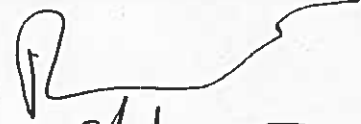


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8/1/2015

THE HON'BLE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH NEW DELHI

Original Application No. 199/2014

\*

W.P. ( C ) NO. 888 OF 1996

**IN THE MATTER OF:**

Almitra H. Patel & Anr.

...Petitioners

Versus

Union of India & Ors.

...Respondents

**INDEX**

Sl. Nos.	Particulars	Pages
1.	Affidavit on behalf of the Respondent/ <u>Government of Assam</u> in compliance to the Order dated November 3, 2014 passed by this Hon'ble Tribunal.	
2.	<b>Annexure-I:</b> True copies of the letter dated November 25, 2014 with Annual Report for the year 2012-2013.	
3.	<b>Annexure-II:</b> True copies of the letter dated November 25, 2014 with Annual Report for the year 2013-2014.	

Filed By:

M/S. CORPORATE LAW GROUP  
ADVOCATES  
FOR THE RESPONDENTS  
(STATE OF ASSAM)  
1101-1104, Kallash Building  
26, K.G. Marg, New Delhi-01  
264321000

**THE HON'BLE NATIONAL GREEN TRIBUNAL, PRINCIPAL BENCH  
NEW DELHI**

**W.P © No. 888 of 1996**

**IN THE MATTER OF:**

**Almitra H Patel & Anr**

**....Petitioner**

**Versus**

**Union of India & Ors**

**....Respondents**

**Affidavit on behalf of the Respondent/Government of Assam in compliance to the Order dated November 3, 2014 Passed by this Hon'ble Tribunal**

I, Joydeep Shukla, Extra Assistant Commissioner, Government of Assam, Assam Bhawan, 1 Sardar Patel Marg, New Delhi- 110021, do hereby solemnly affirm and state as under;

1. That I am the Extra Assistant Commissioner, Government of Assam and I am fully conversant with the facts and circumstances of the present case and am duly authorized to affirm and swear this affidavit on behalf of State of Assam.
2. That the Deponent herein has filed the present affidavit on behalf of State of Assam in compliance of the order dated November 3, 2014 passed by this Hon'ble Tribunal, wherein this Hon'ble Tribunal had directed all the States and Union Territories to file their respective Status Reports for giving effective implementation to Rule 8 of the Municipal Solid Waste (Management & Handling) Rules, 2000.
3. That it is most respectfully submitted before this Hon'ble Tribunal that pursuant to the directions dated November 3, 2014 passed by this Hon'ble Tribunal, the Annual Report on Implementation of Municipal Solid Waste (Management & Handling) Rule, 2000 for the year 2012-

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2013 and for the year 2013-2014 have already been submitted to the Central Pollution Control Board on November 25, 2014.

True Copies of the letter dated November 25, 2014 along with the Annual Report for the year 2012-2013 and True Copies of the letter dated November 25, 2014 along with the Annual Report for the year 2013-2014 are annexed herewith and marked as Annexure-I (Colly) and Annexure-II (Colly) respectively.

4. That the Deponent further begs to submit before this Hon'ble Tribunal that necessary instructions have been circulated to all the Urban Local Bodies of Assam for compliance of the Rule 8 of the Municipal Solid Waste (Management & Handling) Rules, 2000 by the Urban Development Department, Government of Assam. Furthermore, it is stated before this Hon'ble Court that the State of Assam and its instrumentalities are taking earnest efforts to ensure that the Rule 8 of Municipal Solid Waste (Management & Handling) Rules, 2000 is complied with in all respects.

**DEPONENT**

#### **VERIFICATION**

I, the deponent herein above, do hereby verify the contents of this affidavit to be true and correct to the best of my knowledge and belief, that no part of this Affidavit is false nothing material has been concealed therefrom.

Verified at New Delhi on this 7<sup>th</sup> day of January, 2015.

**DEPONENT**



**Pollution Control Board, Assam**

(Department of Environment & Forests - Government of Assam)

অসম প্রদূষণ নিয়ন্ত্রণ পৰিষদ  
(অসম চৰকাৰৰ বন আৰু পৰিৱেশ বিভাগ)

ANNEXURE-I (COIN) 41

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No. WB/OTWA/MSW-38/04-05/68

Dated Guwahati, the 25<sup>th</sup> Nov., 2014

To

The Member Secretary,  
Central Pollution Control Board,  
"Parivesh Bhawan",  
C.B.D. Cum Office Complex,  
East Arjun Nagar, Shahdara,  
Delhi - 110032.

