

d. Building Material & Technology Promoting Council (**BMTPC**):

The demand of building materials for 2021-22 has been reckoned by Building Materials and Technology Promotion Council (BMTPC) as cement 380 million tonnes, steel 50 million tonnes, bricks 600 billion numbers, aggregate 400 million cubic meters and timber 40 million cubic meters. Data show that there is a considerable amount of shortage of conventional and traditional building materials in India. BMTPC in 2016 released "Guidelines for utilization of C & D waste in construction of dwelling units and related infrastructure in housing schemes of the Government".

e. Central Public Works Division (**CPWD**): The "Guidelines for Sustainable Habitat (March 2014)" are based on reports of National Mission on 'Sustainable Habitat' by the Ministry of Urban Development (MoUD) and draft code on "Approach to Sustainability" as part of National Building Code (NBC 2005). The PART IV of the Guidelines for 'Sustainable Habitat' discusses 'Guidelines on reuse and recycling of Construction and Demolition (C & D) waste'. The guidelines on Construction and Demolition (C & D) waste addressed the building industry activity.

f. **CPWD & NBCC**

Approximately 25-30 million tonnes of C & D wastes is generated annually in India of which 5% is processed. To address utilization of C & D wastes, the Central Public Works Department (CPWD) and National Building Construction Company (NBCC) have recommended use of recycled portions of C & D wastes in their construction activities or if the

same is available within 100 km from construction site. Reference was made to the BIS 383 : 2016 standards.

g. Indian Road Congress (**IRC**) :

Under the Construction and Demolition (C & D) Waste Management Rules, 2016, Rule 11 indicates the role of Indian Roads Congress (**IRC**) w.r.t. preparation of code of practices / standards for use of recycled materials and products of construction and demolition waste in respect of road works.

5. Roadmap for C & D waste management - TIMELINES & TARGETS

In MOEF Performance Audit was conducted during July 2007 to December 2007 through document analysis, collection of responses to questionnaires, physical collection and testing of samples. Records and documents relating to the issue in the Performance Audit were examined and a key observation was:

‘MoEF, in consultation with the states, should prepare an action plan for the reduction, reuse and recycling of waste with clearly defined numerical targets as well as timelines for the achievement of targets’.

The following targets / timelines to be considered in C & D waste management, however in some cases the concerned dealing departments may revise them in consultation with experts and project proponents was C & D waste management is project specific.

A. C & D waste management - identification of bulk generators

Waste generators generating more than 20 tons or more in one day or 300 tons per project in a month are referred to as bulk C & D waste generators under C & D Waste Management Rules, 2016.

B. Roadmap for C & D waste management - Population of cities

The targets for commissioning processing facilities utilization of C & D waste for various cities are based on population under C & D Waste Management Rules 2016 as given below:

- i. Cities with population of 01 million and above
- ii. Cities with population of 0.5-01 million
- iii. Cities with population of less than 0.5 million

C. Roadmap for C & D waste management - TIMELINES

The TIMELINES for achievement of targets: The roadmap for implementation of Construction and Demolition (C & D) Waste

Management Rules, 2016: Under Schedule III Timeframe for Planning and Implementation of the C & D Waste Rules [See Rule 13] (see below)

Schedule III [See Rule 13]

Table 3.2: Timeframe for Planning and Implementation

Compliance Criteria	Cities with population of >=one million	Cities with population of 0.5-01 million	Cities with population of < 0.5 million
1. Formulation of policy by State Government	12 months	12 months	12 months
2. Identification of sites for collection & processing facility	18 months	18 months	18 months
3. Commissioning and implementation of the facility	18 months	24 months	36 months
4. Monitoring by SPCBs	3 times a year / in 4 months	2 times a year / once in 6 months	2 times a year / Once in 6 months

D. Mandate for Utilization of C & D waste products - Numerical targets

- i. Under C & D Waste Management Rules, 2016, the Rule (9) sub-rule (4) mentions that the 'Procurement of materials made from construction and demolition waste shall be made mandatory to a certain percentage (say 10-20%) in municipal and Government contracts subject to strict quality control.'
- ii. Incentivisation recommended under BMTPC Guidelines: (i) All Government constructions may be mandated to use at least 20 per cent of recycled C & D waste products. (ii) The tipping fee for delivery of C & D waste to the recycling plant, terms & conditions of civic body with the concessionaire may be designed to keep the price of C & D waste recycled products about 20 per cent lower than the corresponding conventional products.

E. Incentivize On-site utilization of C & D wastes – numerical targets for C & D Plans

- i. To address utilization of C & D wastes the Central Public Works Department (CPWD) and National Building Construction Company (NBCC) have recommended use of recycled portions of C & D wastes in their construction activities or if the same is available within 100 km from construction site. Reference was made to the

- BIS 383 : 2016 standards similar (or more stringent targets) to be proposed in other projects of both government and private sectors.
- ii. BMTPC guidelines : All renovation projects involving demolition, even in private sector, may be mandated to use at least 20 per cent of recycled C & D waste products.
 - iii. Under the C & D Waste Management Rules 2016 ‘*Exemption from the compliance of norms (Schedule I (14)), the following are exempted from the norms of pollution from **dust and noise** as mentioned above:*
 - *For construction work, where at least 80 percent construction and demolition waste is recycled or*
 - *Reused in-situ and sufficient buffer area is available to protect the surrounding habitation from any adverse impact.*

iv. Mandate use of C & D waste products

BMTPC Guidelines: As and when C & D waste recycling plant is commissioned at a city, it may be made mandatory for all construction activities to use a specified percentage of building construction materials manufactured from recycled debris.

However, as C & D waste generation is project specific, the State departments may propose practical and achievable reuse / recycle targets in consultation with project proponents.

F. Criteria for setting up C & D waste processing facilities – BMTPC Guidelines

Building Materials and Technology Promotion Council (BMTPC) in year 2016 released “**Guidelines for utilization of C & D waste in construction of dwelling units and related infrastructure in housing schemes of the Government**”. Regarding criteria for setting up



C & D waste processing facilities it was recommended that the Civic bodies wherein current waste generation > than 2000 tpd, to set up more than one plant for recycling of C & D waste.

Figure 3.1: Indiscriminate dumping of C & D wastes along roadsides

SECTION IV

C & D Waste Processing

1. Hierarchy in waste management

According to United Nations Environment Programme (UNEP), waste management includes both the components of prevention and disposal of waste. The waste management hierarchy can be traced back to the 1970s, when the environment movement started to criticize the practice of disposal-based waste management. It argued 'waste' that is made up of different materials should be treated differently as suggested:

- a. Reduce its production
- b. Explore its reuse and recycle potential
- c. Final disposal

The same is echoed in India's waste management handling Rules either directly or indirectly and it includes C & D wastes.

Table 4.1: Waste management as per Hazardous Waste and Solid Waste Rules

HW Rules, 2016 (Rule 4)	Solid Wastes Rules, 2016 (Rule 3)
<p>Hierarchy in waste management w.r.t. Responsibilities of the occupier for <u>management of hazardous and other wastes</u>- For the management of hazardous and other wastes, an occupier shall follow the following SIX steps, namely:-</p> <ol style="list-style-type: none"> i. Prevention; ii. Minimization; iii. Reuse, iv. Recycling; v. Recovery, utilization including co-processing; vi. Safe disposal. 	<p>Definition #57 "waste hierarchy" means the priority order in which the solid waste should be managed by giving emphasis to prevention, reduction, reuse, recycling, recovery and disposal, with prevention being the most preferred option and the <u>disposal at the landfill being the least;</u></p>

According to this hierarchy, the priority of any country should be to extract the maximum practical benefits from products and to prevent and minimize the waste that is generated. Prevention is the most desirable waste management

option as it eliminates the need for handling, transporting, recycling or disposal of waste. It provides the highest level of environmental protection by optimizing the use of resources and by removing a potential source of pollution. Reducing waste includes any process or activity that avoids, reduces or eliminates waste at its source or results in reuse or recycling. The conventional method of waste disposal desirably to engineered sanitary landfill. Regarding C & D waste, prevention at source (encourage on – site management) is the preferable approach, since this reduces waste volumes to be subsequently handled & transported.

2. Importance of recycling C & D Wastes

- a. Re-use and recycling 'wastes' has been promoted in all the waste rules.
- b. It has been estimated that *'by 2013, 20 million square meters of office space will be completed in India. Half of the demand will come from the **metro-cities**. With the increasing demand for built spaces and scarcity of land, a trend of re-development projects is expected. With increased urbanization and increased housing demands, there will be a shortage of aggregates to the extent of 55,000 million cu.m in housing sector, where as the road sector requires an additional 750 million cu.m. of aggregates. This emphasizes the need of C & D waste management in India. The cost of construction materials is increasing enormously. In India, the cost of cement during 1995 was Rs. 125/kg and in 2012 the price increased to Rs. 330/bag. In case of bricks, the price was Rs. 0.66 per brick in 1995 and the present rate is Rs. 6 per brick in 2012. With the environmental hazards caused by excessive and illegal extraction of river sand, the mining of river sand was banned since April 1, 2012'* (Ref. Report (May 2008) report on practices in C & D waste management in some Asian (includes India) by AIT Thailand).
- c. Recycling of C & D waste is important as it helps to reduce the dependence on natural resources and eliminates adverse environmental impacts ex. mining which is energy intensive activity. Recycling of C & D wastes has the additional advantage of controlling the quantum of C & D waste destined for disposal at landfills besides reducing transportation costs.
- d. When opportunities for reuse or salvage are exhausted, recycling is the next level. C & D waste materials that can be recycled include acoustical ceiling tiles, asphalt, asphalt shingles, carpets, concrete, drywall, fluorescent lights,

- land clearing debris (vegetation, stumpage, dirt), metals and metal alloys, structural steel, plastic film (sheeting, packaging), glass, wood etc.
- e. The list of reuse and salvage materials include appliances, bathroom fixtures, bricks, blocks, masonry stone, structural steel, cabinets, carpeting, ceiling tiles, timber and timber based boards, door and window frames and shutters, flooring tiles, stone tiles/platforms, insulation, landscaping materials, lighting fixtures, metal framing including for partitions and ceiling, panelling, pipes, antique moldings, accessories and hardware of furniture, PVC water tanks, roofing sheets used for garages, outdoor areas, fabric of tensile structures etc.
 - f. From recyclability, building materials can be specified which will encourage recycling of building materials. The list of recycled content building materials include carpet, floor mats, flooring, cellulose insulation, ceiling tile, ceramic/porcelain tile, concrete masonry units, countertop, ductwork, fences/posts, fibre board, fibreglass, insulation, pilings, roofing, structural steel, wallboard, asphalt, concrete, drainage or backfill aggregate.
 - g. C & D and other inert waste may be utilized for making bricks, pavement blocks, construction materials such as aggregates etc. There are several plants of various capacities in India to make bricks, paver blocks, aggregates, etc. out of such waste material.
 - h. The Hon'ble Court's intervention on the controversy over sand mining in some states has focused the need to explore options for recycle, reuse and substitute naturally sourced building material (example sand) hence the spotlight on C & D waste management.

See **ANNEXURE II**: Potential uses of C & D wastes

3. 'Sustainable Model' on C & D waste management

The key components of a 'Sustainable Model' on Construction and Demolition (C & D) Waste Management Rules, 2016 can include the following:

- i. Practical estimation of C & D waste generation
- ii. Identified sites and timely acquisition of land for development of integrated C & D processing facilities with necessary approval from local administration / civic bodies
- iii. Specifications / standards for recycled C & D waste products for quality acceptance
- iv. List out and mandate use of recycled products from C & D wastes

- v. Penalty - Landfill levy
- vi. Map water bodies in a city / region – encroachment of water bodies in cities for generating ‘land’ is a common practice observed several cities
- vii. Research on economically viable C & D recycling options
- viii. Awareness campaign – tools for sensitization of general public

Refer **ANNEXURE III**: Global practices of utilization of C & D wastes.

Figure 4.1: Photographs of Construction & Demolition waste processing facility



Crushing units at Burari C&D waste recycling plant
Picture credits: IL&FS Pvt Ltd



SECTION V

Existing Guidelines on C & D Waste Management

1. GUIDELINES w.r.t. Building Sector - Building Materials and Technology Promotion Council (BMTPC)

The demand of building materials for 2021-22 has been reckoned by Building Materials and Technology Promotion Council (BMTPC) which are as follows: cement 380 million tonnes, steel 50 million tonnes, bricks 600 billion numbers, aggregate 400 million cubic meters and timber 40 million cubic meters. Data show that there is a considerable shortage of availability of conventional and traditional building materials in India. BMTPC in year 2016 released "**Guidelines for utilization of C & D waste in construction of dwelling units and related infrastructure in housing schemes of the Government**".

The Guidelines pertain to building industry, salient features are given below:

- i. The BMTPC Guidelines acknowledges the importance of Schedule III on time - frame for planning and Implementation [See Rule 13] in the *C & D Waste Management Rules 2016 notified by MoEF&CC vide G.S.R. no. 317(E) dated 29th March, 2016*
- ii. Cities with population > one million : MoUD vide its circular dated 28th June, 2012 states all states to set up C & D waste recycling facilities in all cities with population of over 1 million.
- iii. Direction to Bulk generators : The agencies that generate C & D waste in bulk quantity to deliver the C & D debris at the recycling plant
- iv. Concession to bulk generators : The terms and conditions with the concessionaire and the fee levied on bulk producer of C & D waste are made available at a price at least 20% lower than corresponding materials from natural resources.
- v. Criteria for setting up C & D waste processing facilities : The Civic bodies wherein current waste generation > than 2000 TPD, to set up more than one plant for recycling of C & D waste.
- vi. Cities of population < one million : Sensitization and facilitation for re-use and recycling of C & D waste may also be taken up in cities of population less than 1 million to encourage such initiative. This is because mega cities and cities with million plus population account for only 23 per cent of urban population (Census 2011).

- vii. Non-bulk generators : Collection points be provided so that small quantity generator of C & D waste is not required to transport the debris to a distance more than 2.5 to 3.0 km.
- viii. C & D Collection centers : to be notified wherein small quantity generators of C & D waste can deliver the C & D debris. The system and arrangements for collection and supply of C & D waste to recycling plants may be worked out and defined in an unambiguous manner.
- ix. Mandate use of C & D waste products :
 - a. Mandate use of C & D waste products: As and when C & D waste recycling plant is commissioned at a city, it may be made mandatory for all construction activities to use a specified percentage of building construction materials manufactured from recycled debris.
 - b. Incentivize utilization of recycled C & D waste products: (i) All Government constructions may be mandated to use at least 20 per cent of recycled C & D waste products. (ii) All renovation projects involving demolition, even in private sector, may be mandated to use at least 20 per cent of recycled C & D waste products. (iii) The tipping fee for delivery of C & D waste to the recycling plant, terms & conditions of civic body with the concessionaire may be designed to keep the price of C & D waste recycled products about 20 per cent lower than the corresponding conventional products.
- x. Guidelines also proposes MANAGEMENT PLAN and MARKETING PLAN.
- xi. Annexure-I of BMTPC Guidelines provides: Construction and Demolition Waste Management Rules, 2016, Gazette of India, Part-II, Section-3, Sub-section (ii)], Ministry of Environment, Forest and Climate Change.

2. GUIDELINES *w.r.t.* Building Sector - Central Public Works Department (CPWD)

CPWD's Guidelines for Sustainable Habitat (March, 2014): The Guidelines are based on reports of National Mission on Sustainable Habitat by Ministry of Urban Development (MoUD) and draft code on "*Approach to Sustainability*" as part of National Building Code (NBC 2005).

The above CPWD Guidelines has FOUR parts:

- a. Guidelines on Architectural Design and Layout.
- b. CPWD Sustainability index and Guidelines for materials.

- c. Guidelines for selection of equipment for Electrical and Mechanical Services for sustainable buildings.

d. PART IV : Guidelines on reuse and recycling of Construction and Demolition (C & D) Waste

The amount of C & D wastes in India has been estimated to be 10 - 12 million tonnes annually and the proportion of concrete estimated as 23 to 35% of total waste. Considering 30 % percent of C & D wastes of 12 million tonnes as concrete, and 50 % of the concrete as coarse aggregate, the total available recycled concrete aggregate (RCA) in India is of the order of 1.8 million tonnes annually.

(Ref. http://cpwd.gov.in/Publication/Guideleines_Sustainable_Habitat.pdf)

3. GUIDELINES *w.r.t.* ROAD Sector

Under the Construction and Demolition (C & D) Waste Management Rules, 2016 Rule (11) under Duties of Indian Roads Congress (**IRC**) ‘The role of Indian Road Congress shall be specific to the standards and practices pertaining to construction of roads.’

As per literature surveys the urban waste that has been used significantly in road construction are ‘plastic wastes’. There is scant documentation regarding ‘authorised’ utilization of construction and demolition (C & D) waste in ROAD works, though it is being used in filling low lying areas.

Case studies :

- i. Construction of Rural Roads using C & D Waste Materials in Thanjavur, TN : Project includes addition of C & D waste in the sub-base layer of the road structure, the conventional laterite layer can be further strengthened – the quantity of utilization of laterite is reduced and thus leads to cost reduction in road laying (rural roads).
- ii. Delhi government advisory C & D waste utilization: The Delhi government has issued an advisory on the use of products made out of recycled C & D waste by the Public Works Department (PWD). All Delhi government agencies will be required to incorporate a clause in their tenders that mandates use of a minimum of 2 per cent recycled products from construction waste in all future contracts for building works and **10 per cent recycled products for road works**. (Ref. CSE **August 26, 2015**).

4. Need for inclusion of abatement of adverse environmental impacts in C & D waste management GUIDELINES

An overview of the available Guidelines on construction and demolition (C & D) waste:

- i. The Building Materials and Technology Promotion Council (BMTPC) in 2016 released “**Guidelines for utilization of C & D waste in construction of dwelling units and related infrastructure in housing schemes of the Government**”. The construction and demolition (C & D) waste guidelines pertain to building industry.
- ii. The Central Public Works Department (CPWD), the PART IV: **Guidelines on reuse and recycling of construction and demolition (C & D) waste** is available in CPWD’s Guidelines for Sustainable Habitat (March 2014) – also address the building sector.
- iii. Road sector: There is not much documentation regarding ‘authorised utilisation’ of construction and demolition (C & D) waste in ROAD works, though it is being used in road works.
- iv. The 1st initiative by an ULB to address C & D wastes was done in September 2005, the Municipal Corporation of Greater Mumbai issued the Demolition and De-silting Waste (Management and Disposal) Guidelines.
- v. GUIDELINES on **Environmental Management** of C & D wastes :
‘The waste generation from construction should not only be minimized, but should also minimize the hazardous effect from the generated wastes’.
 (Source : CPWD Guidelines on C & D wastes)

CPCB ‘**Guidelines on Environmental Management of C & D Wastes**’ in compliance of Rule 10 sub-rule 1(a) of the C & D Waste Management Rules, 2016 and has attempted to address the issues pertaining to abatement of adverse environmental impacts arising from C & D waste management activities. These issues were not discussed in the Guidelines prepared by CPWD & BMTPC.

Figure 5.1: Loss of C & D wastes - can be processed for reuse / recycle



SECTION VI

Introduction to Guidelines on Environmental Management of C & D Wastes

1. Environmental degradation due to indiscriminate disposal of C & D wastes in cities

As per C & D Waste Rules (Rule 4 sub-rule (4)) there *should be no littering or deposition of construction and demolition waste so as to prevent obstruction to the traffic or the public or drains*. Instances of environmental degradation caused in cities due to indiscriminate disposal of C & D waste are listed below:

- i. Indiscriminate dumping of C & D wastes is a visually annoying and conveys poor enforcement of C & D waste in a city.
- ii. Due to lack of options for dumping in designated sites, low lying areas or abandoned quarries, vacant plots or sometimes even the outskirts of the city often become targets for dumping debris from the construction and demolition (C & D) of a city.
- iii. Often C & D is dumped on roadsides quietly by C & D waste generators.
- iv. Private contractors remove waste to privately owned, low-lying land for a price, or more commonly, dump it in an un-authorized manner along roads or other public land.
- v. C & D debris is being indiscriminately disposed along river banks or dumped in drains (nallahs) which hamper flow thereby encourage mosquitoes breeding due stagnant sewage / water or cause floods.
- vi. Cases often reported are C & D wastes are used to illegally fill up water bodies and wetlands around urban centres for 'creating land' for real estate development.
- vii. As C & D waste forms a part of solid waste it gets disposed in landfills, as this is the cheapest option of disposal of C & D waste.
- viii. C & D waste from individual households finds its way into nearby municipal bins and waste storage depots making the municipal waste heavy, thereby affecting efficiencies of waste management treatment options ex. composting or energy recovery.

2. Environmental pollutants highlighted under C & D Waste Management Rules

In the Construction and Demolition Waste Management Rules, 2016 under **Schedule I** *Criteria for Site Selection for Storage and Processing or Recycling*

Facilities for construction and demolition waste [See Rule 7(1)] in the Table 6.1 the following environmental conditions have been listed:

Table 6.1: Environmental conditions for C & D waste processing facility

Sl. as per Schedule I	Recommendation on environmental issues
(7)	Processing or recycling site shall be fenced or hedged and provided with proper gate to monitor incoming vehicles or other modes of transportation.
(8)	The approach and or internal roads shall be concreted or paved so as to avoid generation of dust particles due to vehicular movement and shall be so designed to ensure free movement of vehicles and other machinery.
(9)	Provisions of weigh bridge to measure quantity of waste brought at landfill site, fire protection equipment and other facilities as may be required shall be provided.
(10)	Utilities such as drinking water and sanitary facilities (preferably washing/bathing facilities for workers) and lighting arrangements for easy landfill operations during night hours shall be provided and Safety provisions including health inspections of workers at landfill sites shall be carried out made.
(11)	<p>In order to prevent pollution from processing or recycling operations, the following provisions shall be made, namely:</p> <ul style="list-style-type: none"> (a) Provision of storm water drains to prevent stagnation of surface water; (b) Provision of paved or concreted surface in selected areas in the processing or recycling facility for <u>minimizing DUST</u> and damage to the site. (c) <u>Prevention of NOISE pollution</u> from processing and recycling plant: (d) provision for treatment of effluent if any, to meet the discharge norms as per Environment (Protection) Rules, 1986.
(12)	Work Zone air quality at the Processing or Recycling site and ambient air quality at the vicinity shall be monitored.
(13)	The measurement of ambient noise shall be done at the interface of the facility with the surrounding area, i.e., at plant boundary.

