

केन्द्रीयप्रदूषणनियंत्रणबोर्ड
CENTRAL POLLUTION CONTROL BOARD
(पर्यावरणएवंवनमंत्रालय, भारतसरकार)
(MINISTRY OF ENVIRONMENT & FORESTS. GOVT. OF INDIA)

F. No. B-11011/1/PCP/2014-15/5064-5098

Date: 10.11.2014

To

Chairmen,

All SPCBs/PCS

Sub: Direction under Section 18 (1)(a) of the Water (Prevention and control of pollution) Act, 1974 and section 18 (1) (b) of the Air (prevention and control of pollution) Act, 1981 for implementation of the MSW (Management and Handling) Rules, 2000 in the state/UT - reg.

WHEREAS, as per the rule 4 (1) of the Municipal Solid Wastes (Management and Handling) Rules, 2000 every municipal authority shall within the territorial area of municipality be responsible for the implementation of the provisions of these Rules for any infrastructure development for collection, storage, segregation, transportation, processing and disposal of municipal solid wastes.

WHEREAS, as per the rule 4(2) of the MSW (M&H) Rules, 2000 the municipal authority or an operator of a facility shall make an application in Form-1, for grant of authorization for setting up waste processing and disposal facility including landfills from the State Board or the Committee in order to comply with implementation programmed laid down in schedule-1.

WHEREAS, as per the rule 4 (4) of the MSW (M&H) Rules, 2000 the municipal authority shall furnish its Annual Report in Form-1

- I. to the Secretary-in charge of the Department of Urban Development of the concerned State or the case may be of the Union Territory, in case of metropolitan city; or

- II. to the District Magistrate or the Deputy Commissioner concerned in case of all other towns and cities, with a copy to the State Board or the Committee on or before the 30th day of June every year

WHEREAS, as per rule 8 (1) of the Municipal Solid Wastes (Management and Handling) Rules, 2000, the State Boards and Committees shall prepare and submit to the Central Pollution Control Board an Annual Report with regard to the implementation of these Rules by 15th of September every year in Form IV.

WHEREAS, the State Pollution Control Board/Committee responsible for implementation of the Rule 6 (1) of the Municipal Solid Wastes (Management and Handling) Rules, 2000 shall monitor the compliance of the standards regarding Groundwater, ambient air, leachate quality and the compost quality including incineration standards as specified under schedule II, III and IV of the said rules.

WHEREAS THE FACTS, Annual Reports received from the SPCBs/PCCS reveal that most of the Municipalities have not complied with the Municipal Solid Wastes (Management and Handling) Rules, 2000 in the state/UT and the Annual Reports are not updated with regard to the current status on MSW management (including the quantity of MSW generation, collection, storage, Transportation, treatment, disposal, etc.), important for making plan/policy for MSW management at National level. It is also observed that no study is conducted by the SPCBS/PCCS to assess the status of Groundwater, ambient air, leachate quality and the compost quality including compliance to the incineration standards as specified under schedule II, III and IV of the said Rules, as a result, public resistance, protests, complaints and litigations with regard to MSW Management are increasing day by day.

NOW, THEREFORE, in view of the above observations on implementation of the provisions of the rules under the Municipal Solid Wastes (Management and Handling) Rules, 2000, I, the Chairman, Central Pollution Control Board (CPCB) in exercise of powers vested under section 18 (1) (b) of the Water (Prevention and Control of Pollution) Act, 1974 and section 18 (1) (b) of the Air (Prevention and Control of Pollution) Act, 1981 issue the following directions to Chairmen of all State Pollution Control Board /Pollution Control Committee;

1. The SPCB/PCC shall issue Directions to the all municipal authorities for implementation of the Municipal Solid Wastes (Management and Handling) Rules, 2000 in the state/UT.
2. The State Pollution Control Board/Committee shall monitor compliance of the standards regarding Groundwater, ambient air, leachate quality and the compost quality including incineration standards as specified under schedule II, III and IV of the said rules.
3. The state Pollution Control Board/Committee shall issue directions to all municipal authorities for furnishing Annual report in Form-II on or before 30th June every year.

4. The State Pollution Control Board/Committee shall ensure submission of the Annual Report with regard to implementation of the Municipal Solid Wastes (Management and Handling) Rules, 2000 in the state/UT as per the Rule 8 (1) specified in the Rules to Central Pollution Control Board by the 15th of September every year in Form IV. The Annual Report shall also reflect vital information on (i) the quantity of MSW generation, collection, treatment and disposal, (ii) the number of treatment and disposal facilities, (iii) the details of treatment and disposal facilities established, operational, under planned, etc.

NOW, THEREFORE, the State Board/Committee shall submit the compliance of action taken on the above DIRECTIONS to CPCB before 30th November, 2014.

(Susheel Kumar)
Chairman