Sub: Annual Report on Municipal Solid Waste (Management & Handling) Rule, 2000 for the year 2012-2013.

Ref: CPCB letter No. F.No. B-11011/1/PCP/2014-15/7666 dtd. 12.11.2013.

Sir,

With reference to above, please find herewith the Annual Report on Implementation of Municipal Solid Waste (Management & Handling) Rule, 2000 for the year 2012-2013 in Form-IV for your needful action.

Yours faithfully,

Member-Secretary(i/c)

Memo No. WB/OTWA/MSW-38/04-05/68-A,

Dated Guwahati, the 25<sup>th</sup> Nov., 2014

Copy to:

P.A. to the Chairman, PCBA for kind appraisal of the Hon'ble Chairman.

Member-Secretary(i/c)

OIC

True Copy  
of

FORM -IV

186

Annual Review Report 2012 - 13 is to be submitted by the  
Pollution Control Board, Assam to the Central Pollution Control Board

To

The Chairman,  
Central Pollution Control Board,  
(Ministry of Environment & Forests)  
'Parivesh Bhawan', East Arjun Nagar,  
Shahdra, Delhi -110 032.

1. Name of the State/Union territory : Assam
2. Name & address of the State Pollution Control Board/Pollution Control Committee : Pollution Control Board, Assam Bamunimaidam, Guwahati-21.
3. Number of municipal authorities responsible for management of municipal solid waste in the State/Union territory under these rules : 88 (Eighty Eight only)
4. A Summary Statement on progress made by municipal authorities in respect of implementation of Schedule I [rule 4(3)] : Annexure - I
5. A Summary Statement on progress made by municipal authorities in respects of implementation of Schedule II [6(1) and (3), 7(1)] : Annexure - II
6. A Summary Statement on progress made by municipal authorities in respects of implementation of Schedule III [rules 6(1) and (3), 7(2)] : Annexure - III
7. A Summary statement on progress made by municipal authorities in respects of implementation of Schedule IV [rules 6(1) and (3), 7(2)] : Annexure - IV

Date: 25<sup>th</sup> November, 2014  
Place: Guwahati.

(B.K. Baruah)  
Member-Secretary(i/c)

True Copy  
[Signature]

### Implementation Schedule

No local body could comply with Schedule-I and the time target set under Schedule-I is over. However to implement an integrated approach to solid waste management practice in Guwahati City. Guwahati Municipal Corporation has developed a waste processing and disposal facility. Another project namely 100TPD Municipal Solid Waste (MSW) facility for Dibrugarh town to be located at Ghoramara under Dibrugarh district is coming up The necessary site selection has been made and the State Environment Impact Assessment Authority (SEIAA) has accorded TORs to the unit and Public Hearing for the same is going to be held on 17.12.2014. A proposal for pilot project for disposal of MSW is being under taken by Silchar Municipality Board informed in their Annual Report.

True Copy  
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### Management of Municipal Solid Waste

The urban local bodies in the state are yet to take necessary steps for proper Management of MSW in the field of collection, segregation, storage, transportation, processing and disposal of MSW.

- 1. **Collection of MSW** : In Assam, door to door collection of MSW has been taken up by Guwahati Municipal Corporation alongwith Silchar, Umrangshu, Maibang, Halfong, Badarpur, Karimganj and Sivasagarh town municipal bodies. In other parts, old practice is continued. MSW collected from road side bins provided at different locations by Truck, Tractor, Thellas and taken into the dumping ground.
- 2. **Segregation of MSW** : Practically no proper segregation of waste is practiced in the State of Assam.
- 3. **Storage of MSW** : Age old practices are followed by most of the local bodies for storage of waste. Dustbins are provided in some locations and the wastes are collected in an interval of 2 – 3 days. On Guwahati city colour coded bins are provided at some selected area. In Pachim Boragaon area, Guwahati, a temporary storage facility has been set up by Guwahati Municipal Corporation.
- 4. **Transportation of MSW** : For transportation of MSW generally tractor, truck, tipper, hand cart etc. are used in the State of Assam.
- 5. **Processing of MSW** : For processing of MSW there is no process plant. One MSW processing unit is coming up in Dibrugarh district of Assam.
- 6. **Disposal of MSW** : Except Guwahati city, all other local bodies are utilizing low lying areas for disposal of MSW.

True Copy  
[Signature]

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**Annexure – III**

**Specification for Land Fill Sites**

Most of the local bodies do not have any proper, scientific, well developed land fill sites. Identification and allotment of land for land fill sites are recently practiced in some parts of the state. Necessary land fill site for 100TPD MSW facility in Dibrugarh town have been selected.