As per C & D Waste Rules (Rule 4 sub-rule (4)) there should be no littering or deposition of construction and demolition waste so as to prevent obstruction to the traffic or the public or drains.

Under the C & D waste Rules 2016 '*Exemption from the compliance of norms (Schedule I (14))*', there are exemptions from the norms of pollution from **dust and noise**:

From the above it can be noted that C & D waste management / activities are dusty. The key pollutants that impact environment are **DUST & NOISE** besides other issues.

3. Effective C & D Waste Management – Opportunities for resource conservation & employment generation

Some key benefits of efficient recycling and reusing of C & D waste are listed below:

- i. Reduces the pressure for utilization of new construction materials / need for further mining operations. Mining activity if not properly monitored degrades the environment
- ii. Reduction of demand for energy and water in manufacture of building materials from mined / natural resources (thereby reducing environmental impacts arising from mining, manufacturing and transportation)
- iii. Reduces quantum of transportation and disposal of C & D wastes to be handled when on-site utilization is encouraged.
- iv. Proper segregation of C & D waste avoids mixing with bio-degradable waste destined for MSW treatment facilities / landfills.
- v. Promotes options for reuse / recycle of products from C & D waste.
- vi. Roadsides and vacant plots could be freed from debris dumps thereby giving cities a better facelift.
- vii. Creates employment generation and market :
C & D waste management activities (segregation, reuse & recycling being labour intensive activities, generate employment opportunities. The manufacturing & sale of recycled products creates a market this further opens further job opportunities.

4. Major operations in C & D processing plant

Major operations in a recycling plant are sorting, crushing, classification/sieving and washing. Sorting can either be done manually or using advanced devices. Before feeding the material into the crusher, a grizzly can be used to ensure the maximum feeding size of debris for the respective crusher. Generally, jaw crushers or horizontal impact crushers are used to crush the debris. Size classification is performed using appropriate screens of required sizes. Washing is done to separate fine particles (silt and clay particles)

and this operation can be done combined with size classification. Sorted aggregates of specific sizes are stored separately. Noise is generated from equipment, though operations generate both noise & dust (Ref. Study by IIT Madras on C & D waste Management for Chennai).

5. Overview of Construction & Demolition activities

Table 6.2: An overview of Construction & Demolition activities

Features	Construction activity	Demolition activity	Remarks
Activity awarded by	Mainly by : Development Authority / Housing Board / Slum Clearance Board / Private company		All factors depend on the size of the project / encroachments to be removed
Activity executed by	Mainly outsourced to private contractors		
Key activity	Preparation of : concrete mixture (RMC) and concrete slabs is mechanized	Activity mostly mechanized to save time & reduce manual intervention however removable of recyclable components done mostly manually	Mechanization of activities is being employed for expediency & reduce manual intervention / uncertainty Main Pollutants : NOISE & DUST generation
Nature of activity	Manual & mechanized	Manual & mechanized	
Quantum of waste generation per sqm	Low	Very high	
Fees / Rates for lifting wastes	<u>Demolition</u> : Rates for lifting demolition waste are fixed per cub.m or cubic feet by the concerned department after assessing the salvageable wastes ; Most local bodies have empanelled contractors for executing demolition activities		
Common equipment deployed at site	Movement of construction material – RMC, bricks, slabs , metal frames by pulley system or cranes	concrete breaker machines , JCBs, earth movers, pneumatic breakers	

Wastes that can be salvaged (Re-usable / Recyclable wastes	<p><u>Construction</u> : Wastes also include surplus and damaged products and materials arising in the course of construction work or used temporarily during the course of on-site activities.</p> <p><u>Demolition</u> : Refer Annexure II</p>	
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6. GUIDELINES on Environmental Management of C & D Waste Management in India

The four common environmental impacts from an activity that may affect its surroundings are:

- (a) Dust
- (b) Noise
- (c) Smoke
- (d) Odour (fugitive emission)

In case of C & D waste management, the key parameters which impact environment are **DUST & NOISE**.

The draft “*Guidelines on Environmental Management of C & D Waste Management in India (2017)*” has been prepared by CPCB in compliance of under *Duties of the Central Pollution Control Board under Rule 10 sub-rule 1(a)* of Construction and Demolition (C & D) Waste Management Rules, 2016 states ‘prepare operational GUIDELINES related to environmental management of construction and demolition waste management’. Part II is in compliance of the above-mentioned rule.



CPCB constituted an expert Committee to advise it on matters pertaining to Implementation of C & D Waste Management Rules, 2016 that includes development of the above Guidelines.

Figure 6.1: Indiscriminate dumping of C & D waste results in choking drains

SECTION VII

Guidelines on Environmental Management of C & D Wastes – Noise Management

1. Public complaints on NOISE generation

- a. Construction & demolition activities often generate noise / vibration which lead to complaints from the public despite the limited time frame over which it takes place. Complaints typically arise when the community has no clear understanding of the extent or duration of the activities. The above underscores the need for identification and assessment of noise generating activities. A timely assessment can aid operators / contractors to change the schedule of activities to reduce noise before the construction / demolition activities and during the process.
- b. Unacceptable noise is a nuisance and activities associated in C & D waste processing activity are associated with perceptible noise increases.
- c. Noise from a C & D waste management facility is considered an environmental nuisance if the construction / demolition activity is conducted outside the stipulated hours of operation or on holidays.
- d. Some health problems caused due to excessive exposure to undesirable noise levels include :
 - i. Sleep problems, insomnia & fatigue.
 - ii. Fall in speech communication, disturbance and diminished concentration thus adversely affecting job performance efficiency.
 - iii. Psychological disturbance including impaired hearing.

2. Restrictions on noise from construction equipment - Noise Pollution (Regulation and Control) Rules, 2000

- i. The above Rules highlights various sources of noise that impact ambient noise levels in public places ex. industrial activity, construction activity, fire crackers, sound producing instruments, generator sets, loud speakers, public address systems, music systems, vehicular horns and other mechanical devices.
- ii. *An area comprising not less than 100 metres around hospitals, educational institutions and courts may be declared as silence area / zone for the purpose of these rules (Rule 3(5)).*

- iii. Rule 5A (3), Rule 7(1) and Rule 8 (1) (a) (ii) provides restrictions on noise from construction equipment.

3. Guidelines for NOISE mitigation in C & D operations

Key noise generating sources in C & D waste management activities are:

- a. Machinery deployed in construction / demolition activities
- b. Operation of Gensets (Noisy)
- c. Vehicle movement

a. Noise abatement - Machinery deployed in construction / demolition activities

The guidelines to reduce noise levels:

- i. Define Construction / demolition periods / time / duration:
Construction / demolition activities are restricted as per Noise (Regulation & Control) Rules 2000: Daytime: 6 am to 10 pm; Days of the week propose - Monday to Saturday.
- ii. Days operations are permissible : Permissible days of operation to be determined as per feasibility by concerned department of the State Govt.
- iii. Night ban: No C & D activity shall be undertaken within the premise.
Rule 5A under Noise (Regulation & Control) Rules 2000 : Restrictions on the use of horns, sound emitting construction equipments and bursting of fire crackers:- sub rule (3) Sound emitting construction equipments shall not be used or operated during night time in residential areas and silence zones.
- iv. Define permissible noise levels under Noise (Regulation & Control) Rules 2000 at the boundary of the facility / operations: The ambient air quality standards in respect of noise for different areas / zones are specified in the Schedule to the rules. The State Government shall categorize the areas into industrial, commercial, residential or silence areas / zones for the purpose of implementation of noise standards for different areas. All development authorities, local bodies and other concerned authorities while planning developmental activity or carrying out functions relating to town and country planning shall take into consideration all aspects of noise pollution as a parameter of quality of life to avoid noise menace and to achieve the objective of maintaining

the ambient air quality standards in respect of noise. The noise levels in any area / zone shall not exceed the ambient air quality standards in respect of noise as specified in the Schedule.

The ambient noise levels as per CPCB's noise monitoring in many cities have exceeded the area zone norms due to 'mixed' land-use (non-compatible landuse), rapid urbanisation, increased vehicular movement due to which there is significant background noise. As C & D waste management requires deployment of heavy machinery there will be significant noise generation. As C & D waste management (includes recycling) demonstrates nature of 'industrial' activity, the concerned authority may stipulate noise limits in the range applicable to industry area zone under the Noise (Regulation & Control) Rules, 2000.

SCHEDULE

(See rule 3(1) and 4(1))

**Table 7.1: Ambient Air Quality Standards in respect of Noise
Noise (Regulation & Control) Rules 2000**

Area Code and Category of Area / Zone	Day Time Limits in dB(A) Leq*
(A) Industrial area	75
(B) Commercial area	65
(C) Residential area	55
The above measurements are measured as LAeq which is the equivalent continuous (energy average) level (A-weighted).	

b. Noise abatement - Genset noise

Refer CPCB weblink on Genset standards: <http://cpcb.nic.in/Generator.php>

c. Noise abatement - due to vehicle movement

Due to vehicular traffic and material transportation within applied area. Abatement due to transport activities arising due to vehicles movement (operation of vehicles within, entering or leaving the site):

- i. Regular checking and maintenance of vehicles should be ensured (valid PUC)
- ii. For long distance transportation overhaul routes to be judiciously selected
- iii. No parking outside the plant premise
- iv. Earmarked areas for parking vehicles within premise
- v. Smooth movement of incoming & out going vehicles / trucks
- vi. Roads within premise tarred
- vii. Minimum use of horns
- viii. Operational Weigh bridge

d. Noise abatement measures - Other areas

There will be noise due to heavy earth moving machinery / crushing etc – depends on extent of mechanization & machinery Deployed. Machinery deployed in construction / demolition activities: The dominant source of noise from most construction equipment is the engine, usually a diesel, without sufficient muffling (acoustic provision).

- i. Noise control: To control the noise regular preventative maintenance of equipment to be carried out. regular and proper maintenance of noise generating machineries to avoid noise increase.
- ii. Periodical monitoring of noise will be done to adopt corrective actions wherever needed.
- iii. Ear plugs to be made available to workers during the operational hours.
- iv. Besides the operators prepare Noise Mitigation Plan (NMP) which addresses: management and mitigation strategies to prevent an environmental nuisance caused by construction / demolition / recycling activities impacting ambient noise levels.
- v. Besides operators prepare Noise Mitigation Plan (NMP) which addresses: management and mitigation strategies to prevent an environmental nuisance caused by construction / demolition / recycling activities impacting ambient noise levels.
- vi. Other initiatives include
 - Maintain records of equipment / machinery maintenance
 - Maintain records of monitored noise levels
 - maintain records of complaints on noise

- Comply with Consent conditions issued by State Pollution Control Boards / PCCs and concerned authority
- vii. Plantation activities: Plantation reduces propagation of dust and noise.

Figure 7.1: Dumping of C & D wastes near drains in cities



SECTION VIII

Guidelines on Environmental Management of C & D Wastes – Dust Management

1. DUST – environmental pollutant in C & D waste operations

The importance of controlling dust / fine particles from construction and demolition activities are:

- a. Dust emissions arising from C & D activities are an environmental nuisance both within the site and beyond the plant site / boundary.
- b. Dusts from various C & D activities release wide range of particle sizes and material types and can cause both serious health problems ranging from eye irritation, nose, mouth and respiratory system.

The larger heavier particles settle out of the air quickly and are hazard to the operators of plant and equipment and those in the immediate vicinity. The smaller particles (usually invisible) can be transported further in the air and can cause health hazards beyond plant premise (several km away).

2. Guidelines for DUST mitigation in C & D operations

C & D debris management activities are dusty. Major dust generating sources in C & D management sites are:

- i. Loading & unloading activities: waste & C & D products
- ii. Incoming / outgoing vehicles
- iii. due to machinery used in C & D operations

a. Dust Noise abatement - Dust from loading / unloading operations

- i. Areas to be earmarked for delivery / deposition of C & D wastes
- ii. A sheet cover over the debris : over designated transport vehicles at waste processing sites
- iii. Sign boards to be displayed indicating do's & don'ts
- iv. Dust (fugitive emissions suppression systems in place) : Water sprinklers to be sprayed at all unloading points.
- v. For containing fugitive emissions (dust) also refer CPCB's report : Inventorization of Railway Sidings and Guidelines for their Environment Management (regarding loading / unloading activities)

weblink :

http://cpcb.nic.in/upload/NewItems/NewItem_216_Report_Invent_RailwaySidings.pdf

b. Dust abatement - due to vehicle movement

Transport movement: Dust abatement due to transport activities arising due to vehicles movement (operation of vehicles within, entering or leaving the site) can also include the following:

- i. Monitor movement of vehicles (incoming / outgoing) carrying C & D wastes or processed C & D waste products only
- ii. Transportation of C & D wastes should be done in covered vehicles to prevent fugitive dust emission.
- iii. Regular checking and maintenance of vehicles should be ensured (valid PUC)
- iv. For long distance, transportation routes of C & D wastes to be selected after discussion with local authorities
- v. Earmark areas for parking vehicles
- vi. Smooth movement of incoming & out going vehicles / trucks
- vii. Roads within premise tarred
- viii. Weigh bridge (to be operational)
- ix. Dust suppression systems in place (fugitive emissions): Dust from roads , regular water sprinkling on haul road will suppress the dust.

c. Dust abatement – due to machinery used in C & D operations

The C & D operations include: crushing / hammering etc from machineries deployed at site causing dust emissions from machineries / equipment. Water sprinklers is a good practice to suppress dust emission, similar practice is adopted in stone crushing operations. Under Environmental Protection Rules 1986, Schedule I Standards for emissions & discharge of environmental pollutants refer Sl#31 Stone crushers.

d. Compliance of National Ambient Air Quality Standards (NAAQS)

Vide Notification dated 18th November, 2009 the National Ambient Air Quality Standards (NAAQS) were revised, the standards w.r.t. particulate matter need to be complied with at the outer boundary of the facility.

3. Other dust abatement measures and safety issues

i. Water requirement

- a. Water will be required for dust suppression, for plantation and for drinking & domestic purpose.
- b. No fresh water requirement shall be made for dust suppression

ii. Use of 'treated waste water' (preferably) in sprinklers for dust suppression

- a. As ambient air quality standards need to be complied, any manmade intervention (like dust generating activities in C & D waste management) need adopt necessary dust suppression measures ex. Water sprinklers using treated waste water (controlling the dust particles in the air is as important as minimizing water usage) . Site operators need to demonstrate both (a) control of 'visible' dust in particular besides (b) fine dust from activities within their premises.
- b. Treated waste water (sprinklers) to be used for washings / unloading areas / roads to suppress dust
- c. Import wherever feasible treated waste water from other STPs for dust suppression / sprinklers

iii. Waste water management

- a. Adopt ZERO effluent discharge system
- b. All wash down of vehicles and equipment to be done in designated areas and wash water be treated for reuse within plant for suppression of dust.

iv. Residual waste disposal

Solid waste generation / management in C & D waste operations - residues (C & D waste processing facility) to be sent to nearest landfill in consultation with concerned authorities

v. Diesel use

Diesel use in equipment / gensets / vehicle movement generate emissions : Necessary pollution control measures to be adopted to reduce emissions

vi. Plantation / greenery (use of local species / low water uptake)

- a. Grow trees at the periphery - The plantation minimizes propagation of noise and also arrests dust
- b. To add to aesthetics : maintain water fountains , water bodies , landscaped areas wherever possible

- c. plantation helps to reduce fugitive of emission and noise control
Under **Schedule I** Criteria for Site Selection for Storage and Processing or Recycling Facilities for construction and demolition Waste [See Rule 7(1)] : Sl#15 : A vegetative boundary shall be made around processing or recycling plant or site to strengthen the buffer zone.
- vii. Emergency facilities** : Equipment & Facilities: • Mobiles • Fire fighting equipment's • Emergency medical assistance
- viii. Protective gear** i.e. for dust and noise , goggles, helmet, face shield, hand gloves. First aid facilities to be in place
- ix. Training / Awareness program** : Training at all levels to staff on the following:
- Knowledge of machineries being used • Procedure for reporting emergencies • location and use of fire fighting equipment • knowledge of alarm system • Training in first aid
 - Environmental head to be aware of need for proper maintenance and operation of equipment / machineries etc and conduct environmental awareness / safety program to the workers, supervisory staff and contract workers periodically

Figure 8.1: Continuous dumping of C & D wastes chokes city ponds / lakes



Table 8.1: National Ambient Air Quality Standards (NAAQS) –
[NAAQS Notification dated 18th November, 2009]

S. No	Pollutants	Time Weighted Average	Concentration in Ambient Air		Methods of Measurement
			Industrial, Residential, Rural and other Areas	Ecologically Sensitive Area (notified by Central Government)	
1	Sulphur Dioxide (SO ₂), µg/m ³	Annual*	50	20	1. Improved West and Gaeke 2. Ultraviolet Fluorescence
		24 Hours**	80	80	
2	Nitrogen Dioxide (NO ₂), µg/m ³	Annual*	40	30	1. Modified Jacob & Hochheiser (Na-Arsenite) 2. Chemiluminescence
		24 Hours**	80	80	
3	Particulate Matter (Size <10µm) or PM ₁₀ µg/m ³	Annual*	60	60	1. Gravimetric 2. TOEM 3. Beta attenuation
		24 Hours**	100	100	
4	Particulate Matter (Size <2.5 µm) or PM _{2.5} µg/m ³	Annual*	40	40	1. Gravimetric 2. TOEM 3. Beta attenuation
		24 Hours**	60	60	
5	Ozone (O ₃), µg/m ³	8 hours**	100	100	1. UV photometric 2. Chemi-luminescence 3. Chemical Method
		1 hours**	180	180	
6	Lead (Pb), µg/m ³	Annual*	0.50	0.50	1. AAS/ICP Method after sampling using EPM 2000 or equivalent filter paper 2. ED-XRF using Teflon filter
		24 Hour**	1.0	1.0	
7	Carbon Monoxide (CO), mg/m ³	8 Hours**	02	02	Non dispersive Infra Red (NDIR) Spectroscopy
		1 Hour**	04	04	
8	Ammonia (NH ₃), µg/m ³	Annual*	100	100	1. Chemi-luminescence 2. Indophenol blue method
		24 Hour**	400	400	
9	Benzene (C ₆ H ₆), µg/m ³	Annual*	05	05	1. Gas chromatography based continuous analyzer 2. Adsorption and Desorption followed by GC analysis
10	Benzo(a)Pyrene (BaP)-particulate phase only, ng/m ³	Annual*	01	01	Solvent extraction followed by HPLC/GC analysis
11	Arsenic (As), ng/m ³	Annual*	06	06	AAS/ICP method after sampling on EPM 2000 or equivalent filter paper
12	Nickel (Ni), ng/m ³	Annual*	20	20	AAS/ICP method after sampling on EPM 2000 or equivalent filter paper

* Annual Arithmetic mean of minimum 104 measurements in a year at a particular site taken twice a week 24 hourly at uniform interval.

** 24 hourly 08 hourly or 01 hourly monitored values, as applicable shall be complied with 98% of the time in a year. 2% of the time, they may exceed the limits but not on two consecutive days of monitoring.

NOTE: Whenever and wherever monitoring results on two consecutive days of monitoring exceed the limits specified above for the respective category, it shall be considered adequate reason to institute regular or continuous monitoring and further investigation.

SECTION IX

Guidelines on Environmental Management of C & D Wastes – Other Issues

1. Importance of processing C & D Wastes - Centralized Vs De-centralized

- a. SOLID WASTE (SW) RULES, 2016
 - i. Under SOLID WASTE (SW) RULES 2016, Rule 3 subrule 35. (Rule 3) "**processing**" of waste means *any scientific process by which segregated solid waste is handled for the purpose of reuse, recycling or transformation into new products;*
 - ii. Recognizing the major constraint in identifying land in cities for 'centralized' waste processing the **SW Rules 2016** has defined 'de-centralized' processing of solid wastes, under Rule 3 subrule 15. "**Decentralized processing**" means *establishment of dispersed facilities for maximizing the processing of biodegradable waste and recovery of recyclables closest to the **source** of generation so as to minimize transportation of waste for processing or disposal.*
- b. Application of Centralized Vs De-centralized processing of C & D wastes
The above application is also being adopted in C & D waste recycling as given below:
 - i. Non-bulk generators : *Collection points be provided so that small quantity generator of C & D waste is not required to transport the debris to a distance more than 2.5 to 3.0 km (Source : BMTPC Guidelines)*
- c. To address utilization of C & D wastes the Central Public Works Department (CPWD) and National Building Construction Company (NBCC) to use recycled portions of C & D wastes in their construction activities or if the same is available within 100 km from construction site. (Ref. Vide MoUD Circular dated 23.03.2016 directing State Works Dept to issue directions on use of C & D wastes as it is mandatory for use in CPWD & NBCC works)
- d. Decentralized of C & D waste may be inferred as 'on-site' Management of C & D wastes while centralized refers to the existing 'stand alone' C & D waste processing facility ex. facility of IL&FS in Burari, North Delhi.