True Copy  
[Signature]



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**Annexure – IV**

**Standards for Composting, Treated Leachate and Incineration**

Except Guwahati city there is no any composting or incineration facilities are available in the State of Assam.

*True Copy*

**Over all Status Report of Implementation of Municipal Solid Waste in the State of Assam for the year 2012-13**

Sl. No.	Name of District	No. of Local Bodies	No. of Authorization application received in Form No.-I	No. of Annual Report received in Form No.-II	No. of Authorization granted	Compliance Criteria
1	Dhubri	6				Not as per MSW Rule
2	Kokrajhar	3				
3	Bongaigaon	4				
4	Goalpara	3				
5	Barpeta	6				
6	Chirang	1				
7	Nalbari	2				
8	Kamrup(M)	1				
9	Kamrup(R)	3				
10	Sonitpur	5				
11	Lakhimpur	3		1		
12	Udalguri	2				
13	Darrang	2		1		
14	Golaghat	5				
15	Karbi Anglong	3				
16	Jorhat	5		3		
17	Sivasagarh	6		6		
18	Dibrugarh	5				
19	Tinsukia	5				
20	Dhemaji	2				
21	Cachar	2		2		
22	Hailakandi	2		2		
23	Karimganj	2		2		
24	Dima Hasao	4		4		
25	Nagaon	3				
26	Morigaon	1				

True Copy



ANNEXURE-II (Copy)  
Pollution Control Board, Assam

(Department of Environment & Forests, Government of Assam)

অসম প্রদূষণ নিয়ন্ত্রণ পৰিষদ  
(অসম চৰকাৰৰ বন আৰু পৰিবেশ বিভাগ)

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No. WB/OTWA/MSW-38/04-05/69

Dated Guwahati, the 25<sup>th</sup> Nov., 2014

To

স্বত্ব  
The Member Secretary,  
Central Pollution Control Board,  
"Parivesh Bhawan",  
C.B.D. Cum Office Complex,  
East Arjun Nagar, Shahdara,  
Delhi - 110032.

Sub: Annual Report on Municipal Solid Waste (Management & Handling) Rule, 2000 for the year 2013-2014.

Ref: CPCB letter No. F.No. B-11011/1/PCP/2014-15/7666 dtd. 12.11.2013.

Sir,

With reference to above, please find herewith the Annual Report on Implementation of Municipal Solid Waste (Management & Handling) Rule, 2000 for the year 2013-2014 in Form-IV for your needful action.

Yours faithfully,

Member-Secretary(i/c)

Memb No. WB/OTWA/MSW-38/04-05/69-A,  
Copy to:

Dated Guwahati, the 25<sup>th</sup> Nov., 2014

P.A. to the Chairman, PCBA for kind appraisal of the Hon'ble Chairman.

Member-Secretary(i/c)

o/c

True Copy  
[Signature]

FORM -IV

193

Annual Review Report 2013 - 14 is to be submitted by the  
Pollution Control Board, Assam to the Central Pollution Control Board


To

The Chairman,  
Central Pollution Control Board,  
(Ministry of Environment & Forests)  
'Parivesh Bhawan', East Arjun Nagar,  
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1. Name of the State/Union territory : Assam
2. Name & address of the State Pollution Control Board/Pollution Control Committee : Pollution Control Board, Assam Bamunimaidam, Guwahati-21.
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Date: 25<sup>th</sup> November, 2014  
Place: Guwahati.

  
(B.K. Baruah)  
Member-Secretary(i/c)

True Copy  


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Annexure – I

**Implementation Schedule**

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*True Copy*

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*True Copy*  
*[Signature]*

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**Annexure – III**

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*True Copy*  
*[Signature]*

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**Annexure - IV**

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True Copy  
[Signature]



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3	Bongaigaon	4				
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5	Barpeta	6				
6	Chirang	1				
7	Nalbari	2				
8	Kamrup(M)	1				
9	Kamrup(R)	3				
10	Sonitpur	5				
11	Lakhimpur	3		1		
12	Udalguri	2				
13	Darrang	2		1		
14	Golaghat	5				
15	Karbi Anglong	3				
16	Jorhat	5		3		
17	Sivasagarh	6		6		
18	Dibrugarh	5		1		
19	Tinsukia	5		2		
20	Dhemaji	2				
21	Cachar	2		2		
22	Hailakandi	2		2		
23	Karimganj	2		2		
24	Dima Hasao	4		4		
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