2. Options in C & D waste management - Centralized Vs De-centralized processing / recycling facilities

As major components of Construction and Demolition (C & D) Wastes have the potential to be reused or recycled most of the city ULBs are gearing to set up integrated facilities of Construction and Demolition (C & D) waste collection and recycling facilities. Profitable use of recycled C & D waste minimizes the cost of managing such waste and requirement for valuable landfill space, besides giving employment opportunities to unemployed youth. It will also save on mining of natural resources and reduce transportation costs.

Three general ways to reuse C & D waste material in a building:

- a) reuse the structure (corresponding to renovation and design for adaptability)
- b) reuse the elements (corresponding to re-development) and
- c) recycle the material (corresponding to re-processing or re-cycling)

The three possible options that can be explored in C & D waste recycling (AIT study - 2008)

- a) Mobile C & D waste recycling
- b) Semi-Mobile C & D waste recycling
- c) Stationary plant C & D waste recycling

A brief of the three options are given below:

- a. In the **Mobile** C & D waste recycling plant, the material is crushed and screened and ferrous impurities are separated through magnetic separation. The plant is transported to the demolition site itself and is suited to process only non-contaminated concrete or masonry waste.
- b. In the **semi-mobile** C & D waste recycling plant, removal of contaminants is carried out manually and the end product is also screened. Magnetic separation for removal of ferrous material is carried out. End product quality is better than that of a Mobile unit. These plants are not capable to process a of mixed demolition waste containing matter like metal, wood, plastic, etc.
- c. **Stationary C & D waste recycling plant plants** are equipped for carrying out crushing, screening as well as purification to separate the contaminants. (ex. the 1st C & D waste processing facility commissioned in Delhi in Burari and operated by IL&FS)

Options a & b options are often found to be practical for on-site operations as LAND availability and transportation in cities are MAJOR constraints besides public resistance to set up C & D facilities (Stationary plant C & D waste recycling).

3. Guidelines on Setback distances (or buffer zone distance)

In view of the above discussion on the application of Centralized Vs De-centralized processing of C & D wastes there needs to be a practical approach in applying setback distances. The purpose of a buffer zone is to minimize the potential environmental impacts from the operation of a construction and demolition debris management & disposal activities. The Table 9.1 summarizes conditions under TWO waste rules - regarding 'buffer zone distance' and the importance of assessment on a case to case basis as the sites are regional specific

- a. Construction & Demolition (C & D) Waste Management Rules, 2016
- b. Solid Waste (MSW matter) Management Rules, 2016

Table 9.1: Buffer area provisions under TWO Waste Management Rules

Under C & D Waste Management Rules, 2016	Under Solid Waste (MSW matter) Management Rules, 2016
<p>(a) Under Schedule I Criteria for Site Selection for Storage and Processing or Recycling Facilities for construction and demolition Waste [See Rule 7(1)]</p> <ul style="list-style-type: none"> • Sl(6) A buffer zone of no development shall be maintained around solid waste processing and disposal facility, exceeding 20 tons or more in one day or 300 tons per project in a month of installed capacity. This will be maintained within the total area of the C & D waste processing. <i>The buffer zone shall be prescribed on case to case basis by the local authority in consultation with concerned State Pollution Control Board.</i> 	<p>(a) Rule 3 <u>Definitions</u> , Sub-rule 7 : “buffer zone” means zone of no development to be maintained around solid waste processing and disposal facility, exceeding 5 TPD of installed capacity. This will be maintained within total and area allotted for the solid waste processing and disposal facility.</p> <p>(b) Rule 11. Duties of the Secretary-in-charge, Urban Development in the States and Union territories.-</p> <ul style="list-style-type: none"> • Sub rule (j) facilitate establishment of <u>common</u> regional sanitary land fill for a group of cities and towns falling within a distance of <u>50 km (or more)</u> from the regional facility on a cost sharing basis and ensure professional management of such sanitary landfills; a. Sub rule (l) <u>notify buffer zone</u> for the solid waste processing and disposal facilities of <u>more than five tons per day</u> in consultation with the State Pollution Control Board; and <p>(c) Rule 14. Duties of Central Pollution Control Board.-The</p>

<ul style="list-style-type: none"> Sl (14) The following projects shall be <u>exempted</u> from the norms of pollution from dust and noise as mentioned above: (a) For construction work, where <u>at least 80 percent</u> construction and demolition waste is recycled or reused in-situ and (b) sufficient buffer area is available to protect the surrounding habitation from any adverse impact. (15) A vegetative boundary shall be made around Processing or Recycling plant or site to strengthen the buffer zone. 	<p>Central Pollution Control Board shall sub-rule (h) publish guidelines for maintaining buffer zone restricting any residential, commercial or any other construction activity from the outer boundary of the waste processing and disposal facilities for different sizes of facilities handling <u>more than five tons per day</u> of solid waste;</p> <p>(d) Under SCHEDULE I [see rule 15 (w),(zi), 16 (1) (b) (e), 16 (4)] Specifications for Sanitary Landfills (A) Criteria for site selection.-</p> <p>Sl (ix) A buffer zone of no development shall be maintained around solid waste processing and disposal facility, exceeding <u>five Tonnes per day</u> of installed capacity. This will be maintained within the total area of the solid waste processing and disposal facility. The buffer zone shall be prescribed on case to case basis by the local body in consultation with concerned State Pollution Control Board.</p>
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Buffer zone area around C & D waste processing facility :

- The Environmental Protection Authority (EPA) has guidance which recommends separation distances between industrial activities and sensitive land uses. These buffers aim to protect sensitive land uses from unacceptable impacts on health and amenity that may result from industrial activities, emissions and infrastructure. The document, titled **Guidance for the Assessment of Environmental Factors, Separation Distances between Industrial and Sensitive Land Uses**, No. 3, EPA, June 2005 (web link http://www.epa.wa.gov.au/docs/1840_GS3.pdf). This guidance document recommends a separation distance of **1000m** between premises that crush or screen C & D waste. It is important to note that the separation distance is not intended to represent an absolute separation distance and does not replace the need to demonstrate best practice in the prevention and minimization of emissions at prescribed premises. It is however, a useful tool to factor into impact assessments.
- It is widely recognized due to rapid urbanization maintaining 1000m separation distance due to mixed land-uses (non-compatible landuse) is a major challenge for transporting C & D waste for processing and subsequently transporting recycled C & D products. Siting needs to meet the

demand of the recycled products to make the processing wastes sustainable and economically sustainable.

- c. Separation distances are necessary in order to minimize potential environmental conflicts between non-compatible land uses particularly due to rapid urbanization witnessed across the cities wherein the number of cities entering the million plus population bracket is on a steady rise. Besides adopting noise and dust control abatement measures, the following restrictions be considered regarding setback distances from the outer boundary of the such C & D facilities shall not be located within the following receptor setback distances:
- i. 200 metres from any Industrial/Commercial land use property /
 - ii. 100 m from bank or high water mark of any watercourse or wetland / pond / lake
 - iii. 150 metres of the right-of-way boundary of a public highway;
 - iv. 50 metres from any other adjacent property;
 - v. The Coastal Regulation Zone (CRZ) notified under the Gazette of India, Extraordinary, Part-II, Section 3, Sub-section (ii) of dated the 6th January, 2011) COASTAL REGULATION ZONE Notification Ministry of Environment & Forests (Department of Environment, Forests and Wildlife). Prohibited activities under the CRZ Notification are include – *‘Dumping of city or town wastes including construction debris, industrial solid wastes, fly ash for the purpose of land filling and the like and the concerned authority shall implement schemes for phasing out any existing practice, if any, shall be phased out within a period of one year from date of commencement of this notification.’*
 - vi. Location of sites within the flood plains - Due rapid urbanisation across the country in the last two decades, the relevant data of past 50 years may be used to justify establishing a C & D waste processing site
 - vii. Any **other Notifications** under Central/ State Governments;
 - Notified Areas- Reserved Forests, Nature Protection, Sanctuary, Wild life Sanctuary, Eco-sensitive zones, Historical Monuments, places of tourist interest, etc.
 - State Policy / Plan
 - Master Plan of Development Authorities

Under the C & D waste management rules the threshold processing facility has been defined as ‘exceeding 20 tons or more in one day or 300 tons per project in a Month of installed capacity’ – (bulk C & D waste generator). As impacts are location specific , the above setback distances may be revised by the concerned local authority in consultation with SPCBs / PCCs.

Under **Schedule I** of the Rules Criteria for Site Selection for Storage and Processing or Recycling Facilities for construction and demolition Waste [See Rule 7(1)] at Sl#6 : The buffer zone shall be prescribed on case to case basis by the local authority in consultation with concerned State Pollution Control Board.

- d. Other environmental factors that be considered are :
- i. Site within compatible land uses
 - ii. provide all weather access roads
 - iii. providing access to a year round suitable cover to the C & D waste material
 - iv. no water collection within premises during rains / washings
 - v. providing controlled access to the site
 - vi. providing a appropriate fencing and sign board outside at site (do's / don'ts)

4. Inspection of C & D waste load

C & D waste processing facility shall inspect each waste load before unloading debris and shall accept only C & D Debris - no industrial waste shall be accepted at the C & D facility unless otherwise approval received from concerned authority. No untreated industrial effluent / wastes are to be accepted at the facility.

5. C & D waste processing facility – ‘ORANGE’ category activity

Consent to establish under section 21 of Air (Prevention & Control of Pollution) Act 1981 and under section 25/26 of Water (Prevention & Control of Pollution) 1974 has been treated as an **ORANGE** category project by Delhi Pollution Control Committee (DPCC) under the Product / activity : Processing / recycling of construction & demolition waste debris (malba) to IL&FS, the operator that

established the 1st C & D waste processing facility in Delhi. The categorization as ORANGE be considered by all SPCBs/PCCs to ensure harmonization when dealing with C & D processing activity. In Office Memorandum (OM) vide letter dated June 10, 2014 MoEF&CC on - Applicability of EIA 2006 Notification as amended from time to time for *standalone Construction & Demolition Waste processing facility* – the notification &CC mentions that this activity does not attract the provisions of the EIA 2006 Notification however the said activity will be governed by the consent mechanism under Air (Prevention & Control of Pollution) Act 1981 and under Water (Prevention & Control of Pollution) 1974.

6. GOOD PRACTICES proposed: Constraints Vs opportunities in establishing C & D waste management facilities

Though city residents & NGOs have come forward to support waste management (ex. MSW) initiatives by ULBs however when it comes to identification of land / acquisition of land for WASTE MANAGEMENT, project proponents face severe public protests. A number of civic bodies in various cities have initiated the process of establishing C & D waste processing facilities in cities. Key requirements include appropriate site location, availability of necessary land , road infrastructure besides provision of weigh-bridge , storage area etc. In most of the cities C & D wastes are being dumped haphazardly in low lying or sometimes reaching landfills.

Some constraints Vs opportunities in establishing C & D waste management facilities w.r.t. adopting and listed below:

a) C & D waste management facilities w.r.t. population :

Under C & D Waste management Rules 2016 , Schedule III [See Rule 13] provides the Timeframe for Planning and Implementation of the rules based on population as follows :

- Cities with population of \geq one million
- Cities with population of 0.5 - 01 million
- Cities with population of $<$ 0.5 million

Ministry of Urban Development vide circular dated June 28, 2012, directed States to set-up such facilities in all cities with a population of over 10 lakh. (One million plus cities) to establish environment friendly C

& D recycling facilities. Refer **ANNEXURE I** Initiatives C & D waste management in 69 cities.

b) Quantification of C & D waste generation / processing is Region - specific:

Local bodies need to ascertain the quantum of C & D waste generation and its potential utilization taking into account the existing development / infrastructure projects and proposed regional plans w.r.t. compatible landuses in consultation with SPCBs/PCCs also. Referral documents for assessment of quantum of C & D waste generated / processed and the necessary land requirement in a region can be studied in the following documents under the C & D Waste Management Rules, 2016:

- i. under [Rule (7)(2)] : The operator of the facility as specified shall apply in **Form I** for authorization from State Pollution Control Board or Pollution Control Committee.
 - ii. under [Rule (8)(2)]: State Pollution Control Board or Pollution Control Committee shall grant 'authorization' to construction and demolition waste processing facility in **Form-III** as specified under these rules after examining the application received in **Form I**;
 - iii. under [Rule (7)(3)] : The operator of the facility shall submit the annual report to the State Pollution Control Board in **Form II**.
 - iv. under [Rule (8)(3)] : Annual Report to be submitted by the State Pollution Control Board / Committees in **Form - IV** to CPCB.
- c) Land acquisition :

Generally LAND disposal is 1st resort in waste management - Land disposal of solid wastes has been the oldest practice. Disposal of wastes by landfilling or uncontrolled dumping of commingled (mixed) wastes has been observed in many cities. Under SOLID WASTE RULES, 2016 Rule #3 subrule definition #57 - "**waste hierarchy**" it mentions that *prevention of waste should be the most preferred option and the disposal at the landfill being the least*. However in general 'land disposal' is 1st resort in waste management in several cities. The 'landfill' as a facility / destination for urban wastes is being gradually revised as availability of suitable land in cities is a major challenge besides the awareness of recyclability 'waste' has been growing over the years. The ULBs are

recognizing the importance of 'integrated' waste management i.e. processing cum disposal of wastes.

d) Using closed / capped landfills in cities – Land availability option

In cities where landfills have been capped and have complied with necessary closure conditions, the land can be used for installation C & D waste processing facility.

e) Bulk generators

Under the C & D Waste Rules w.r.t. quantum of waste generation addresses those sources generating more than **20 tonnes** or more in one day or **300 tonnes** per project in a month of installed capacity.

Criteria for setting up C & D waste processing facilities (BMTPC Guidelines) : The Civic bodies wherein current waste generation **> 2000 TPD**, to set up more than one plant for recycling of C & D waste.

f) Non-bulk C & D waste generators

The BMTPC Guidelines has suggested the following:

- i. Non-bulk generators: *Collection points be provided so that small quantity generator of C & D waste is not required to transport the debris to a distance more than 2.5 to 3.0 km*
- ii. C & D Collection Centers: *to be notified wherein small quantity generators of C & D waste can deliver the C & D debris. The system and arrangements for collection and supply of C & D waste to recycling plants may be worked out and defined in an unambiguous manner.*

As 'waste' generation is location / region specific the local bodies to identify sites for receiving / processing intermittent non-bulk C & D wastes.

g) Practice waste minimization 1st & waste disposal to be last option

- i. Management of C & D waste should reflect the waste management hierarchy - waste prevention and minimization being the first priority succeeded by reuse and recycling. Waste prevention should be noted at all stages of project duration, waste disposal to be last option.
- ii. Sorting and restoring the C & D waste at the source is a GOOD PRACTICE. The C & D waste may be segregated into following categories:

- for structures for buildings
 - for use in road works
 - building parts that could be salvaged
- iii. Another level of segregation can be done among materials such as plastic, cables, glass, wood and plaster board.
- iv. Some recommendations for use of recycled C & D wastes include
- (a) To source the recycled concrete aggregates from sites being re-developed for use in the same site.
 - (b) For a given structure, only one type of manufactured coarse aggregate and one type of manufactured fine aggregate to be used.
- v. Road projects : Utilization of bitumen and asphalt can be recycled in roads projects in consultation with concerned agencies.
- vi. Besides cost savings, use of on-site crushers to produce such aggregates can reduce the transportation impacts of a project associated with the removal of C & D waste from site and the transportation of quarried aggregates.
- vii. During site clearance / re-modelling / renovation / re-development works, there are opportunities for beneficial re-use and re-cycling of the demolition materials. The subsequent use of recycled materials in reconstruction works also reduces the quantities of waste which would need to be disposed in landfill sites.
- viii. Excavated spoil/topsoil can be carefully set aside and also be used creatively in the landscaping or for construction of embankments and screening / noise abatement berms in civil engineering projects.
- h) Encourage on-site C & D waste processing/ reuse
- India's first plant (stationary) for recycling of C & D waste was commissioned during 2009 at 10 acre site at Burari, Jahangirpuri in North Delhi by Infrastructure Leasing & Financial Services (IL&FS) under an agreement with North Delhi Municipal Corporation. A 'fixed' recycling plant requires higher volumes of demolition waste to justify high investment in complex, screening and separation systems, which are necessary to process mixed demolition waste. It has to be located in a place, where large volume of waste is easily transported and there is a market for recycled products.

Full advantage to be taken of all opportunities for the reuse of construction materials. Explore utilization of material generated for reuse on site or salvaged for subsequent reuse to the greatest extent possible, disposal should be considered as a last resort. Need to maximise the efficient use/reuse of materials. Encourage setting up C & D waste recycling facilities on-site ex. Operate mobile or semi mobile C & D waste processing plants , this will reduce volume of waste to be transported.

i) Hazardous wastes / toxic wastes streams

Hazardous wastes / toxic wastes streams should be kept separately from other wastes to avoid further contamination, their disposal to be done in consultation with SPCBs/PCCs under HW Management Rules 2016. Examples of C & D waste that are classified as hazardous include lead, tars, adhesives, sealants , asbestos . The concerned authorities shall examine the DEMOLITION PLAN submitted by the applicant to assess if there are any HW streams.

j) Market for utilization of C & D waste products

The capital investments involved in equipment and facilities required for recycling the materials is significant, unless the market for use recycled aggregate is developed, economic viability of C & D waste processing facilities would be a challenge.

k) Mandate utilization of C & D waste products in Govt & private projects

The building construction products manufactured from C & D wastes have been reported to satisfactorily meet necessary requirements of compressive strength and water absorption. The end products such as kerb stones, paving blocks of different shape, size and colour, hollow and solid blocks, manufactured sand etc. have been tested in laboratories and found to be satisfactory. Use of fine aggregates and coarse aggregates manufactured by recycling of C & D waste has also been validated scientifically for part replacement of natural aggregates

The Rule (9) sub-rule (4) mentions that the *‘Procurement of materials made from construction and demolition waste shall be made mandatory to a certain percentage (say 10-20%) in municipal and Government contracts*

subject to strict quality control. Private developers to be also encouraged to mandate a percentage for procurement of materials made from construction and demolition waste subject to strict quality control.

- i. Efficient building ratings like GRIHA, LEED etc. can explore factoring the utilization of C & D wastes in their computations
- ii. Since CPWD, BIS and NBCC promote :
 - Maximum of 20% replacement of aggregates in RCC with RCA (recycled concrete aggregates)
 - 100% replacement of aggregates with RCA in light or non-load bearing lean concrete
 Need to incentivize use of C & D waste products in both - structural and non-structural applications.
- iii. Cost savings up to 15% can be observed for finished products such as paving blocks made from recycled aggregates (Ref. Market study on C & D waste utilization in Ahmadabad. : GIZ & Development Alternatives (DA).

l) Architectural initiatives

Though there may be several such instances however two examples are highlighted wherein creativity has been used to reuse C & D waste in buildings ex.

- a. A school building in Rajkot, designed by Ahmedabad-based architect Surya Kakani, has been built from the debris of the Bhuj earthquake.
- b. The Institute of Rural Research and Development (IRRAD) building in Gurgaon has innovatively recycled and utilised its own construction waste in the building.

m) Drainage

As per C & D Waste Rules (Rule 4 sub-rule (4)) there should be no littering or deposition of construction and demolition waste so as to prevent obstruction to the traffic or the public or drains. A proper drainage plan ensures planned disposal of water during rains / floods. Rivers to be protected from littering or deposition of construction and demolition waste to prevent obstruction to river flow.

Case study : Flood in Mega city - Mumbai ((Ref. Mumbai Marooned: An Enquiry into Mumbai Floods 2005) July 26, 2005 has gone down as a day no Mumbaikar will forget. A record 994 mm (37.2 inches) of rain

within 24 hours (75% of the downpour – 709 mm — fell in a five-hour period between 2.30 pm and 7.30 pm), widespread flooding and the loss of lives and property, the virtual shutdown of the city for two days (more in some areas)..... At least one-third of the surface area of the city is believed to have been flooded.

On issues on pertaining to waste management the following were the observations:

- i. *According to official BMC figures, Mumbai generates about 7,800 tonnes of solid waste daily. However, this figure is probably significantly inflated by the contractor lobby. NGOs working in the field of solid waste management state that no one seems to have an accurate figure of the amount of solid wastes generated in Mumbai. (page 30).*
- ii. *Construction debris, silt etc forms a substantial part (2,000 tonnes per day according to the BMC) of waste. This debris is also used to illegally fill low-lying land and mangroves. Construction debris such as concrete, cement and brick rubble can be used as road base and crushed and re-used to cast concrete blocks etc. These practices are legally mandated and in place in many developed countries. The recycling of construction debris should be legally mandated in Mumbai, and if necessary the required infrastructure (crushers etc) can be set up by tapping funds from the construction lobby (page 70).*
- iii. *'Dumping of waste (solid or effluent) in rivers and nallahs must be punishable by a fine and/ or imprisonment. Within a year, the BMC should provide adequate waste disposal facilities to these areas or relocate those it cannot provide services to (page 75).*
- iv. *Un-authorized construction on open Nallas and alongside Nallas and drains has narrowed the width of the drains thus reducing their clearing capacity; Drain choking incidents were reported at 14 places.*

(Ref. Mumbai Marooned: An Enquiry into Mumbai Floods 2005).

n) Equipment deployment:

Different types of sorting devices and screens are used for separating contaminants from end-product and grading the recycled product in

various grain sizes. Vibrating screens, star screens or disc-separators are used for removal of impurities. Other existing equipment include jaw crushers and impact crushers etc are used to suit the requirements of recycling and processing of C & D waste.

o) Green belt plantation

Green belt has been recognized as an effective shield to abate pollution mainly activities generating DUST. The report 'Guidelines for Developing Greenbelts' (CPCB March 2000) is a referral document to identify native species w.r.t. climatic zones. The criteria for selection for development of Green Belt include:

- i. The plant species should be fast growing & native to the region
- ii. They should have thick canopy cover preferably perennial.

p) Enforcement

Though stringent laws are being formulated by the civic bodies their enforcement however needs to be further strengthened Roads sides, vacant plots and river banks could be freed from debris dumps and drains freed from clogging if C & D waste is properly disposed /managed.

q) Training programs - Awareness of recycling C & D wastes

The BMTPC Guidelines highlights that for cities of population < one million : *Sensitization and facilitation for re-use and recycling of C & D waste may also be taken up in cities of population less than 1 million to encourage such initiative. This is because mega cities and cities with million plus population account for only 23 per cent of urban population (Census 2011).*

SPCBs / PCCs and ULBs to conduct sensitization training programs highlighting good practices and economic viability of establishing C & D waste recycling operations that are being implemented in various cities across the country.

7. C & D waste management - case study DELHI

All C & D plants coming up under the Public Private Partnership (PPP) model. Key features are given below:

- i. Delhi generates approximately 3000 MT of C & D waste per day as per IL&FS
- ii. Country's 1st C & D processing facility – Civic body: North Delhi Municipal Corporation (NMC); City – DELHI; Brief highlights: Site is at Burari, Jahangirpuri in North Delhi in collaboration with MCD developed by private operator IL&FS Environmental Infrastructure & Services Ltd (IEISL) to demonstrate the potential of a scientifically managed process in collection and recycling of C & D waste in Delhi of capacity 500 TPD. Plant commissioned during 2009 on a 10 acre site at Burari, Jahangirpuri in North Delhi.
- iii. **Delhi East Kidwai Nagar, New Delhi** : 2nd C & D facility set up by private operator M/s Enzyme India Pvt. Ltd. in year 2014 on PPP model with 100% by back by NBCC with a capacity of 150 TPD
- iv. **Delhi -Shashtri Park, New Delhi** : C & D plant in Delhi at Shastri Park in East Delhi at 2.5 acre site by private operator IL&FS, The facility will get mixed C & D waste from 15 designated sites of East Delhi.
- v. Civic body South Delhi Municipal Corporation (SDMC): The proposed plant at Ghumanhera in West Delhi will have a capacity to process some 500 tonnes of C & D waste per day.
- vi. Public Works Department (PWD): proposes to set up THREE C & D debris recycling plants in Delhi, each of installed capacity of 150 TPD. Two plots of two acres each identified at Tikri Kalan, Libaspur and near Nizamuddin Bridge, another plant being proposed at Kapashera.
- vii. C & D charges :
 - a. EDMC: There is a challan of up to Rs. 5,000/- for dumping waste illegally.
 - b. SDMC: imposition processing fee of Rs 205 per MT at time of sanctioning building plan and Rs 225 per MT for lifting waste. The transportation charges would be increased by 10% every two year.
- viii. Delhi government advisory C & D waste utilization
The Delhi government has issued an advisory on the use of products made out of recycled C & D waste by the Public Works Department (PWD). All Delhi government agencies will be required to incorporate a

clause in their tenders that mandates use of a minimum of 2 per cent recycled products from construction waste in all future contracts for building works and 10 per cent recycled products for road works. (CSE **August 26, 2015**)

8. Initiatives in C & D waste management in 69 cities

Based on literature survey the data on C & D waste management initiatives taken by some urban local bodies in some major cities have been compiled in **ANNEXURE I**: Initiatives in C & D waste management in 69 cities, the data demonstrates that cities are recognizing the importance of processing C & D wastes hence many cities have stipulated collection charges and introduced penalties for illegal disposal.

Salient features of Enforcement as derived from Annexure I is summarized:

- a. C & D waste processing facilities are being established on PPP mode (private operators).
- b. Land acquisition for C & D waste processing
Most of the cities are either in the final stages of acquiring site for establishing C & D waste processing site or have identified alternate sites which need to be evaluated for economic sustainability.
- c. Intermediate collection points – Some ULBs have declared designated sites for dumping C & D debris.
- d. Public services :
 - i. Many ULBs have announced Helpline toll free number for citizens for reporting illegal dumping of C & D waste provided
 - ii. Complaints by email: ex Chandigarh - Citizen can also be emailed at *bi_mcc@chdut.nic.in*. MCC has vouched that *malba* will be collected within 48 hours of the complaint.
 - iii. Timing for C & D (*malba*) collection - Collection of *malba/ C & D waste* between 9 am and 5 pm. (Chandigarh)
 - iv. Call centre number 040-21111111 and 'My GHMC App' (Greater Hyderabad)
- e. C & D waste lifting charges :
Different criteria have been used to setting fees for lifting C & D wastes ex.

- i. 0.5 to 0.75 tonnes - Rs. 500/- ; between 0.75 tonnes to 1.50 tonnes - Rs. 1,000/- ; between 1.50 tonnes to 3 tonnes – Rs 2,000 ; between 3 to 6 tonnes - Rs. 4,000/-
 - ii. For a structure > 80 sq m area Rs. 50/- per month ; Rs. 100/- charged for 120 sq. metre. Beyond 120 sq. metre, Rs. 200/- ; Stacking of construction/ demolition debris Rs. 1500/- per tractor trip Rs. 3000/- per truck trip
 - iii. To collect a quantity of *malba* between less than 25 cubic feet (cu ft) - Rs. 50 ;for > 25 cu ft Rs. 2 per cu ft extra is charged.
 - iv. GHMC user fee Rs 360 per tonne (Greater Hyderabad).
- f. Penalty range:
- i. Dumping of *malba* in front of houses, parks or at any other public space has been banned and any violation has a penalty of Rs. 500. (Chandigarh)
 - ii. A fine of Rs. 1,000 will be levied on those mixing construction debris with wet waste
 - iii. The civic body (PMC) has put a ban on dumping waste in open spaces, riverbeds, canals and quarries. Imposition fine of Rs 25,000 on such illegal dumping (Pune MC).
 - iv. The Corporation imposes a fine of Rs. 2000/- . (Chennai)
 - v. Penalty for not removing C & D waste , fine of Rs. 5000/- per tonne (Thiruvanthapuram).
 - vi. Penalty: For not delivering Construction and Demolition waste in a segregated manner as specified there is a fine of Rs. 1000/- & For dumping of construction and demolition waste in non-designated areas there is a fine of Rs 5000/- . (Shillong)
 - vii. Penalty: Violating norms while transporting construction debris , penalty Rs 5,000 (Ghaziabad)
 - viii. Penalty: Construction debris dumping on road, public places and open places = Rs. 1000/-.(Amravati)
 - ix. Penalty: Failure in lifting C & D Waste (at least one truck load) from designated location OR Failure in transportation of C & D Waste to the processing facility per instance processing facility per instance OR Failure to lift claimed C & D Waste from the generator within 48 hrs. per instance – fine Rs 2000 ; Failure to lift C & D Waste dumped on roadside within 24 hrs. per instance –

fine . Rs. 1000/- ; Non-performance of any other obligation under the Agreement for a continuous period of 7 (seven) days fine Rs. 10000/-. (Vijayawada)

- x. Penalty: for of C & D wastes ; fine ranging from Rs. 100/- to Rs. 500/- (Surat)

Figure 9.1: Loss of C & D wastes “loss of opportunities to reuse / recycle



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ANNEXURE I : Initiatives in C & D waste management in 69 cities

Sl.	City	C & D waste generation TPD/Mt	Status of C & D waste processing / disposal facility
1.	Panaji, Goa	25 TPD	The Integrated Solid Waste Management (ISWM) system has been proposed for the year 2040, for a total capacity of 100 Tonnes per day. Out of 100 TPD, around 33 TPD of construction debris could be processed. C & D waste will be collected separately, zone-wise, for transportation to Integrated Solid Waste Management (ISWM) Facility for processing and land filling.
2.	Coimbatore, TN	850 TPD	<u>Civic body</u> - Coimbatore City Municipal Corporation (CCMC) estimates that of the 850 TPD wastes generated about 150 TPD is construction debris. CCMC has proposed a processing plant of capacity 100 TPD
3.	Madurai	295.26 TPD	<p><u>Civic body</u> - Madurai city corporation has earmarked places four locations for disposal C & D wastes :</p> <ul style="list-style-type: none"> • at Vilankudi old dumping yard at ward 1 for zone 1 • at Masthanpatti (Palathottam) at ward 29 for zone 2 • at Gatelock Road at ward 71 for zone 3 and • at Vellaikal dumping yard at ward 94 for zone 4. <p>Earlier C & D waste was being dumped along the river at Thirumalairayar Padithurai on south bank and Mathichiyam on the north bank.</p> <p><u>C & D lifting charges</u> : Corporation fixed clearing charges for 0.5 to 0.75 tonnes - Rs. 500/- ; between 0.75 tonnes to 1.50 tonnes - Rs. 1,000/- ; between 1.50 tonnes to 3 tonnes - Rs 2,000 ; between 3 to 6 tonnes - Rs. 4,000/-</p> <p><u>Helpline</u> toll free number for citizens for reporting illegal dumping of C & D waste provided</p>
4.	Nagpur	1.120 TPD	<u>Civic body</u> : Nagpur Municipal Corporation (NMC) lifts, transports and dumps construction and demolition material at Bhandewadi dump yard engaging services of private operator m/s Kanak Resources Management Ltd.
5.	Nashik	-	<p><u>Civic body</u> : NMC has identified sites for dumping C & D debris.</p> <p>The responsibility for disposing the construction debris is with the waste generators and not with the Corporation.</p> <p>Inert processing unit of capacity 50 TPD comprises of mechanical sieve and air density separator, main purpose plant is to recover the construction material from the waste and or</p>

			utilizing for construction activities to minimize landfill burden.
6.	Ahmedabad	295.26 TPD	<u>Civic body</u> : Ahmadabad Municipal Corporation (AMC) : m/s DNP Infrastructure Pvt. Ltd. has been awarded operations of a 300 TPD C & D waste processing plant 5 acres of land on PPP mode for 30 years. It is operational from October, 2013 , involved in collection & transportation of such waste from 24 designated locations.
7.	Indore	100 TPD	<u>Civic body</u> : Indore Municipal Corporation (IMC) :Proposes to award 75 TPD C & D waste processing facility on four acres of land in Devguradia region for period of 15 years.
8.	Ujjain	30 TPD	C & D wastes dumped at MR-V Agar Road trenching ground located about 4 km from the city.
9.	Agartala	123 TPD	<u>Civic body</u> : Agartala Municipal Council , though no separate facility for C & D waste however existing 250 TPD involved in Solid waste processing plant (composting and scientific landfill) w.e.f. March 2014
10.	Kanpur	189 TPD	C & D wastes processed for making bricks , HBTI Kanpur is associated with project.
11.	Varanasi	24.6 TPD	<u>Civic body</u> :Varanasi Nagar Nigam transporting C & D waste to Karsda / Ramana land fill ,where the waste is used as covering material for municipal solid waste (MSW) at the site. Proposes to address C & D waste separately.
12.	Bhubaneswar	196.8 TPD	<u>Civic body</u> : <u>Bhubaneswar Municipal Corporation</u> (BMC) proposes to set up a C & D <u>waste processing plant</u> on public-private-partnership mode. The civic body has identified two sites for dumping of waste - Patia and Kargil Basti. <u>C & D charges</u> : For a structure > 80 sq m area Rs. 50/- per month ; Rs. 100/- charged for 120 sq. metre. Beyond 120 sq. metre, Rs. 200/- ; Stacking of construction/ demolition debris Rs. 1500/- per tractor trip Rs. 3000/- per truck trip <u>Disposal</u> : Regional Landfill of non bio-degradable and inert material site at Brajrajnagar/ Jharsuguda.
13.	Salem	85 TPD	<ul style="list-style-type: none"> Large quantity non-hazardous waste (e.g. C & D waste / flyash) disposed is being off in monofills (i.e. receiving one type of waste). The City Municipal Corporation has appointed a Bangalore-based private consultant to prepare a project report for the integrated solid waste management scheme.
14.	Thanjavur	Total MSW + C & D waste =	Construction of Rural Roads using C & D Waste Materials: By addition of C & D waste materials in the sub-base layer of the road structure, the conventional laterite layer of rural

		~ 60 TPD	road formation can be further strengthened; quantity of utilization of laterite is reduced and thus leads to cost reduction in road laying. • Dumpsite near STP site - Thepperaumanallur.
15.	Vellore	1.37 TPD	- Total (MSW + C & D)
16.	Kochi	25.2 TPD	- Total (MSW + C & D)
17.	Sholapur	44.3 TPD	- Total (MSW + C & D)
18.	Aurangabad	85.6 TPD	-
19.	Mumbai – (Kalyan-Dombiwali)	~650-700 TPD	As of 2014, Mumbai generates over 10,000 metric tonnes of waste per day - 8,000 metric tonnes of MSW and 2,000 metric tonnes of debris.
20.	Thane	600 TPD	-
21.	Chandigarh	3.5 TPD	<p><u>Civic body</u> : Municipal Corporation Chandigarh (MCC), MCC has also identified 18 low-lying areas for dumping of debris. Facility – MSW facility in Dadu Majra , after compressing waste it is then covered with a layer of C & D about 2 feet thick.</p> <p><u>C & D charge</u> - Collection of <i>malba/ C & D waste</i> between 9 am and 5 pm. MCC has fixed amounts for <i>malba</i> collection.</p> <p>To collect a quantity of <i>malba</i> between less than 25 cubic feet (cu ft) - Rs. 50 ;for > 25 cu ft Rs. 2 per cu ft extra is charged.</p> <p>The rate at which MCC is charging to the residents, is hardly one third of the total cost incurred by the municipality. But the municipality does not mind spending this amount, as its aim is to make citizens conscious of cleanliness and contribute towards keeping their city clean.</p> <p><u>Penalty</u>: Dumping of <i>malba</i> in front of houses, parks or at any other public space has been banned and any violation has a penalty of Rs. 500.</p> <p><u>Mobile helpline number</u> MCC provide number 3274154 to book complaint for <i>malba</i> removal. Complaints can also be emailed at <i>bi_mcc@chdut.nic.in</i>. MCC has vouched that <i>malba</i> will be collected within 48 hours of the complaint.</p>
22.	Jaipur	150 TPD	The state government proposes set up C & D Waste Processing Plants in 29 cities including

			state capital, Jaipur. In Jaipur a private company proposes to set up recycling facility capacity 300 TPD on 6 acres of land near the existing dumping stations.
23.	Lucknow	693.8 TPD	Disposal of C & D waste and inert material used as covering material in Telibagh Bhatha Maidan area.
24.	Bengaluru	1,000-3,000 TPD	<u>Civic body</u> : Bruhat Bengaluru Mahanagara Palike (BBMP) - The BBMP proposes to put up the C & D waste processing facilities in PPP mode in three abandoned quarry areas in Kannur, Mallasandra and Anjanapura , each with capacity to process 750 TPD he facility to BBMP. <u>Penalty</u> : A fine of Rs. 1,000 will be levied on those mixing construction debris with wet waste
25.	Pune	250-300 TPD	<u>Civic body</u> : PMC : The C & D waste in Pune constitutes 40% of MSW in Pune. District administration has allocated 2 acres of land at Wagholi for C & D waste processing. <u>Penalty</u> : The civic body (PMC) has put a ban on dumping waste in open spaces, riverbeds, canals and quarries. Imposition fine of Rs 25,000 on such illegal dumping.
26.	Bhopal	30-40 TPD	-
27.	Hyderabad	5000 TPD	<u>Civic body</u> : The transport wing deploys for Greater Hyderabad Municipal Corporation (GHMC) vehicles for collection and transportation of C & D waste from bulk generators. Proposed disposal sites - setting up of a decentralised C & D waste plants at four identified locations, Fathullaguda, Jeedimetla, Kothwalguda and Mallapur. <u>C & D charge</u> - GHMC user fee Rs 360 per ton. Public service : call centre number 040-21111111 and 'My GHMC App'.
28.	Chennai, Tamil Nadu	1143 TPD	<u>Disposal</u> : <ul style="list-style-type: none"> • According to Chennai Corporation- East, there is one dumping yard present in each of the 15 zones of the city. • There are two dumping sites in Chennai Perungudi and Kodungaiyur where, a large amount of C & D waste is being dumped. • Cooum, Adyar, Buckingham Canal and Pallikaranai marshland are popular sites where construction debris is dumped illegally. • <u>C & D waste disposal designated areas</u> : Sathangadu (Tiruvottiyur), CPCL junction (Manali), GNT Road Sembiam Sengundram Road (Madhavaram), Kodungaiyur (Tondiarpet), Moolakothalam crematorium (Royapuram), Otteri disposal yard (Thiru Vi Ka Nagar), Devi Karumariamman Nagar crematorium (Ambattur), 1st Avenue of Gajalakshmi

			<p>Colony (Anna Nagar), Karaneeswarar Pagoda Street Recycling Plant (Teynampet), Anna Avenue (Kodambakkam), Ramavaram Bharathi Road (Valasaravakkam), MGR Nagar recycling plant (Alandur), Near Kotturpuram Railway Station (Adyar), Perungudi dumpyard (Perungudi) and Gangai Amman Koil Street Extension in Karapakkam (Sholinganallur). .</p> <ul style="list-style-type: none"> • <u>Penalty:</u> The Corporation imposes a fine of Rs. 2000/-.
29.	Thiruvananthapuram	15.84 TPD	<u>Penalty:</u> For not removing C & D waste , fine of Rs. 5000/- per tonne.
30.	Patna	1000-1200 Total (MSW + C & D)	<u>Civic body:</u> Patna Municipal Corporation (PMC) - Site at Bairia , area of 80 acres approx. under PMC has been used for open dumping for last 2-4 years. Waste collected from across the 72 wards, as well as part of the waste collected from the three ULBs of Danapur, Phulwari and Khagaul is presently reaching the designated dump site at village Bairia on the Gaya road
31.	Kolkata	4837 TPD Total (MSW + C & D)	C & D wastes recycled in road construction in Kolkata: The recycling process is best suited to roads with light traffic.
32.	Guwahati	0.864 TPD	-
33.	Shillong	2.76 TPD	<p><u>Disposal:</u> proposed use at landfill site at Mawiong to cover as a layer (earth) for covering compacted garbage.</p> <p><u>Penalty:</u> For not delivering Construction and Demolition waste in a segregated manner as specified there is a fine of Rs. 1000/- & For dumping of construction and demolition waste in non-designated areas there is a fine of Rs 5000/-.</p>
34.	Mumbai	2500 tonnes/ day	<p>In September 2005, the Municipal Corporation of Greater Mumbai issued the Demolition and Desilting Waste (Management and Disposal) Guidelines but due to lack of enforcement, demolition debris still ended up in dumping grounds.</p> <p>The Youth for Unity and Voluntary Action (YUVA) and City Industrial Development Corporation (CIDCO then came up with a <u>decentralized</u> solution for recycling debris into construction material such as bricks and interlocking pavers.</p> <p><u>Penalty:</u> For not delivering Construction and Demolition waste in a segregated manner as specified there is a fine of Rs. 1000/-</p>
35.	Srinagar, J&K	530 TPD	Srinagar Municipal Corporation has one dumping site at Syedpora Achan spread over 540

		(MSW + C & D waste)	kanals of land
36.	Ludhiana	17.57 TPD (MSW + C & D waste)	-
37.	Amritsar	600 tonnes/ day MSW	Propose to use C & D waste in making roads.
38.	Faridabad (M.Corp.)	26.52 TPD	Propose to set up C & D waste recycling facility near Kachra Chowk on the Gurgaon-Faridabad Road
39.	Shimla	99 TPD	C^D waste recycling plant proposed in Darni ka Bagicha area.
40.	Jodhpur	386 TPD	The existing trenching site is located at Dabi Road Nanta nearly 10-15 km from the city having area of 52.28 ha, there is a dumping site at Keru (15 km away from the city Jodhpur). <u>Penalty:</u> Selling of segregated/ un segregated waste and Usable/recyclable items from the MSW - Upto Rs 25,000/- per incident ; Waste found on road side/ on road Rs .500/- per incident
41.	Dehradun	13.5 kg/day	<u>Civic body</u> - Dehradun Nagar Nigam (DNN) The existing SW disposal site is located at Dateda Lakhond on Sahashradhara Road , distance of 7 km from the town.
42.	Ghaziabad		Density of construction waste in MSW samples = 1663.47 Kg/cu m <u>Penalty:</u> Violating norms while transporting construction debris , penalty Rs 5,000
43.	Agra	49.1 TPD	-
44.	Meerut	27.3 TPD	<u>Recycle of C & D waste</u> - Left over cement and mortars, cement concrete blocks, aggregate, sand and other inorganic material is recycled and reused as Granular Sub Base (GSB) layer of pavement. Earth rendered surplus from the excavation is utilized in the embankment works.
45.	Allahabad	31.01 TPD	<u>Recycle C & D wastes</u> - bricks of C & D in road works & river banks works
46.	Amravati	81.6 TPD	<u>Penalty:</u> Construction debris dumping on road, public places and open places = Rs. 1000/-.
47.	Greater Visakhapatnum Municipal Corporation	80 TPD	<u>Civic body GVMC</u> - C & D waste processing unit at Visakhapatnam under PPP model. The state government has accorded permission to the Swachha Andhra Corporation to float Request for Proposal for 80 TPD capacity recycling plant near Kapuluppada.

	(GVMC)		
48.	Vijaywada	70 TPD	<p>Unauthorised disposal of C & D debris on Bandar Canal bund near Krishna Lanka , Kanaka Durga Varadhi and Eluru canal near Sitaramaraju bridge C & D waste processing unit at Vijaywada under PPP model.</p> <p><u>Penalty:</u> Failure in lifting C & D Waste (at least one truck load) from designated location OR Failure in transportation of C & D Waste to the processing facility per instance processing facility per instance OR Failure to lift claimed C & D Waste from the generator within 48 hrs. per instance – fine Rs 2000 ; Failure to lift C & D Waste dumped on roadside within 24 hrs. per instance – fine . Rs. 1000/- ; Non-performance of any other obligation under the Agreement for a continuous period of 7 (seven) days fine Rs. 10000/-.</p>
49.	Kozhikode	50 Kg/ day	Civic body - Municipal Corporation Kozhikode , propose to set up facility under PPP mode
50.	Thrissur	1.55 TPD	-
51.	Malappuram	14 TPD	-
52.	Kannur	15 TPD (MSW + C & D waste)	-
53.	Kollam	1.55 Metric tonnes/ day	Kollam MC has a disposal site (4 ha) at Kureepuzha 6 Km from the city centre functioning since 2002. Civic body- Kollam
54.	Tiruchirappalli	14.5 TPD	Civic body - Trichy Corporation passed a resolution to control the indiscriminate dumping of C & D wastes on roads, riverbanks, canals and ponds. The corporation plans to utilize the C & D wastes in brick-making, with the technical support from IIT –Chennai
55.	Asansol	45 TPD	Civic body – AMC , two waste disposal sites under the AMC at Kalipahari (27 acres) and other at Samdihi, Burnpur (area 03 acres) – mainly MSW , operator M/s. GEPIL
56.	Jamshedpur	30.93 TPD	Jamshedpur proposes to recycle a major part of its solid waste. Delhi-based consultant m/s Tetra Tech India Private Ltd to install a integrated solid waste management = compost plant + a sanitary landfill (disposal facility for inert wastes) + C & D waste processing facility to produce eco-friendly bricks. Site – at Khairbani on the city's outskirts.
57.	Dhanbad	26.93 TPD	<u>Penalty:</u> Dhanbad Municipal Corporation has decided to impose a fine of Rs 1,000 per day with immediate effect on citizens found guilty of dumping C & D wastes on public roads or dustbins.

58.	Ranchi	25.92 TPD	Recycle C & D waste: Brick making is used in processing C & D wastes
59.	Raipur	16.97 TPD	C & D waste segregated & sold balance used for filling low lying areas.
60.	Dispur	0.864 TPD	Most of the C & D debris used for the filling of low areas. Government has allotted a landfill site of 40 acres at Baragaon, 20 km away from Guwahati for composting MSW 100 TDP and dumping of C & D waste
61.	Aizwal	0.3 TPD	<u>Civic body</u> - Aizwal Municipal Corporation (AMC) has identified four low lying locations to dump the C & D wastes to develop flat land.
62.	Kohima	2.7 TPD	<u>Civic body</u> - KMC ; disposal site about 8 Kms away from the city on NH- 39 for MSW
63.	Vasai Vihar City	219 TPD	<u>Civic body</u> -Vasai Virar Municipal Corporation (VVMC)
64.	Gandinagar	36.50 TPD	Civic body –GMC ; C & D waste is transported by private contractors waste to privately owned low-lying land at a price
65.	Surat	1400 TPD (MSW & CDW)	For C & D the civic body has allotted 12,000 sq.m. land at Kosad for dumping. Helpline – toll -free number '1800-212-2829' for collection of C & D wastes. Penalty: for of C & D wastes ; fine ranging from Rs. 100/- to Rs. 500/-
66.	Vadodara	27.80 TPD	-
67.	Rajkot	100 TPD	<u>Civic body</u> -RMC taken initiative to collect and dispose C & D waste separately and setup a C & D processing facility of 100 TPD
68.	Jabalpur	26.60 TPD	Civic body - Municipal Corporation Jabalpur on PPP mode
69.	Gwalior	210 TPD (MSW + CDW)	Disposal site - Kedarpur.

ANNEXURE II: POTENTIAL USES OF C & D WASTES

C & D waste	Potential use of C & D wastes
Concrete	<p>The utilization of recycled aggregate is particularly very promising as 75 per cent of concrete is made of aggregates.</p> <p><u>Opportunity:</u> The enormous quantities of demolished concrete can easily be recycled as aggregate and used in concrete. Research & Development activities have been taken up all over the world for proving its feasibility, economic viability and cost effectiveness.</p> <p>Work on recycled concrete has been carried out at few places in India by CBRI and CRRI, but waste and quality of raw material produced being site specific, tremendous inputs are necessary if recycled material has to be used in construction for producing high grade concrete.</p>
Bricks	<p>If deconstructed properly, bricks can be reused after removal of mortar. Broken bricks can be used for refilling or for manufacturing debris paver blocks or debris blocks.</p>
Stone	<p>Stone can be reused for plinth formation, masonry construction, landscape purpose, ledges, platforms, window sills, coping etc. depending upon the form of available stones.</p>
Timber	<p>Timber elements from deconstructed building may have aesthetic and antique value.</p> <p><u>Opportunity :</u> Whole timber arising from construction and demolition works can be utilized easily and directly for reused in other construction projects after cleaning, de-nailing and sizing.</p>
Plywood and other timber based boards	<p>Plywood and other timber based boards can be either reused for interior works in new construction or it can be recycled for manufacturing of timber based boards.</p>
Gypsum	<p>In India, over 10 about of waste gypsum such as phosphor-gypsum, fluoro-gypsum etc., are being generated annually.</p> <p><u>Opportunity :</u> Plaster developed from this waste gypsum has showed improved engineering properties without any harmful effect. Phosphor-gypsum and lime sludge can be recycled for manufacture of Portland cement, masonry cement, sand lime bricks, partition walls, flooring tiles, blocks, gypsum plaster, fibrous gypsum boards, and super-sulphate cement.</p>
Metals & metal alloys-	<p>Ferrous Metals are the most profitable and recyclable material. Scrap steel is almost totally recycled and allowed repeated recycling. Structural steel can be reused as well as 100% steel can be recycled to avoid wastage at construction site.</p>

	<p><u>Advantage</u> : Generally sold to a scrap metal dealer at a specified price. Metals like scrap iron can be mixed with the virgin metal in the foundry. In India more than 80% scrap arising is recycled.</p>
Non ferrous metal	<p>The main non ferrous metal collected from construction and demolition sites are aluminium, copper, lead and zinc .</p> <p><u>Opportunity</u> : In India aluminium and copper are recycled and are valuable resources</p>
Debris	<p>Construction debris can be recycled to manufacture paver blocks which can be used in light traffic areas and masonry blocks. Other uses of processed debris include use in lean concrete for leveling purpose, as mortar for masonry, as bedding mortar for pavement tiles and used for land filling materials is comparable with new materials.</p> <p><u>Opportunity</u>: Market potential on an average in Pune city estimates about 40 crores of bricks in a year.</p>
Composite materials	<p>The plastic wastes are best for recycling if these materials are collected separately and cleaned. Recycling is difficult if plastic wastes are mixed with other plastics or contaminants. Plastic may be recycled and used in products specifically designed for the utilization of recycled plastic, such as street furniture, roof and floor, PVC window noise barrier, cable ducting, panel.</p> <p><u>Constraint</u>: The third largest consumer of composite materials is <u>construction sector</u>, automobile and aeronautics being first two largest consumers. Composite materials like thermoplastics are not only using non-renewable resources, they are non-biodegradable products. Thermoplastics (Polycarbonate, polyethylene, polypropylene, PVC etc.) can be recycled, but recycling involves high costs, whereas thermosets (Epoxy adhesives) are difficult to recycle. The lack of adequate markets, high recycling cost, and lower quality of the recyclates are the major commercialization barriers in recycling of composite materials. PVC-U sourced mostly from window and door fabricators is being recycled into wiring accessories and cable management systems including skirting and trunking. Composite materials can be down-cycled.</p>
<p>Ref : https://www.researchgate.net/publication/256677141_construction_and_demolition_waste_management_with_reference_to_case_study_of_Pune</p>	

ANNEXURE III: GLOBAL PRACTICES OF UTILIZATION OF C & D WASTES (Ref. BMTPC Guidelines)

City / country	C & D Waste utilization
Ontario, Canada	A target fixed to divert 50% of the C & D waste from landfills by 2000 using 1987 waste production levels as baseline.
Alberta, western province of Canada.	Re-use/recycling of C & D began in late 2008.
Nova Scotia, Canadian Province	Halifax Regional Municipality is (2011) diverting more than 80% of C & D waste from storage in landfill to reuse and recycling.
Netherlands, Sweden, Denmark, Austria, France and Switzerland	recycle 80 to 90% of their C & D waste.
Tokyo	Enforced the construction waste recycling law in 2002. The current rate of recycling of waste concrete is more than 99% (Source: Tokyo Metro Waste Management web site).
In Australia - cities of Sydney and Melbourne.	The reuse and recycling is more than 80%
UK	The Olympic Stadium in London used 30% recycled concrete in its construction. United Kingdom regulations explicitly permit use of recycled and manufactured aggregates in non structural framework without any discrimination in relation to aggregate from natural resources. 28% of aggregates used in UK are recycled C & D waste aggregate.
USA, cities like New York.	<ul style="list-style-type: none"> • Have no place for landfill for disposal of C & D waste, as was practiced a decade ago. • does not have any C & D waste disposal facility, it exports C & D waste to neighbouring states by paying a tax Construction sites use C & D waste in renovations or new construction
California , USA	Reusing / recycling about 60% of C & D waste.
Portland, Oregon USA	More than 2/3 rd of C & D waste is getting recycled / reprocessed.
Minnesota, USA	About 70% of demolition debris and 60% construction waste are being salvaged, recycled and reprocessed.
Singapore	Reusing / recycling 980% C & D waste (land constrained area).
Indonesia and Malaysia	Reusing / recycling about 50 to 60% of C & D waste.
Portugal	reuse/recycling of C & D waste is less than 40%
Hong Kong	C & D waste utilization is 60%.
Korea	Effective cycling rate is 36 per cent, with a target of increasing this to 45 per cent by 2016.

ANNEXURE IV**Criteria for site selection of C & D waste processing facility (SCHEDULE I)**

(Note: numerals in brackets as per Notification of C & D waste Rules 2016)

- i. (4) The processing or recycling shall be large enough to last for 20-25 years (project based on-site recycling facilities).
- ii. (5) The processing or recycling site shall be away from habitation clusters, forest areas, water bodies, monuments, National Parks, Wetlands and places of important cultural, historical or religious interest.
- iii. (6) A buffer zone of no development shall be maintained around solid waste processing and disposal facility, 20 tons or more in one day or 300 tons per project in a month of installed capacity. This will be maintained within the total area of the solid waste processing and disposal facility. The buffer zone shall be prescribed on case to case basis by the local authority in consultation with concerned State Pollution Control Board.
- iv. (7) Processing or recycling site shall be fenced or hedged and provided with proper gate to monitor incoming vehicles or other modes of transportation.
- v. (8) The approach and or internal roads shall be concreted or paved so as to avoid generation of dust particles due to vehicular movement and shall be so designed to ensure free movement of vehicles and other machinery.
- vi. (9) Provisions of weigh bridge to measure quantity of waste brought at landfill site, fire protection equipment and other facilities as may be required shall be provided.
- vii. (10) Utilities such as drinking water and sanitary facilities (preferably washing/bathing facilities for workers) and lighting arrangements for easy landfill operations during night hours shall be provided and Safety provisions including health inspections of workers at landfill sites shall be carried out made.
- viii. (11) In order to prevent pollution from processing or recycling operations, the following provisions shall be made, namely:
 - a. Provision of storm water drains to prevent stagnation of surface water;
 - b. Provision of paved or concreted surface in selected areas in the processing or recycling facility for minimizing dust and damage to the site.
 - c. Prevention of noise pollution from processing and recycling plant.
 - d. Provision for treatment of effluent if any, to meet the discharge norms as per Environment (Protection) Rules, 1986.
- ix. (15) A vegetative boundary shall be made around Processing or Recycling plant or site.



Central Pollution Control Board

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**Report of the CPCB In-house Committee on
Methodology for Assessing Environmental
Compensation and Action Plan to Utilize the Fund**



CENTRAL POLLUTION CONTROL BOARD
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Abstract

Environmental compensation is a policy instrument for the protection of the environment which works on the Polluter Pay Principal. Environmental compensation has already been implemented in various countries, although limited in scope. Experiences from these implementations are mixed and tend to stress the importance of certain principles in order to achieve the overall objective of protection of the environment.

The Hon'ble National Green Tribunal through its various judgments has empowered the Central Pollution Control Board to lay down the methodology to assess and recover compensation for damage to the environment and utilize such amount in terms of an action plan for protection of the environment.

An attempt has been made by the CPCB in-house Committee to develop a methodology for assessing environmental compensation to be levied on concerned industry, authority, individual etc. for the protection of environment. Expert institutions/ NGOs like The Energy and Resources Institute, Centre for Science and Environment-India, Institute of Economic Growth etc. were also consulted to finalize the report. Overall objective is to develop self-sense of responsibility towards the environment and to make defaulters realize their mistake by imposing compensation, which will be utilized for the protection/restoration of the environment.

Although, this is the first attempt in India towards development of methodology for assessing environmental compensation, however, efforts have been made to simplifying the process so that regulatory institutions can easily adopt the methodology for implementation.

Chapter-I: Environment Compensation to be levied on Industrial Units

1.1 Background

The Hon'ble National Green Tribunal (NGT), Principal Bench in the matter of OA No. 593/2017 (WP (CIVIL) No. 375/2012, Paryavaran Suraksha Samiti & Anr. Vs. Union of India & Ors. directed Central Pollution Control Board (CPCB) that:

“The CPCB may take penal action for failure, if any, against those accountable for setting up and maintaining STPs, CETPs and ETPs. CPCB may also assess and recover compensation for damage to the environment and said fund may be kept in a separate account and utilized in terms of an action plan for protection of the environment. Such action plan may be prepared by the CPCB within three months” (Annexure-I).

1.2 Constitution of the Committee

In this context, Chairman, CPCB constituted a Committee under the Chairmanship of Shri A. Sudhakar, I/c WQM-I with Shri A. K. Vidyarthi, I/c WQM-II, Shri P. K. Gupta, I/c IPC-VI, Shri Nazimuddin I/c IPC-II and Dr. S. K. Paliwal, Scientist 'D' as members. The Committee was asked to deliberate on this issue and come up with a draft formulation before 15.9.2018.

1.3 Methodology for Assessing Environmental Compensation

The Committee discussed the issue on 4.9.2018, 13.9.2018, 17.9.2018 and 09.10.2018. A meeting was also held with Senior Officers of CPCB Head Office and Regional Directorates through video conferencing on 28.09.2018 to discuss the draft report and to seek comments/feedbacks. The comments/feedbacks received and deliberations of the Committee on the same are given in **Annexure-II**.

As per the Hon'ble NGT suggestion, CPCB has invited comments of 3 expert institution, namely, Centre for Science and Environment (CSE), Institute of Economic Growth (IEG) and The Energy Research Institute (TERI). A meeting to incorporate the comments of the expert institutions and to finalize the report, was held on 27/03/2019. The CPCB in-house committee on Environmental Compensation has deliberated on the comments and finalized the report accordingly. The Committee's deliberations are attached as **Annexure-III**.

It was deliberated for developing a formula for imposing environmental compensation on industrial units for violation of directions issued by regulatory bodies and this is the first attempt made. The committee discussed that environmental compensation should be based on "Polluter Pay Principle". The Committee decided to list the instances for taking cognizance of cases fit for violation and levy environmental compensation.

Cases considered for levying Environmental Compensation (EC):

- a) Discharges in violation of consent conditions, mainly prescribed standards / consent limits.
- b) Not complying with the directions issued, such as direction for closure due to non-installation of OCEMS, non-adherence to the action plans submitted etc.
- c) Intentional avoidance of data submission or data manipulation by tampering the Online Continuous Emission / Effluent Monitoring systems.
- d) Accidental discharges lasting for short durations resulting into damage to the environment.
- e) Intentional discharges to the environment -- land, water and air resulting into acute injury or damage to the environment.
- f) Injection of treated/partially treated/ untreated effluents to ground water.

1.3.1 In the instances as mentioned at *a, b and c* above, Pollution Index may be used as a basis to levy the Environmental Compensation. CPCB has published guidelines for categorization of industries into Red, Orange, Green and White based on concept of Pollution Index (PI). The Pollution Index is arrived after considering quantity & quality of emissions/ effluents generated, types of hazardous wastes generated and consumption of resources. Pollution Index of an industrial sector is a numerical number in the range of 0 to 100 and can be represented as follows:

$$PI = f(\text{Water Pollution Score, Air Pollution Score \& HW Generation Score})$$

Pollution Index is a number from 0 to 100 and increasing value of PI denotes the increasing degree of pollution *hazard from the industrial sector*.

CPCB has issued directions to all SPCBs/PCCs on 07.03.2016 to adopt the methodology and follow guidelines prepared by CPCB for categorization of industrial sectors into Red, Orange, Green and White.

The concept of Pollution Index, which was deliberated widely with all stakeholders and agreed, shall be used for calculating Environmental Compensation. This may help in implementation of such provision throughout the country, a successful initiative in vital field of industrial pollution control.

After considering various factors including the policy implementation issues, Committee has come up with following formula for levying the Environmental Compensation in instances as mentioned at *a, b and c* including non-compliance of the environmental standards / violation of directions.

The Environmental Compensation shall be based on the following formula:

$$EC = PI \times N \times R \times S \times LF$$

Where,

EC is Environmental Compensation in ₹

PI = Pollution Index of industrial sector

N = Number of days of violation took place

R = A factor in Rupees (₹) for EC

S = Factor for scale of operation

LF = Location factor

The formula incorporates the anticipated severity of environmental pollution in terms of Pollution Index, duration of violation in terms of number of days, scale of operation in terms of micro & small/medium/large industry and location in terms of proximity to the large habitations.

Note:

- The industrial sectors have been categorized into Red, Orange and Green, based on their Pollution Index in the range of 60 to 100, 41 to 59 and 21 to 40, respectively. It was suggested that the average pollution index of 80, 50 and 30 may be taken for calculating the Environmental Compensation for Red, Orange and Green categories of industries, respectively.
- N, number of days for which violation took place is the period between the day of violation observed/due date of direction's compliance and the day of compliance verified by CPCB/SPCB/PCC.
- R is a factor in Rupees, which may be a minimum of 100 and maximum of 500. It is suggested to consider R as 250, as the Environmental Compensation in cases of violation.
- S could be based on small/medium/large industry categorization, which may be 0.5 for micro or small, 1.0 for medium and 1.5 for large units.
- LF, could be based on population of the city/town and location of the industrial unit. For the industrial unit located within municipal boundary or up to 10 km distance from the municipal boundary of the city/town, following factors (LF) may be used:

Table No. 1.1: Location Factor Values

S. No.	Population* (million)	Location Factor# (LF)
1	1 to <5	1.25
2	5 to <10	1.5
3	10 and above	2.0

*Population of the city/town as per the latest Census of India

#LF will be 1.0 in case unit is located >10km from municipal boundary

LF is presumed as 1 for city/town having population less than one million.

For notified Ecologically Sensitive areas, for beginning, LF may be assumed as 2.0. However, for critically Polluted Areas, LF may be explored in future.

- f. In any case, minimum Environmental Compensation shall be ₹ 5000/day.
- g. In order to include deterrent effect for repeated violations, EC may be increased on exponential basis, i.e. by 2 times on 1st repetition, 4 times on 2nd repetition and 8 times on further repetitions.
- h. If the operations of the industry are inevitable and violator continues its operations beyond 3 months then for deterrent compensation, EC may be increased by 2, 4 and 8 times for 2nd, 3rd and 4th quarter, respectively. Even if the operations are inevitable beyond 12 months, violator will not be allowed to operate.
- i. Besides EC, industry may be prosecuted or closure directions may be issued, whenever required.

A sample calculation for Environmental Compensation (without deterrent factor) is given at Table No. 1.2. It can be noticed that for all instances, EC for Red, Orange and Green category of industries varies from 3,750 to 60,000 ₹/day.

Table No. 1.2: A sample calculation for Environmental Compensation

Industrial Category	Red	Orange	Green
Pollution Index (PI)	60-100	41-59	21-40
Average PI	80	50	30
R-Factor	250		
S-Factor	0.5-1.5		
L-Factor	1.00-2.00		
Environmental Compensation (₹/day)	10,000-60,000	6,250-37,500	5,000-22,500

1.3.2 In other instances i.e. *d, e and f*, the environmental compensation may contain two parts – one requires providing immediate relief and other long-term measures such as remediation. In all these cases, detailed investigations are required from expert institutions/organizations based on which environmental compensation will be decided. CPCB shall list the expert institutions for this purpose.

In such cases, comprehensive plan for remediation of environmental pollution may be prepared and executed under the supervision of a committee with representatives of SPCB, CPCB and expert institutions/organizations.

1.4 Action Plan for Utilization of Environmental Compensation Fund

The Committee discussed about the utilization of funds, which will be received by imposing Environmental Compensation. The following Action Plan is proposed to utilize the fund for protection of the environment.

1.4.1. When Environmental Compensation is calculated through the Pollution Index:

The amount received by imposing the Environmental Compensation to the industries / organization non-complying with the environmental standards / violating any CPCB's directions shall be deposited in a separate bank account. The amount accumulated will be utilized for Protection of Environment. The following schemes were identified, which may be considered for utilization of Environmental Compensation Fund:

- a. Industrial Inspections for compliance verification
- b. Installation of Continuous water quality monitoring stations / Continuous ambient air quality monitoring stations for strengthening of existing monitoring network
- c. Preparation of Comprehensive Industry Documents on Industrial Sectors / clean technology
- d. Investigations of environmental damages, preparation of DPRs
- e. Remediation of contaminated sites
- f. Infrastructure augmentation of Urban Local Bodies (ULBs) /capacity building of SPCBs/PCCs

The above proposed list may include other schemes also, depending upon the requirement.

Considering the availability of accumulated funds, CPCB will finalize the scheme, keeping in mind the priority, to utilize the funds of Environmental Compensation.

1.4.2. When Environmental Compensation is assessed based on actual damage to the environment by Expert Organization/ Agency:

The amount of Environmental Compensation under this case will be remediation costs, measures requiring immediate and short-term actions, compensation towards loss of ecology, etc., and will be utilized exclusively for the purpose at specific site, based on the detailed investigations by the Expert Organizations/ agencies.

1.5 Recommendations

The Committee made following recommendations:

- 1.5.1 To begin with, Environmental Compensation may be levied by CPCB only when CPCB has issued the directions under the Environment (Protection) Act, 1986. In case of a, b and c, Environmental Compensation may be calculated based on the formula "EC = PI x N x R x S x LF", wherein, PI may be taken as 80, 50 and 30 for red, orange and green category of industries, respectively, and R may be taken as 250. S and LF may be taken as prescribed in the preceding paragraphs.

- 1.5.2 In case of d, e and f, the Environmental Compensation may be levied based on the detailed investigations by Expert Institutions/Organizations.
- 1.5.3 The Hon'ble Supreme Court in its order dated 22.02.2017 in the matter of Paryavaran Suraksha Samiti and another v/s Union of India and others (Writ Petition (Civil) No. 375 of 2012), directed that all running industrial units which require "consent to operate" from concerned State Pollution Control Board, have a primary effluent treatment plant in place. Therefore, no industry requiring ETP, shall be allowed to operate without ETP.
- 1.5.4 EC is not a substitute for taking actions under EP Act, Water Act or Air Act. In fact, units found polluting should be closed/prosecuted as per the Acts and Rules.

Chapter-II: Environmental Compensation to be levied on all violations of Graded Response Action Plan (GRAP) in NCR.

2.1 Background

The CPCB In-house Committee also discussed that the EC shall also be levied on all violations of Graded Response Action Plan (GRAP) in NCR. The implementing agencies for each activity have been identified and the EC will be levied on these agencies. These violations attract graded amounts of EC depending on the state of ambient air quality, which is given in table below:

Table No. 2.1: Environmental Compensation to be levied on all violations of Graded Response Action Plan (GRAP) in Delhi-NCR.

Activity	State Of Air Quality	Environmental Compensation ()
Industrial Emissions	Severe +/-Emergency	Rs 1.0 Crore
	Severe	Rs 50 Lakh
	Very Poor	Rs 25 Lakh
	Moderate to Poor	Rs 10 Lakh
Vapour Recovery System (VRS) at Outlets of Oil Companies		
i. Not installed	Target Date	Rs 1.0 Crore
ii. Non-functional	Very poor to Severe +	Rs 50.0 Lakh
	Moderate to Poor	Rs 25.0 Lakh
Construction sites (Offending plot more than 20,000 Sq.m.)	Severe +/-Emergency	Rs 1.0 Crore
	Severe	Rs 50 Lakh
	Very Poor	Rs 25 Lakh
	Moderate to Poor	Rs 10 Lakh
Solid waste/ garbage dumping in Industrial Estates	Very poor to Severe +	Rs 25.0 Lakh
	Moderate to Poor	Rs 10.0 Lakh
Failure to water sprinkling on unpaved roads		
a) Hot-spots	Very poor to Severe +	Rs 25.0 Lakh
b) Other than Hot-spots	Very poor to Severe +	Rs 10.0 Lakh

2.2 Action Plan for Utilization of Environmental Compensation Fund

EC levied on all violations of Graded Response Action Plan (GRAP) in Delhi NCR will be deposited in the same fund and will be utilized in the same manner as mentioned in para 1.4.1 of Chapter-I of this report.

Chapter-III: Environmental Compensation to be levied in case of failure of preventing the pollutants being discharged in water bodies and failure to implement waste management rules

3.1 Background

The Hon'ble Supreme Court in its order dated 22.02.2017 in the matter of Paryavaran Suraksha Samiti and another v/s Union of India and others (Writ Petition (Civil) No. 375 of 2012), directed State Governments (including the concerned Union Territories) to set-up Sewage Treatment Plants (STPs), which are already under implementation, within the time lines already postulated. Further, the STPs, which are yet to set-up, to be completed within a period of three years, from today, i.e. by 22.02.2020.

The Hon'ble NGT in its order dated 06.12.2018 (**Annexure-III**) in the matter of Court of its own motion v/s State of Karnataka (Original Application No. 125/2017 and M.A. No. 1337/2018) has given following directions:

“Since failure of preventing the pollutants being discharged in water bodies (including lakes) and failure to implement solid and other waste management rules are too frequent and widespread, the CPCB must lay down specific guidelines to deal with the same, throughout India, including the scale of compensation to be recovered from different individuals/authorities, in addition to or as alternative to prosecution. The scale may have slabs, depending on extent of pollution caused, economic viability, etc. Deterrent effect for repeated wrongs may also be provided.”

3.2 Ideology of Environmental Compensation Formula

In compliance of the directions of the Hon'ble Tribunal, the Committee deliberated on the issue of environmental compensation to be recovered from individuals/authorities in case of failure of preventing the pollutants being discharged in water bodies and failure to implement solid and other waste management rules. The Committee has suggested that environmental compensation in these cases should be comprised of two components i.e.

1. Cost saved/benefits achieved by the concerned individual/authority by not having proper waste/sewage management system; and
2. Cost to the environment (environmental externality) due to untreated/partially treated waste/sewage because of insufficient capacity of waste/sewage management/treatment facility.

Cost saved/benefits achieved by not having proper waste/sewage management system includes the interest on capital cost of the waste/sewage management facility and daily operation and maintenance (O&M) cost associated with the facility.

The Committee suggested that annual interest rate as 10% on loan amount, borrowed by concerned individual/authority for setting-up waste/sewage management facility, may be assumed as Capital Cost Factor for calculation of environment compensation. Further, as whole O&M cost is saved by concerned individual/authority for not managing required waste/sewage management system, 100% of the O&M cost saved may be considered as O&M cost factor.

Therefore, generalized formula for Environmental Compensation may be described as:

$$EC = \text{Capital Cost Factor} \times \text{Marginal Average Capital Cost for Establishment of Waste or Sewage Management or Treatment Facility} \times (\text{Waste or Sewage Management or Treatment Capacity Gap}) + \text{O\&M Cost Factor} \times \text{Marginal Average O\&M Cost} \times (\text{Waste or Sewage Management or Treatment Capacity Gap}) \times \text{No. of Days for which facility was not available} + \text{Environmental Externality}$$

Cost to the environment due to untreated/partially treated waste/sewage discharge by concerned individual/authority may be assumed as recommended by the committee, which is mentioned below:

Table No. 3.1: Environmental externality for untreated/partially treated sewage discharge

Sewage Treatment Capacity Gap (MLD)	Marginal Cost of Environmental Externality (Rs. per MLD/day)	Minimum and Maximum value of Environmental Externality recommended by the Committee (Lacs Rs. Per Day)
Up to 200	75	Min. 0.05, Max. 0.10
201-500	85	Min. 0.25, Max. 0.35
501 and above	90	Min. 0.60, Max. 0.80

Table No. 3.2: Environmental externality for improper municipal solid waste management

Municipal Solid Waste Management Capacity Gap (TPD)	Marginal Cost of Environmental Externality (Rs. per ton per day)	Minimum and Maximum value of Environmental Externality recommended by the Committee (Lacs Rs. Per Day)
Up to 200	15	Min. 0.01, Max. 0.05
201-500	30	Min. 0.10, Max. 0.15
501-1000	35	Min. 0.25, Max. 0.35
1001-2000	40	Min. 0.50, Max. 0.60
Above 2000		Max. 0.80

The Committee further decided to fix a cap for minimum and maximum cost for capital and O&M component for Environmental Compensation, which are given in below tables:

Table No. 3.3: Minimum and Maximum EC to be levied for untreated/partially treated sewage discharge

Class of the City/Town	Mega-City	Million-plus City	Class-I City/Town and others
Minimum and Maximum values of EC (Total Capital Cost Component) recommended by the Committee (Lacs Rs.)	Min. 2000 Max. 20000	Min. 1000 Max. 10000	Min. 100 Max. 1000
Minimum and Maximum values of EC (O&M Cost Component) recommended by the Committee (Lacs Rs./day)	Min. 2 Max. 20	Min. 1 Max. 10	Min. 0.5 Max. 5

Table No. 3.4: Minimum and Maximum EC to be levied for improper municipal solid waste management

Class of the City/Town	Mega-City	Million-plus City	Class-I City/Town and others
Minimum and Maximum values of EC (Capital Cost Component) recommended by the Committee (Lacs Rs.)	Min. 1000 Max. 10000	Min. 500 Max. 5000	Min. 100 Max. 1000
Minimum and Maximum values of EC (O&M Cost Component) recommended by the Committee (Lacs Rs./day)	Min. 1.0 Max. 10.0	Min. 0.5 Max. 5.0	Min. 0.1 Max. 1.0

The application of formula for calculation of EC may be further understood with the example of two typical cases.

3.3 Environment Compensation for Discharge of Untreated/Partially Treated Sewage by Concerned Individual/Authority:

BIS IS-1172:1993 suggests that for communities with population above 100,000, minimum of 150 to 200 lpcd of water demand is to be supplied. Further, 85% of return rate (CPHEEO Manual on Sewerage and Sewage Treatment Systems, 2013), may be considered for calculation of total sewage generation in a city. CPCB Report on “Performance evaluation of sewage treatment plants under NRCDC, 2013”, describes that the capital cost for 1 MLD STP ranges from 0.63 Cr. to 3 Cr. and O&M cost is around Rs. 30,000 per month. After detail deliberations, the Committee suggested to assume capital cost for STPs as Rs. 1.75 Cr/MLD (marginal average cost). Further, expected cost for conveyance system is assumed as Rs. 5.55 Cr./MLD (marginal average cost) and annual O&M cost as 10% of the combined capital cost. Population of the city may be taken as per the latest Census of India. Based on these assumptions, Environmental Compensation to be levied on concerned ULB may be calculated with the following formula:

EC= Capital Cost Factor x [Marginal Average Capital Cost for Treatment Facility x (Total Generation-Installed Capacity) + Marginal Average Capital Cost for Conveyance Facility x (Total Generation -Operational Capacity)] + O&M Cost Factor x Marginal Average O&M Cost x (Total Generation- Operational Capacity) x No. of Days for which facility was not available + Environmental Externality x No. of Days for which facility was not available

Alternatively;

EC (Lacs Rs.) = [17.5(Total Sewage Generation – Installed Treatment Capacity) + 55.5(Total Sewage Generation-Operational Capacity)] + 0.2(Sewage Generation-Operational Capacity) x N + Marginal Cost of Environmental Externality x (Total Sewage Generation-Operational Capacity) x N

Where; N= Number of days from the date of direction of CPCB/SPCB/PCC till the required capacity systems are provided by the concerned authority

Quantity of Sewage is in MLD

Table No. 3.5: Sample calculation for EC to be levied for discharge of untreated/partial treated Sewage

City	Delhi	Agra	Gurugram	Ambala
Population (2011)	1,63,49,831	17,60,285	8,76,969	5,00,774
Class	Mega-City	Million-plus City	Class-I Town	Class-I Town
Sewage Generation (MLD) (as per the latest data available with CPCB)	4195	381	486	37
Installed Treatment Capacity (MLD) (as per the latest data available with CPCB)	2500	220	404	45.5
Operational Capacity (MLD) (as per the latest data available with CPCB)	1900	140	300	24.5
Treatment Capacity Gap (MLD)	2295	241	186	12.5
Calculated EC (capital cost component for STPs) in Lacs Rs.	29662.50	2817.50	1435.00	0.00
Calculated EC (capital cost component for Conveyance System) in Lacs. Rs.	127372.50	13375.50	10323.00	693.75
Calculated EC (Total capital cost component) in Lacs Rs.	157035.00	16193.00	11758.00	693.75
Minimum and Maximum values of EC (Total Capital Cost Component) recommended by the Committee (Lacs Rs.)	Min. 2000 Max. 20000	Min. 1000 Max. 10000	Min. 100 Max. 1000	Min. 100 Max. 1000
Final EC (Total Capital Cost Component) in Lacs Rs.	20000.00	10000.00	1000.00	693.75
Calculated EC (O&M Component in Lacs Rs./day)	459.00	48.20	37.20	2.50
Minimum and Maximum values of EC (O&M Cost Component) recommended by the Committee (Lacs Rs./day)	Min. 2 Max. 20	Min. 1 Max. 10	Min. 0.5 Max. 5	Min. 0.5 Max. 5
Final EC (O&M Component) in Lacs. Rs./Day	20.00	10.00	5.00	2.50
Calculated Environmental Externality (Lacs Rs .Per Day)	2.0655	0.2049	0.1395	0.0094
Minimum and Maximum value of Environmental Externality recommended by the Committee (Lacs Rs. Per Day)	Min. 0.60 Max. 0.80	Min. 0.25 Max. 0.35	Min. 0.05 Max. 0.10	Min. 0.05 Max. 0.10
Final Environmental Externality (Lacs Rs. Per day)	0.80	0.25	0.10	0.05

3.4 Environment Compensation to be Levied on Concerned Individual/Authority for Improper Solid Waste Management:

It is known that estimated MSW generation is approximately 1.5 lakh MT/Day in India (MoHUA Report-2016). As per the principles of SWM Rules, 2016 and PWM Rules 2016, as amended in 2018, the total cost of Municipal Solid Waste management in a city/town includes cost for door to door collection, cost of segregation at source, cost for transportation in segregated manner, cost for processing of MSW and disposal through facility like composting, biomethanation, recycling, co-processing in cement kilns etc.

In view of above, it is estimated that the total cost of processing and treatment of MSW for a city having population size of 1 lakh and generating approximately 50 tons/day of MSW is Rs.15.5 Crores, including capital cost (one time) and O & M cost for one year. The expenditure for subsequent years would be only Rs. 3.5 crores/annum.

CPCB sponsored a survey to ascertain the status of municipal solid waste disposal in 59 cities/towns of India. The survey was conducted by the Environment Protection Training Research Institute (EPTRI), Hyderabad. As per the survey, it is estimated that solid waste generated in small, medium and large cities and towns is about 0.1 kg (Class-III), 0.3-0.4 kg (Class-II) and 0.5 kg (Class-I) per capita per day respectively. The committee opined that 0.6 kg/day, 0.5 kg/day and 0.4 kg/day per capita waste generation may be assumed for mega-cities, million-plus UAs/towns and Class-I UA/Towns respectively for calculation of environmental compensation purposes. Based on these assumptions, Environmental Compensation to be levied on concerned ULB may be calculated with the following formula:

EC = Capital Cost Factor x Marginal Average Cost for Waste Management x (Per day waste generation-Per day waste disposed as per the Rules) + O&M Cost Factor x Marginal Average O&M Cost x (Per day waste generation-Per day waste disposed as per the Rules) x Number of days violation took place + Environmental Externality x N

Where;

Waste Quantity in tons per day (TPD)

N= Number of days from the date of direction of CPCB/SPCB/PCC till the required capacity systems are provided by the concerned authority

Simplifying;

EC (Lacs Rs.) = 2.4(Waste Generation - Waste Disposed as per the Rules) +0.02 (Waste Generation - Waste Disposed as per the Rules) x N + Marginal Cost of Environmental Externality x (Waste Generation - Waste Disposed as per the Rules) x N

Table No. 3.6: Sample calculation for EC to be levied for improper management of Municipal Solid Waste

City	Delhi	Agra	Gurugram	Ambala
Population (2011)	1,63,49,831	17,60,285	8,76,969	5,00,774
Class	Mega-City	Million-plus City	Class-I Town	Class-I Town
Waste Generation (kg. per person per day)	0.6	0.5	0.4	0.4
Waste Generation (TPD)	9809.90	880.14	350.79	200.31
Waste Disposal as per Rules (TPD) (<i>assumed as 25% of waste generation for sample calculation</i>)	2452.47	220.04	87.70	50.08
Waste Management Capacity Gap (TPD)	7357.42	660.11	263.09	150.23
Calculated EC (capital cost component) in Lacs. Rs.	17657.82	1584.26	631.42	360.56
Minimum and Maximum values of EC (Capital Cost Component) recommended by the Committee (Lacs Rs.)	Min. 1000 Max. 10000	Min. 500 Max. 5000	Min. 100 Max. 1000	Min. 100 Max. 1000
Final EC (capital cost component) in Lacs. Rs.	10000.00	1584.26	631.42	360.56
Calculated EC (O&M Component) in Lacs. Rs./Day	147.15	13.20	5.26	3.00
Minimum and Maximum values of EC (O&M Cost Component) recommended by the Committee (Lacs Rs./Day)	Min. 1.0 Max. 10.0	Min. 0.5 Max. 5.0	Min. 0.1 Max. 1.0	Min. 0.1 Max. 1.0
Final EC (O&M Component) in Lacs. Rs./Day	10.00	5.00	1.00	1.00
Calculated Environmental Externality (Lacs Rs. Per Day)	2.58	0.18	0.03	0.02
Minimum and Maximum value of Environmental Externality recommended by the Committee (Lacs Rs. per day)	Max. 0.80	Min. 0.25 Max. 0.35	Min. 0.01 Max. 0.05	Min. 0.01 Max. 0.05
Final Environmental Externality (Lacs Rs. per day)	0.80	0.25	0.03	0.02

3.3 Action Plan for Utilization of Environmental Compensation Fund

EC levied in case of failure of preventing the pollutants being discharged in water bodies and failure to implement waste management rules will be deposited in the same fund and will be utilized in the same manner as mentioned in para 1.4.1 of Chapter-I of this report.

3.4 Recommendations

1. The Committee recommended that to begin with, Environmental Compensation to be recovered from individuals/authorities in case of failure of preventing the pollutants being discharged in water bodies and failure to implement solid waste management rules may be calculated with the methodology described in the report.
2. If mixing of Bio-medical Waste or Hazardous Waste is found in Municipal Solid Waste than capital cost component of EC may be increased by a multiplication factor of 1.5.

3. In order to include deterrent effect for continuous violations, component of O&M and Environmental Externality in EC formula may be increased on exponential basis by 2, 4, and 8 times after every six-months, beyond the time prescribed by authority for ensuring complete treatment of sewage/waste of the city/town.

Chapter-IV: Environmental Compensation in Case of Illegal Extraction of Ground Water

4.1 Background

The Hon'ble National Green Tribunal (NGT), Principal Bench in the matter of Shailesh Singh v/s Central Ground Water Board & Ors. (Original Application No. 327/2018) vide order dated 03/01/2019 (**Annexure-V**) directed Central Pollution Control Board (CPCB) that:

“CPCB may constitute a mechanism to deal with individual cases of violation of norms, as existed prior to Notification of 12/12/2018, to determine the environment compensation to be recovered or other coercive measures to be taken, including prosecution, for past illegal extraction of ground water, as per law.”

4.2 Constitution of the Committee

In compliance to Hon'ble NGT dated 03/01/2019, CPCB constituted a committee under the Chairmanship of Shri A. Sudhakar, DH, WQM-I Division with Shri P. K. Gupta, DH, IPC-VI, Shri Vishal Gandhi, Sc. D, UPC-I Division and Smt. Suniti Parashar, Scientist B, WQM-I Division as members. The committee was asked to deliberate on this issue and come up with draft formulation of mechanism to determine the Environmental Compensation for illegal extraction of ground water.

4.3 Methodology for Assessing Environmental Compensation

The committee discussed the issue on 07/02/2019, 07/03/2019 and 20/3/2019. The committee deliberated on the issue of Environmental Compensation to be recovered from individuals/industries such as domestic, packaging drinking water units, mining & infrastructure projects and industrial units in case of illegal extraction of ground water. The Guidelines/Criteria for evaluation of proposals/requests for Ground Water Abstraction, 2015 were also discussed and based on this further formulation to levy Environmental Compensation has been evolved.

4.4 Ideology of Environmental Compensation w.r.to illegal extraction of ground water

Ground water is becoming an increasingly scarce resource because of its unabated and indiscriminate over-exploitation. Growth in ground water exploitation, however, has led to a steep fall in water table in several parts of the country. Use of ground water is becoming unsustainable day by day. The falling water table is a matter of special concern since it tends to reduce the accessibility of the resource to small and marginal farmers due to increase in costs of extractions.

Specific conditions applicable in Notified/Non-Notified areas for various users, as mentioned in Guidelines/Criteria for evaluation of proposals/requests for Ground Water Abstraction, 2015 are given below:

For Notified Areas:

1. Permission to abstract ground water through any energized means will not be accorded for any purpose other than drinking water.

2. Central Ground Water Authority (CGWA) so far has notified 162 areas, in the country for the purpose of regulation of ground water development.
3. Regulation of Ground Water development in Notified areas is through District Administrative Heads assisted by Advisory Committees under the provisions of Section 4 of the Environment (Protection) Act, 1986.
4. In Notified areas, ground water use in individual houses, infrastructure complexes like group housing societies, hospitals, schools etc. and drinking water requirements of workers in industries can be allowed.
5. NOC for ground water withdrawal will be considered only if Water Supplying Department is not providing adequate water in the area/premises. Proof for this is to be produced from the concerned authority by the applicant.
6. For individual houses, the maximum diameter of the tube-well should be restricted to 4 inch only and the capacity of the pump should not exceed 1HP. For infrastructure projects, maximum diameter of the ground water abstraction structures should be restricted to 150 mm (6 inches) only and capacity of the pump should not exceed 5 HP.
7. Any violation of the above conditions will attract legal action under Section 15 of the Environment (Protection) Act, 1986.

For Non-Notified Areas:

NOC for ground water withdrawal will be considered for industries/infrastructure/packaging as per safe, semi critical, critical and over-exploited criteria.

4.5 Formula for Environmental Compensation for illegal extraction of ground water

The committee decided that the formula should be based on water consumption (Pump Yield & Time duration) and rates for imposing Environmental Compensation for violation of illegal abstraction of ground water. The committee has proposed following formula for calculation of Environmental Compensation (EC_{GW}):

EC_{GW}	=	Water Consumption per Day x No. of Days x Environmental Compensation Rate for illegal extraction of ground water (ECR_{GW})
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Where water Consumption is in m^3/day and ECR_{GW} in $Rs./m^3$

Yield of the pump varies based on the capacity/power of pump, water head etc. For reference purpose, yield of the pump may be assumed as given in **Annexure-VI**.

Time duration will be the period from which pump is operated illegally.

In case of illegal extraction of ground water, quantity of discharge as per the meter reading or as calculated with assumptions of yield and time may be used for calculation of EC_{GW} .

4.6 Environmental Compensation Rate (ECR_{GW}) for illegal use of Ground Water

The committee decided that the Environmental Compensation Rate (ECR_{GW}) for illegal extraction of ground water should increase with increase in water consumption as well as water scarcity in the area. Further, ECR_{GW} are kept relaxed for drinking and domestic use as compared to other uses, considering the basic need of human being.

As per CGWB, safe, semi-critical, critical and over-exploited areas are categorized from the ground water resources point of view (CGWB, 2017). List of safe, semi-critical, critical and over-exploited areas are available on the website of CGWB and can be accessed from- <http://cgwa-noc.gov.in/LandingPage/NotifiedAreas/CategorizationOfAssessmentUnits.pdf#ZOOM=150>.

Environmental Compensation Rates (ECR_{GW}) for illegal use of ground water (ECR_{GW}) for various purposes such as drinking/domestic use, packaging units, mining and industrial sectors as finalized by the committee are given in tables below:

4.6.1 ECR_{GW} for Drinking and Domestic use:

Drinking and Domestic use means uses of ground water in households, institutional activity, hospitals, commercial complexes, townships etc.

Sl. No.	Area Category	Water Consumption (m^3/day)			
		<2	2 to <5	5 to <25	25 & above
Environmental Compensation Rate (ECR_{GW}) in Rs./m^3					
1	Safe	4	6	8	10
2	Semi Critical	12	14	16	20
3	Critical	22	24	26	30
4	Over-Exploited	32	34	36	40
Minimum EC_{GW}=Rs 10,000/- (for households) and Rs. 50,000 (for institutional activity, commercial complexes, townships etc.)					

4.6.2 ECR_{GW} for Packaged drinking water units:

Sl. No.	Area Category	Water Consumption (m^3/day)			
		<200	200 to <1000	1000 to <5000	5000 & above
Environmental Compensation Rate (ECR_{GW}) in Rs./m^3					
1	Safe	12	18	24	30
2	Semi critical	24	36	48	60
3	Critical	36	48	66	90
4	Over-exploited	48	72	96	120
Minimum EC_{GW}=Rs 1,00,000/-					

4.6.3 ECR_{GW} for Mining, Infrastructure and Dewatering Projects

Sl. No.	Area Category	Water Consumption (m^3/day)			
		<200	200 to <1000	1000 to <5000	5000 & above
Environmental Compensation Rate (ECR_{GW}) in Rs./m^3					
1	Safe	15	21	30	40
2	Semi critical	30	45	60	75
3	Critical	45	60	85	115
4	Over-exploited	60	90	120	150
Minimum EC_{GW}=Rs 1,00,000/-					

4.6.4 ECR_{GW} for Industrial Units:

Sl. No.	Area Category	Water Consumption (m ³ /day)			
		<200	200 to <1000	1000 to <5000	5000 & above
		Environmental Compensation Rate (ECR _{GW}) in Rs./m ³			
1	Safe	20	30	40	50
2	Semi critical	40	60	80	100
3	Critical	60	80	110	150
4	Over-exploited	80	120	160	200
Minimum EC_{GW}=Rs 1,00,000/-					

For better understanding of implementation of EC_{GW} policy, some example calculations are given below:

Example No. 1 (For drinking and domestic Use):

It is observed that a household in safe zone is extracting ground water illegally from past 2 year and 3 months with the help of 1 HP pump, dia 4 inches and head as 25 meter. It is assumed that the house-owner runs the pump for 0.5 hr/day. What Environmental Compensation (EC_{GW}) will be charged to the owner?

Solution: Pump Yield (Please refer Annexure-VI) = 3 m³/hr

Daily Consumption = 3 x 0.5 = 1.5 m³

ECR_{GW} = 4 Rs./m³ (Please refer para 4.6.1)

EC to be levied = 4 x 1.5 = 6 Rs./day

Total time period = 820 days

Then, EC_{GW} = 6 x 820

Calculated EC_{GW} = 4,920 Rs.

EC_{GW} to be levied = 10,000 Rs. (minimum prescribed EC_{GW}, please refer para 4.6.1)

Example 2 (For Industrial Units):

It is observed that an industry in critical zone is extracting ground water illegally from past 1 year with the help of 5 HP pump, dia 6 inches and head as 50 meter. It is assumed that the industry runs the pump for 3 hrs/day. What Environmental Compensation (EC_{GW}) will be charged to the owner?

Solution: Pump Yield (Please refer Annexure-VI) = 12 m³/hr

Daily Consumption = 12 x 3 = 36 m³/day

ECR_{GW} = 60 Rs./m³ (Please refer para 4.6.4)

EC to be levied = 60 x 36 = 2,160 Rs./day

Total time period = 365 days

Then, EC_{GW} = 2,160 x 365

EC_{GW} = 7,88,400 Rs.

4.7 Relaxation

Central Ground Water Authority (CGWA) reserves to right to relax or interpret these mechanisms in case of any exigency or situation of National strategic importance, as per Guidelines/Criteria for evaluation of proposals/requests for Ground Water Abstraction, 2015.

4.8 Recommendations

The committee has given following recommendations:

- The minimum Environmental Compensation for illegal extraction of ground water for domestic purpose will be Rs. 10,000, for institutional/commercial use will be 50,000 and for other uses will be 1,00,000.
- In case of fixation of liability, it always lies with current owner of the premises where illegal extraction is taking place.
- Time duration may be assumed to be one year in case where no evidence for period of installation of bore well could be established.
- For Drinking and Domestic use, where metering is not present but storage tank facility is available, minimum water consumption per day may be assumed as similar to the storage capacity of the tank.
- For industrial ground water use, where metering is not available, water consumption may be assumed as per the consent conditions. Further, where in case industry is operating without consent, water consumption may be calculated based on the plant capacity (on the recommendation of SPCB/PCC, if required). SPCB/PCC may bring the issue of illegal extraction of ground water in industries in to the notice of CGWA for appropriate action by CGWA.
- Authorities assigned for levy EC and taking penal action are listed below:

S. No.	Actions	Authority
1.	To seal the illegal bore-well/tube-well to stop extraction of water and further closure of project	District Collector
2.	To levy EC _{GW} as per prescribed method	District Collector, CGWA
3.	To levy EC on water pollution, as per the method prescribed in report of CPCB- "EC on industrial pollution"	CPCB/SPCB/PCC
4.	Prosecution of violator	CGWA under EP Act SPCB/PCC under Air and Water Act

- CGWA may maintain a separate account for collection and utilization of fund, collected through the prescribed methodology in this report.

Annexure-IBEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHIOriginal Application No. 593/2017
(W.P. (Civil) No. 375/2012)In the matter of:Paryavaran Suraksha Samiti & Anr.
Vs.
Union of India & Ors.CORAM : HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE DR. JUSTICE JAWAD RAHIM, JUDICIAL MEMBER
HON'BLE MR. JUSTICE S.P. WANGDI, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER

Present:	Applicant:	Mr. Rohit Prajapati, Applicant in person
	Amicus Curiae:	Mr. Jai A. Dehadrai, Adv.
	Respondent Nos.	Mr. Nishe Rajan Shonker, Adv. for State of Kerala
		Mr. Tarunvir Singh Khehar, Ms. Guneet Khehar
		Mr. Sandeep Mishra Advs. for GNCTD
		Mr. Anil Shrivastava Mr Rituraj Bswas and
		Ms. Sujaya Bardhan, Advs. for State of Arunachal Pradesh
		Mr. Jogy Scaria, Ms. Beena Victor, Advs. for Kerala State Pollution Control Board
		Mr. Avijit Roy, Adv. for Assam Pollution Control Board
		Mr. Leishangthem Roshmani Kh, Ms. Maibam Babina, Advs. for State of Manipur
		Mr. Nikhil Nayyar, Mr. Dhananjay Bajjal, Advs. for APCCB and TSPCB
		Mr. Mukesh Verma, Adv.
		Mr. Tarunvir Singh Khehar, Adv., Mr. Sandeep Mishra and Ms. Guneet Khehar, Adv.
		Mr. Dinesh Jindal, LO for DPCC
		Ms. Aruna Mathur, Mr. Avneesh Arputham, Ms. Simraj Jeet and Ms. Anuradha Arputham, Advs. for State of Sikkim
		Mr. Raja Chatterjee, Mr. Piyush Sachdev, Ms. Abhinandini Yadav, Advs. and Advs. for State of WB
		Mr. Edward Belho, AAG, Mr. K. Luikang Michael and Ms. Hoinethiam, Advs. for State of Nagaland
		Ms. Enatoli Sema, Adv. for State of Nagaland and Pollution Control Board
		Mr. M. Paikaray and Mr. A.K. Panda, Advs. for SPCCB, Odisha
		Mr. Dhruv Pal, Adv. for State of Gujarat
		Mr. V.K. Shukla, Adv. for State of MP
		Mr. Jayesh Gaurav, Adv. for R-47
		Mr. Tayenjam Momo Singh, Adv. for Meghalaya Pollution Control Board
		Mr. Shlok Chandra and Mr. Ritesh Kumar Sharma, Advs.
		Mr. Gautam Singh and Mr. Shoeab Alam, Advs. for State of Bihar
		Ms. Aprajita Mukherjee, Adv.
		Ms. G. Indira, Adv. for UT of Andaman & Nicobar
		Mr. Balendu Shekhar, Mr. Sriansh Prakash and Mr. Rajkumar Maurya, Advs. for Ministry of Environment, Forest and Climate Change
		Ms. Puja Kalra, Adv. for SDMC & NDMC
		Mr. Anil Grover, AAG, Mr. Rahul Khurana and Mr. Mishal Vij, Advs. for State of Haryana and HSPCB

Ms. Yogmaya Agnihotri, Adv. and Ms. Prity, Adv. for CECB
 Ms. Sakshi Popli, Adv. for Ministry of Environment, Forest and Climate Change
 Mr. Shuvodeep Roy, Adv. and Mr. Rituraj Biswas, Adv. for State of Tripura & Tripura Pollution Control Board
 Mr. Shashank Bajpai and Mr. Shakun S. Shukla, Adv. for State of Odisha
 Ms. Asha Nayar Basu and Ms. Aradhita Ghosh Mandal, Adv.
 Ms. Priyanka Sinha, Adv. for State of Jharkhand
 Mr. Rajul Shrivastav, Adv. for MPPCB
 Mr. Pradeep Misra and Mr. Daleep Dhyani Adv. for UPPCB
 Mr. R. Rakesh Sharma and Mr. V. Mowli, Adv. for State of TN & TNPCB
 Mr. Shubham Bhalla, Adv.
 Mr. Shiv Mangal Sharma, AAG, Mr. Saurabh Rajpal, Mr. Adhiraj Singh, Ms. Shikha Sandhu and Mr. Vikrmjeet singh, Adv. for State of Rajasthan and Pollution Control Board
 Mr. G. M. Kawoosa, Adv. for State of J & K
 Mr. Divya Prakash Pande, Adv. For HPSPCB
 Mr. Manish Kumar, Adv.

Date and Remarks	Orders of the Tribunal
<p>Item No. 12 August 03, 2018 A</p>	<p>1. This matter was taken by this Tribunal in furtherance to the orders of the Hon'ble Supreme Court dated 22.02.2017 <i>Paryavaran Suraksha Samiti Vs. Union of India</i> (2017) 5 SCC 326, establishment and functioning of ETPs/CETP/STPs.</p> <p>2. Vide order dated 25.05.2017, Notice was issued to Central Pollution Control Board and all the States Pollution Control Boards/Committees and the Ministry of Environment, Forest and Climate Change. They were directed to file status-cum-compliance report in terms of the orders of the Hon'ble Supreme Court. Accordingly, various status reports have been filed. An affidavit has been filed by the Ministry of Environment, Forest and Climate Change dated 04th July, 2017 stating as follows:</p> <p style="padding-left: 40px;"><i>"4. That the answering Respondent is engaged in policy formulation, prescribing standards and its implementation through the Central Pollution Control Board (CPCB), State Pollution Control Boards (SPCBs) and Pollution Control Committees (PCCs) for UTs. This Ministry has written to all SPCBs and PCCs as well as to CPCB to ensure compliance of the judgment of the Hon'ble Supreme Court and to submit detailed compliance report.</i></p>

	<p>Item No. 12</p> <p>August 03, 2018 A</p>	<p>5. That the CPCB has also followed up with all SPCBs and PCCs through letters and review meetings to ensure compliance of the aforementioned judgment and that the matter was also discussed in the 62nd Conference of the Chairmen and Member Secretaries of SPCBs and PCCs held on 27.06.2017. That 26 SPCBs/PCCs have submitted the compliance report, which has been summarized at Annexure-I.</p> <p>6. That the CPCB has also carried out inspections of 17 categories of industries to verify compliance with its directions issued on online effluent/emission monitoring system and to cross-verify online results with manual sampling. During February-June, 2017, 64 industries were inspected and directions under section 5 of the Environment (Protection) Act, 1986 have been issued to 24 non-complying industries; 18 industries were complying; 8 were found closed and inspection reports of 14 industries are under process.</p> <p>7. That the CPCB and NMCG through 11 technical institutions, inspected 751 industries located in the River Ganga main stem during March-April, 2017 to verify the status of installation and connectivity of industries discharging effluents as well as their compliance with the standards. Closure directions have been issued to 154 industries; show cause notices issue to 36 industries; 149 industries were found complying and direction issued to 91 self-closed Grossly Polluting Industries (GPI) to remain closed; 93 GPI units were found closed as per directions; 38 GPI units found operational in violation of closure directions and inspection reports of 190 industries are under process".</p> <p>3. We have heard learned Amicus Curiae Sh. Jai A. Dehadrai and the learned counsel for Ministry of Environment, Forest and Climate Change, Central Pollution Control Board, various State Pollution Control Boards and the Pollution Control Committees.</p> <p>4. Learned Amicus Curiae has drawn our attention to orders dated 04.07.2017, 18.09.2017 and 11.10.2017 of the Tribunal directing the State Pollution Control Boards to file a statement as to how many Industrial Units discharging trade effluents or causing emissions exist in the State, how many are having their own STPs, ETPs and/or connected to Common Effluent Treatment Plant</p>
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	<p>Item No. 12</p> <p>August 03, 2018</p> <p>A</p>	<p>(CETP), whether any such CETP or ETP or STP is properly functioning and treating the effluents as per prescribed limits or not.</p> <p>5. Learned Amicus Curiae submitted that contamination of water due to industrial effluents can lead to various diseases and adverse consequences on the aquatic organism due to decreased level of oxygen. The use of technology can help reduction of adverse consequences. However, the best solution is to prevent pollution by soil conservation and proper disposal of toxics and chemicals which may include chemical recycling.</p> <p>6. Having monitored the matter for the last more than one year on several dates, we are of the view that the matter requires continuous monitoring by statutory authorities as per directions which we proceed to issue today.</p> <p>(i) We direct the Central Pollution Control Board (CPCB) to forthwith prepare an action plan after looking into all the status reports. The action plans must have mechanism to ensure compliance or all the directions in the order of the Hon'ble Supreme Court. To enable this to be done, a Nodal officer must be identified to deal with the issue of CETPs/ETPs/STPs.</p> <p>(ii) A representative of the Ministry of Environment, Forest and Climate Change may be associated with the Nodal Officer of the CETP for monitoring. The Monitoring by the said two officers- the representative of the MoEF and the Nodal Officer of the CPCB must be held atleast once in a month and on the basis of such meeting and the feedback taken further follow up action must be taken and</p>
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	<p>Item No. 12</p> <p>August 03, 2018</p> <p>A</p>	<p>appropriate directions issued. This process may be a continuous process.</p> <p>(iii) It must be ensured that STPs, CETPs and ETPs are functional and meet the requisite standards.</p> <p>(iv) There is already a direction in the above judgment under which 50% of the funds for the purpose are to be provided by the Central Government, 25% by the States and remaining 25% to be arranged by way of loans which is to be re-paid by the user industries. Local bodies and the States have duties as clearly stipulated in the judgment. There has to be online monitoring system by each State to display emission levels in public domain in terms of paragraph 17 of the order of the Hon'ble Supreme Court.</p> <p>(v) A report of the steps taken may be placed on the website of the Central Pollution Control Board atleast once in three months. Deficiencies if any may also be so displayed.</p> <p>(vi) The Central Pollution Control Board may take penal action for failure, if any, against those accountable for setting up and maintaining STPs, CETPs and ETPs. Central Pollution Control Board may also assess and recover compensation for damage to the environment and the said fund be kept in a separate account and utilized in terms of an action plan for protection of the environment. Such action plan may be prepared by the Central Pollution Control Board within three months from today.</p> <p>(vii) A compliance report in terms of the above order may be furnished to this Tribunal within four months from today by e-mail at filing.ngt@gmail.com.</p>
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	<p>Item No. 12</p> <p>August 03, 2018</p> <p>A</p>	<p>(7) Proceedings are disposed of.</p> <p>However, the report received from the Central Pollution Control Board may be placed for consideration before this Tribunal on 04.09.2018.</p> <p>We place on record our appreciation for the services rendered by the learned Amicus Curiae.</p> <p>....., CP (Adarsh Kumar Goel)</p> <p>....., JM (Dr. Jawad Rahim)</p> <p>....., JM (S.P. Wangdi)</p> <p>....., EM (Dr. Nagin Nanda)</p> <p>03.08.2018</p>
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Annexure-II

Annexure-II
Comments Received from Various RDs on Draft Report for Environmental Compensation

S. No.	Item	RD Kolkata	RD Vadodara	RD Bengaluru	RD Lucknow	Committee Deliberations
1	Case- a, b & c	By passing of effluent/emission should be given special consideration. EC levied on ROG categories of industries should be on the basis of inspection by CPCB, complaint verification and routine inspection.	Instead of "Compensation", "Penalty" word should be used. In case common facilities like CETPs, factor may be introduced based on member industries. Clarify the applicability of penalty in addition to closure directions for pro-longed and gross non-compliance.			The Committee discussed that the points highlighted by RD Kolkata are already the part of cases fit for violation and levy environmental compensation. However, as mentioned by RD Vadodara, word "Penalty" may be used for case a, b and c. For CETPs, a factor may be considered in future based on the capacity of the plant.
2	Case- d, e & f	Higher rates for irreparable damages crop, soil, health etc. Leakages/spillage should have different compensation value.	It should be mentioned that instances d, e & f shall be dealt for environmental compensation in line with the polluter pays principle, besides of environmental penalty for cases a, b and c.	Similar to 'Guidelines on Liabilities for Environmental Damages due to Handling & Disposal of Hazardous Waste and Penalty', Guidelines may be prepared.		Suggestions made by RD Kolkata and Vadodara has already been taken care. Concept of environmental compensation is based on the philosophy of "polluters pay" and for grievance injury to environment, compensation will be charged as per the assessment of remediation cost, on case to case basis.
3	Pollution Index (PI)			Instead of average PI, Actual PI may be used.		Committee suggested that to make the implementation of EC simple and easy, use of average PI may be considered for calculation of EC.
4	R-factor	Should be based on pollution load. For ex. Amount of BOD/NOx etc. discharged.		May be classified based on the contribution of pollution load based on quantity of effluent, concentration, emissions	May be as per the category of industry, for ex. Red-500, Orange-300, Green-100.	As PI is based on the pollution load, suggestion of RDs are already taken care in the formula.
5	L-factor			May be redefined based on the features, activities involved and habitation.		L-factor may be covered in future as already indicated in the report.

S. No.	Item	RD Kolkata	RD Vadodara	RD Bengaluru	RD Lucknow	Committee Deliberations
6	Defining period of violations for which EC will be levied		Duration of violations needs more clarity.	For industry having OCEMS, no. of days may be counted based on the recorded data. Industry without OCEMS- based on break down of ETP/APCD, disturbance of power supply or any failure of auxiliary machineries w.r.t. control system.	May be clearly defined as the period between the day of violation observed and the day of compliance verified by CPCB/SPCB/PCC.	The committee agreed that period of violation for which EC may be levied will be the period between the day of violation observed and the day of compliance verified by CPCB/SPCB/PCC.
7	Repeated Violations		Some number of days may be specified after which the penalty amount may get a factor of 1.5 or 2.		Multiplying factor for repeated violations may be included. For ex. 1 st Repetition- 25% 2 nd Repetition- 50% 3 rd Repetition- 100%	For habitual offenders, higher amount of penalty/compensation may be charged in future.
8	Utilization of fund	An environmental damage assessment cell may be created. Expertise in the field may be achieved by involving scientist/engineers and providing them training in country/abroad.	Amount should not be utilized for a) Industrial Inspections for compliance verification, b) Installation of Continuous water quality monitoring stations / Continuous ambient air quality monitoring stations for strengthening of existing monitoring network, c) Preparation of Comprehensive Industry Documents on Industrial Sectors / clean technology f) Funding to financially weaker municipalities for installation of STPs The amount should be utilized solely for damage assessment, remediation of affected sites, orphan contaminated sites and creating awareness. The purpose should not get inclined towards revenue generation.			RD Vadodara suggested that amount should be utilized only for remediation purpose. However, committee discussed that the proposal for utilization of fund is prepared considering the other aspects (i.e. direct and indirect) for protection of environment, which include research, monitoring etc. Suggestion of RD Kolkata may be considered in future.

<p>9</p>	<p>Others</p>	<p>Higher EC for non-installation of pollution control measures. Expected sources should have different scoring methodology based on their weightage.</p>	<p>Thus, the functional fabric of CPCB shall remain intact.</p>				<p>The committee discussed that CPCB is already taking appropriate action including closure direction against the industries found operating without pollution control measures.</p>
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Comments Received from Various Expert Institutions on the Report on Environmental Compensation

As per the Hon'ble NGT suggestion, CPCB has invited comments of 3 expert institution, namely, Centre for Science and Environment (CSE), Institute of Economic Growth (IEG) and The Energy Research Institute (TERI). The CPCB in-house committee on Environmental Compensation has deliberated on the comments and finalized the report accordingly. The Committee's deliberations are summarized in table below:

S. No.	Item	Comments from TERI	Comments of CSE	Comments of IEG	Committee's Deliberations
1	Cases d, e and f	Distinction between categories "a, b, c" and "d, e, f" is not clear. Case specific investigations should be minimized. Proposed cases deals separately with intentional and accidental cases but sometimes they are not easy to establish.	-	Why cases 'e' and 'f' are left for later remediation and study?	There may be a varied damage to the environment as considered in cases 'e' and 'f'. Such damage assessment requires detailed case specific study and remediation measures. Therefore, whenever such case comes into the notice, Environmental Compensation may be levied based on the detailed investigation made by Expert Institutions/Organizations.
2	R-factor	-	R-factor should be Rs. 1,000/day.	Why R-factor is kept as 250, although the value ranges between 100 to 500?	In the Environmental Compensation policy, average value of the R-factor as 250 is recommended, keeping in view both its practicability as well as to make it significantly deterrent, which may be further revised in future.
3	L-factor	-	L-factor should be based on the population density of surroundings, instead of population of the nearby city/town. For critically polluted areas/ ecologically fragile areas LF should be considered as 2.	For nearby city, having population less than 1 million, the LF is 1. This implies that we care only for populated regions only. Industries located in critically polluted and ecologically fragile area should be closed down.	Population density for surrounding of industrial units will be complex because it will vary depending on area used in calculation of population density as industrial units are generally away from population. More weightage is given to the higher population exposure to the risk. In case the industry is located in the city of population less than one million than the LF Factor will be 1. Depending on the local environmental conditions, the restrictions on expansion and modernization of industries in critically polluted areas are imposed as per the prevailing policy of the Government of India. Similarly, industries in ecologically fragile areas are permitted after careful examination, as per prevailing policy of MoEFCC/SPCB, The Committee agreed that for notified ecologically fragile areas, LF may be considered as 2. However, LF for critically polluted areas may be explored in future.

S. No.	Item	Comments of CSE	Comments of IEG	Committee's Deliberations
4	S-factor	Classification of industries should be based on profit/turnover basis.	-	Presently industrial units are classified into small, medium and large category (MSME Act, 2006) based on the data of assets/infrastructure available with them. The data for profit/turnover of industrial units are not available with SPCBs/PCCs and S-factor based on profit/turnover will complicate the procedure for calculation of EC. This may be considered in future when SPCBs/PCCs will have such type of data.
5	Level of non-compliance	Pollution Index does not measure the level of pollution. Further, averaging PI eliminates the variation in the nature/ impact of pollution that PI tries to capture. Further, the Red Category itself is too wide and some sort of sub-classification should be undertaken The rate of the penalty should increase with the period of violation. The penalty should increase exponentially in case of repeated violations. The objective should be that units should choose to shut down operations when violations cannot be brought under control in the specified time.	-	Pollution Index (PI) itself covers the potential of environmental pollution as its calculation considers variation in pollution load. The industrial sectors have been categorized into Red, Orange and Green, based on their Pollution Index in the range of 60 to 100, 41 to 59 and 21 to 40, respectively. As PI is not available for all the industrial sectors, calculating PI for rest of the sectors will delay the processing. Therefore, for calculating the Environmental Compensation average PI as 80, 50 and 30 may be used for Red, Orange and Green category of industries, respectively. To keep the formula simple for better implementation, the IV factor may not be considered as there are different environmental parameters such as environmental standards and for each standard calculation of level of violation and its weightage will be a tedious task, which may bring difficulty in implementation of EC concept. The Committee has agreed that in order to include deterrent effect for repeated violations, EC may be increased on exponential basis, i.e. by 2, 4 and 8 times on each similar violation. Further, if the violator continues its operations beyond 3 months then EC may be increased by 2, 4 and 8 times for 2 nd , 3 rd and 4 th quarter, respectively. Besides EC, industry may be prosecuted or closure directions may be issued, whenever required.
6	Utilization of fund	Funds may be utilized for building monitoring and enforcement capacity of SPCBs and strengthening the pollution compliance especially in the MSME sector.	Incentives to regulators where no violations are observed and incentives to public for reporting violations may be provided.	EC is not a substitute for taking actions under EP Act, Water Act or Air Act. In fact, units found polluting should be closed/prosecuted as per the Acts. Scheme of infrastructure augmentation of Urban Local Bodies (ULBs) /capacity building of SPCBs/PCCs is already covered in the report Further, schemes such as incentives to regulators where no violations are observed and incentives to public for reporting violations may be considered separately.

S. No.	Item	Comments of CSE	Comments of IEG	Committee's Deliberations
7	GRAP	-	Size of the construction sites more than 20,000 sqm. area are considered for EC. Although, small sites cumulatively impact significantly. Illegal dumping of municipal solid waste regardless of the place should be penalized.	As per the EIA Notification, 2006, building construction projects more than 20,000 sqm. area are required to have environmental clearance, therefore, the same cut-off is maintained here. Issue of illegal dumping of municipal solid waste is being covered in separate report of EC.
8	Others: (a)	Severity of violations should be measured in terms of hours of violation because for some pollutants even a few hours of violation can have serious environmental and health consequences. This would require continuous monitoring of stacks, which is not the case presently for most units. Therefore, continuous monitoring should be implemented urgently, to begin with for all red and orange categories.	-	Currently, online continuous effluent/emission monitoring system (OCEMS) is installed in only in 17 categories of highly polluting industries and some other industrial sectors. Further, in current practice the compliance of industries is only verified by physical monitoring and compensation may be imposed based on the manual testing. The idea of measurement of violation on hourly basis may be considered in future, when OCEMS is widely installed and included in policy.
	(b)	CETP should be categorized under Red Category of industries. Some sub-classification should be undertaken under red categories of industries.	-	CETPs are already categorized under Red Category of Industries
	(c)	Based on the spirit behind the proposed charge, it should therefore be called an "environmental penalty" rather than "environmental compensation".	-	The power of imposing "Penalty" lies in the jurisdiction of the Hon'ble Courts and NGT only. The CPCB is empowered to levy environmental compensation by the Hon'ble NGT in its order dated 03.08.2018 (OA No.593/2017). Therefore, term "Environmental Penalty" is avoidable.

Annexure-IV

Item Nos. 01 & 02

Court No. 1

BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHIOriginal Application No. 125/2017
(M.A. No. 1337/2018)

With

Original Application No. 217/2017
(M.A. Nos. 761/2017, 1073/2017,
1098/2017 & 1471/2017)

Court on its own Motion Applicant(s)
Versus
State of Karnataka Respondent(s)

With
D. Kupendra Reddy Applicant(s)
Versus
State of Karnataka Respondent(s)

Date of hearing: 06.12.2018

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE MR. JUSTICE S.P. WANGDI, JUDICIAL MEMBER
HON'BLE MR. JUSTICE K. RAMAKRISHNAN, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

Original Application No. 125/2017
(M.A. No. 1337/2018)

For Applicant(s): Mr. Sajan Poovayya, Sr. Advocate and Mr. Saransh Jain,
Advocate for impleaded applicant - Namma Bengaluru
Foundation
Mr. Vikram Hegde, Advocate for impleaded applicant

For Respondents (s): Mr. Devraj Ashok, Advocate
Mr. Rajkumar, Advocate and Ms. Sonia, LA
Ms. Nidhi Mehrotra, Advocate

Original Application No. 217/2017
(M.A. Nos. 761/2017, 1073/2017,
1098/2017 & 1471/2017)

For Applicant(s): Ms. Guneet Khehar, Mr. Tarunvir Singh Khehar, Mr.
P. Ramaprakash and Mr. Sandeep Mishra, Advocates
For Respondents (s): Dr. Abhishek Atrey, Advocate
Mr. Rajkumar, Advocate and Ms. Sonia, LA

ORDER

1. The issue for consideration in the two matters, one initiated by the Tribunal on its own motion and the other filed by an individual relates to contamination of water bodies at Bengaluru - Bellandur lake, Agara lake and Varthur lake *inter-alia*, on account of discharge of untreated sewage and other effluents from

their performance should be recorded and considered favourably or otherwise for their career progression.

xv. Similar exercise as (xiv) may be undertaken to identify officers responsible for failure in the past. Such exercise may be completed within three months from today.

xvi. Since failure of preventing the pollutants being discharged in water bodies (including lakes) and failure to implement solid and other waste management rules are too frequent and widespread, the CPCB must lay down specific guidelines to deal with the same, throughout India, including the scale of compensation to be recovered from different individuals/authorities, in addition to or as alternative to prosecution. The scale may have slabs, depending on extent of pollution caused, economic viability, etc. Deterrent effect for repeated wrongs may also be provided.

xvii. MoEF&CC may specify limit for phosphorus in soaps and detergents to prevent damage to the environment and public health.

27. The above amount in the present case has been determined having regard to the estimated cost of setting up of STPs, based on the data available, which has been assessed with the assistance of the learned Counsel for the parties.

28. We have nominated Justice Santosh Hegde on information being provided during the hearing that he is agreeable to undertake the above job.

29. Justice Hegde will be entitled to a token honorarium of Rs. 2.5 Lakh per month from the date he assumes the charge. Justice Hegde will be entitled to assistance of persons of his choice for which remuneration will be paid by the SPCB, Karnataka as may be determined by Justice Hegde.

Annexure-V

Item Nos. 1 to 11

Court No. 1

BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHI

Original Application No. 176/2015
(M.A. No. 1332/2015)
&
Original Application No. 59/2012
(M.A. No. 34/2016 & M.A. No. 190/2016)
&
Original Application No. 108/2013
(M.A. No. 489/2015)
&
Original Application No. 179/2013
(M.A. No. 866/2014 & M.A. NO. 644/2015)
&
Appeal No. 67/2015
(M.A. No. 652/2015)
And

Original Application No. 484/2015
(M.A. No. 155/2017, M.A. No. 567/2017
& M.A. No. 927/2017)
And

Original Application No. 327/2018
(M. A. No. 1282/2018)
And

Original Application No. 115/2017
(M.A. No. 442/2017)
And

Original Application No. 411 of 2018
And

Original Application No. 613/2017
And

Original Application No. 614/2017

Shailesh Singh		Respondent(s)
	Versus	
Hotel Holiday Regency, Moradabad & Ors.		Applicant(s)
With		
Legal Aid, National Green Tribunal Bar Association		Applicant(s)
	Versus	
NCT of Delhi & Ors.		Respondent(s)
With		
Raj Hans Bansal		Applicant(s)
	Versus	
Ministry of Water Resources & Ors.		Respondent(s)
With		
Apex Chambers of Commerce and Industries of N.C.T. of Delhi & Ors.		Applicant(s)
	Versus	
Govt. of NCT Delhi & Ors.		Respondent(s)
With		
Vikrant Tongad		Applicant(s)

1

Versus

Union of India & Ors. Respondent(s)

With
Shailesh Singh Applicant(s)

Versus

Hotel The Oberoi Amarvilas & Ors. Respondent(s)

With
Shailesh Singh Applicant(s)

Versus

Panchsheel Buildtech Pvt. Ltd. & Ors. Respondent(s)

With
Shailesh Singh Applicant(s)

Versus

Central Ground Water Board & Ors. Respondent(s)

With
M/s A-One Mineral Water Industry Applicant(s)

Versus

Central Ground Water Authority & Ors. Respondent(s)

With
Mohd. Javed Asghar Applicant(s)

Versus

M/s Upper Ganges Sugar and Industries Ltd.
(Distillery Unit) & Ors. Respondent(s)With
Mohd. Javed Asghar Applicant(s)

Versus

State of U.P. & Ors. Respondent(s)

Hearing concluded on: 18.12.2018

Order uploaded on: 03.01.2019

CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
 HON'BLE MR. JUSTICE S.P. WANGDI, JUDICIAL MEMBER
 HON'BLE MR. JUSTICE K. RAMAKRISHNAN, JUDICIAL MEMBER
 HON'BLE DR. NAGIN NANDA, EXPERT MEMBER

For Applicant(s): Mr. Raj Pajwani, Senior Advocate and Mr. Rahul Choudhary, Advocate (In O.A. Nos. 59/2012 & 108/2013)
 Ms. Preeti Singh, Mr. S. Porwal, Mr. Shivam Jaiswal, Advocates (In O.A. Nos. 176/2015, 484/2015, 327/2018 & 115/2017)
 Mr. Amrendra Kumar Dubey, Advocate (O.A. No. 411/2018)

For Respondent (s): Ms. Sakshi Popli, Advocate for DJB (O.A. No. 59/2012)
 Mr. Sumeet Pushkarna, Mr. Devanshu, Advocates with Mr. Sudhir Chauhan, E.E., Delhi Jal Board (O.A. No. 108/2013)
 Mr. Ajay Jain, Advocate for GNCTD
 Mr. Ardhendumauli Kumar Prasad, Mr. Shashank Saxena, Ms. Diksha Gera, Mr. Amrithesh Raj, Advocates for CGWA
 Mr. Pradeep Mishra, Mr. Daleep Dhyani, Advocates for UPPCB
 Ms. Sakshi Popli, Advocate for NDMC
 Mr. Amit Tiwari, Mr. Rohit Pratap Singh, Advocates for State of UP

appropriate mechanism can be introduced consistent with the needs of environment.

29. The MoEF&CC is directed to constitute an Expert Committee by including representatives from IIT Delhi, IIT Roorkee, IIM Ahmedabad, CPCB, NITI Ayog and any other concerned agency or department to examine the issue of appropriate policy for conservation of ground water with a robust institutional mechanism for surveillance and monitoring with a view to enhance access to ground water for drinking purposes in OCS areas by way of appropriate replenishment practices which can be properly accounted and measured for as well as to sustain the floodplains of rivers in terms of e-flows and other water bodies. The MoEF & CC and MoWR may finalize the issue of subject remain *inter-se* with regard to ground water reserve and its quality.

30. The Committee may be constituted in two weeks and report of the Committee may be furnished to the MoEF &CC and this Tribunal in two months by e-mail at ngt.filing@gmail.com.

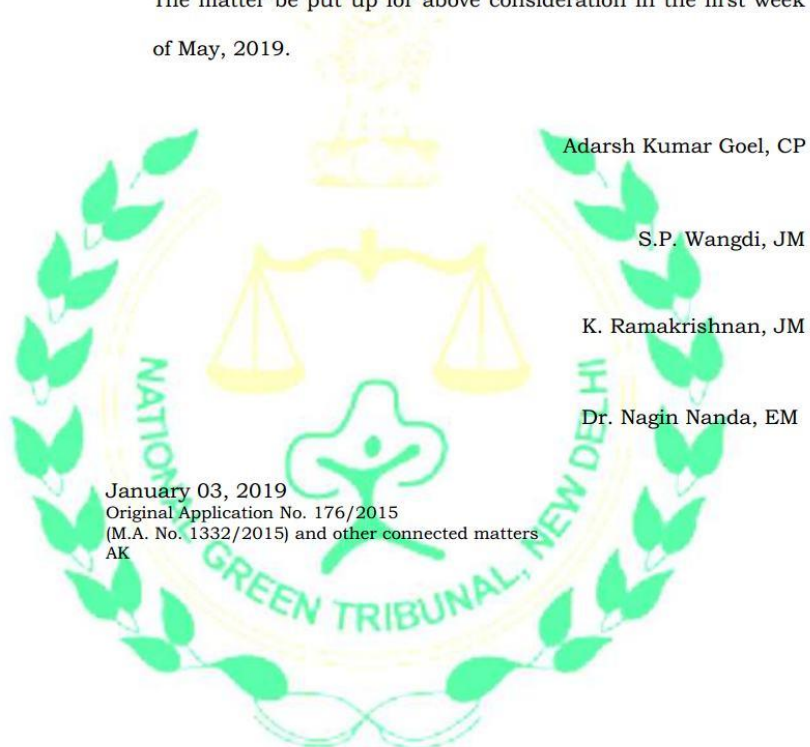
31. The Committee may also indicate the projection of its impact study in light of projected data for the next 50 years (in phased manner with action plan for each decade). Thereafter, fresh guidelines be issued by the concerned Ministry and the report furnished to the Tribunal on or before 30.04.2019.

32. The CPCB may constitute a mechanism to deal with individual cases of violations of norms, as existed prior to Notification of 12.12.2018, to determine the environment compensation to be recovered or other coercive measures to be taken, including prosecution, for past illegal extraction of ground water, as per

law. All the matters relating to illegal extraction of ground water by individuals are disposed of with these directions.

33. The Expert Committee report, the new policy and challenge to orders of authorities, if any, will be considered on the next date.

The matter be put up for above consideration in the first week of May, 2019.



Annexure-VICRITERIA TO CALCULATE WATER CONSUMPTION**Table 1: Discharge of 4" Dia and 1 HP Pump**

Sl. No.	Depth (Meter)	Discharge	
		LPM	m ³ /hr
1	25	50	3
2	43	40	2.4
3	59	30	1.8
4	69	20	1.2
5	77	10	0.6

Table 2: Discharge of 4" Dia and 2 HP Pump

Sl. No.	Depth (Meter)	Discharge	
		LPM	m ³ /hr
1	60	50	3
2	98	40	2.4
3	124	30	1.8
4	141	20	1.2
5	165	10	0.6

Table 3: Discharge of 6" Dia and 3 HP Pump

Sl. No.	Depth (Meter)	Discharge	
		LPM	m ³ /hr
1	17	200	12
2	29	175	10.5
3	41	150	9
4	50	130	7.8
5	62	100	6

Table 4: Discharge of 6" Dia and 5 HP Pump

Sl. No.	Depth (Meter)	Discharge	
		LPM	m ³ /hr
1	26	225	13.5
2	50	200	12
3	70	175	10.5
4	86	150	9
5	92	140	8.4

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CENTRAL POLLUTION CONTROL BOARD

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय, भारत सरकार.

MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE, GOVT. OF INDIA.

Annexure-R10-V
428

F. No.PI-14/32/2021-UPC-II-HO-CPCB-HO

Date: 09.10.2024

To,

The Member Secretary,
Maharashtra Pollution Control Board
Kalpataru Point, 3rd and 4th floor, Opp. PVR Cinema, Sion Circle,
Mumbai-400022

Sub: - Complaint received from Stalin D regarding illegal dumping of Solid waste in CRZ areas of Thane District.

Sir,

This is in reference to the complaint received from Sh. Stalin D vide mail dated 06.06.2024 on the abovementioned matter (**Copy enclosed**).

In this regards you are requested to take necessary action in accordance with Solid Waste Management Rules, 2016 and Plastic Waste Management Rules, 2016, (As amended) and action taken report with a copy to complainant may please be submitted to this office.

Yours faithfully,

(Divya Sinha) for

Director & Divisional Head UPC-II Div.

Copy to:

1. DH- PR
2. Sh. Stalin D
Nandakumar Pawar House
Second Floor, Opp Jaganth Darshan,
MD keni Marg bhandup Village east
Mumbai 400042

(Divya Sinha) for

o/c

‘परिवेश भवन’ पूर्वी अर्जुन नगर, दिल्ली - 110032.

Parivesh Bhawan, East Arjun Nagar, Delhi - 110 032.

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

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Public complaint received to CPCB HO vide email dated 06.06.2024 from Sh. Stalin D regarding illegal dumping of construction and demolition waste- reg.

Me <shailendra.cpcb@gov.in>
Mon, 28 Oct 2024 5:09:34 PM +0530 •

To "rothane" <rothane@mpcb.gov.in>

Cc "ms" <ms@mpcb.gov.in>, "Pratik Bharné" <pratik.cpcb@gov.in>, "NISHCHAL C" <nischal.cpcb@nic.in>, "DIVYA SINHA" <divyasinha.cpcb@nic.in>, "Suniti Parashar" <suniti.cpcb@gov.in>, "NGTZB, CPCB" <ngtzb.cpcb@gov.in>

I am directed to follow-up in the aforementioned subject matter.

This has reference to the CPCB HO letter dated 09.10.2024, regarding public complaint received to CPCB HO vide email dated 06.06.2024 from Sh. Stalin D, resident of Mumbai, Maharashtra. Here it is alleged that there is irresponsible and illegal dumping of mixed waste/garbage, solid construction and demolition waste near the Ulhas river estuary and its creek channels in Kasheli, Mumbra, Diva, and its surrounding regions in Thane District.

In this regard, it is requested to examine the said matter and submit the Action taken report to CPCB HO, Delhi. Copy of CPCB HO letter dated 09.10.2024 2024 is enclosed herewith for ready reference

If the desired information is already being submitted to CPCB-HO, you are hereby kindly requested to ignore this email.

सादर / Regards

शैलेन्द्र बंसल / Shailendra Bansal
सहायक विधि अधिकारी / Assistant law Officer
क्षेत्रीय निदेशालय, पुणे / Regional directorate, Pune
केन्द्रीय प्रदूषण नियंत्रण बोर्ड / Central Pollution Control Board

1 Attachment(s) • [Download as Zip](#)



CPCB HO Letter dated 09.10.2024
1.2 MB •