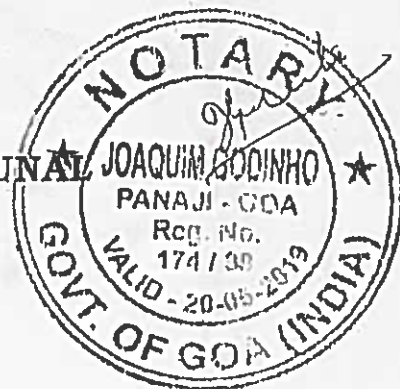


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BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHI



ORIGINAL APPLICATION No. 199/2014

Almitra H Patel and anr.

..... Applicant

v/s

Union of India and Ors.

.... Respondents

AFFIDAVIT ON BEHALF OF THE STATE OF GOA.

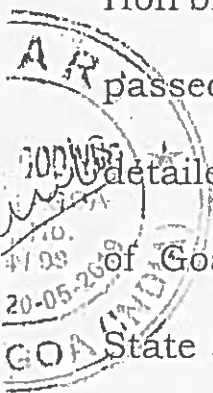
I, Rajesh Kumar Srivastava, major of age, resident of PanajiGoa, the Secretary, Department of Environment, Respondent above named most respectfully state and submit as under:

1. I state that I am presently holding charge as the Secretary in the Department of Environment, Government of Goa and am authorized to file the present Affidavit on behalf of the State Government.
2. At the Outset I state that, in terms of the directions of this Hon'ble Tribunal as contained in Order Dated 15.01.2015, the State of Goa has filed a detailed affidavit setting out the stand of the Government in respect of implementation of the directions of this Hon'ble Tribunal as contained in the judgement passed in appeal no. 70/2012 i.e. Captain Mall Singh and Ors Vs Punjab PCB and Ors.

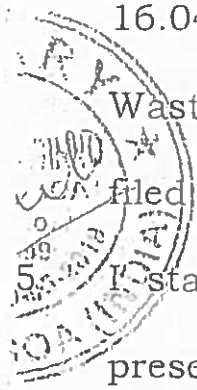
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3. I state that subsequently, in terms of the directions of this Hon'ble tribunal as contained in order dated 5/2/2015 passed in the present matter, the State of Goa has filed a detailed affidavit laying out the steps initiated by the State of Goa for management of Solid Waste generated in the State and also steps taken by the State Government for the setting up of Integrated Solid Waste Management Facilities in the State. I state that vide the said affidavit a detailed action plan for solid waste management was also filed before this Hon'ble Tribunal.

4. I state that subsequently, vide order dated 20/3/2015 passed in the present matter, this Hon'ble Tribunal was pleased to direct the State of Goa to file an affidavit in light of the judgement of this Hon'ble tribunal in OA Number 40/2013 i.e. Captain Mall Singh and Ors vs Punjab PCB and ors. I State that in this regard the State of Goa formulated and adopted an action plan for solid waste management in the state. I state that this action plan has been formulated strictly in accordance with the judgement of this Hon'ble tribunal in OA Number 40/2013 i.e. Captain Mall Singh and Ors vs Punjab PCB and ors, and in accordance with the Orders/Judgements passed in the present matter by this Hon'ble Tribunal and as approved by the High Level Task Force for Solid Waste Management in the State of Goa. I state that this action plan dated April 2015 was enclosed with the said affidavit. Annexed herewith



Qd



and marked as **Exhibit A** is a copy of Affidavit dated 16.04.2015 along with the Action Plan for Integrated Solid Waste Management in the State of Goa dated April 2015 filed before this Hon'ble Tribunal.

I state that vide order dated 13-07-2015 passed in the present matter this Hon'ble Tribunal has been pleased to direct the state to file a Status Report with regard to the collection, Storage and disposal of Municipal Solid Waste in the Entire State. I State that vide the said order, this Hon'ble Tribunal has further directed the state to clarify if any MSW disposal plant, either RDF or Waste to Energy or any other more plants have been provided in the State or are in proposal stage in that behalf.

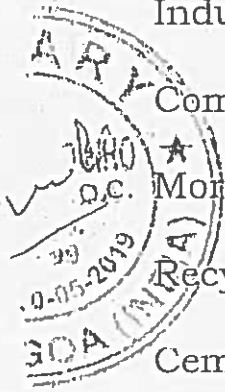
6. I state that in this regard, the action plan for integrated solid waste management in the state of Goa dated April 2015 filed before this Hon'ble tribunal vide affidavit dated 16 April 2015 at Chapter 4 and Chapter 5 elaborately deals with the present status of Solid Waste management in the State of Goa.

7. I state that the present status of Solid waste management, including collection, storage and disposal of Municipal Solid Waste in the State of Goa as on date is as follows.

- a. Dry Non-Biodegradable Waste is being collected from 189 out of 190 Village Panchayats, all the 13 Municipal Councils as well as the Corporation of the City of Panaji.

QA

b. Dry Non-Biodegradable Waste is also being collected from Industrial Estates, Defence Establishments, School Complexes etc from the State.



More than 3750 Tons of Dry Non-biodegradable Non-Recyclable Waste has been sent for Co-Processing in Cement Kilns.

✓8. I State that the Status of the Establishment of the Solid Waste Disposal Plants in the State of Goa as on date is as follows.

a. With respect to the Solid Waste Management Facility at Calangute/Saligao, I state that presently more than 60% of the civil work at the said site with respect to the setting up of the garbage disposal plant is over. I state that the Roofing sheets of material segregation and recovery shed and compost shed are delivered at site and installation will commence shortly. I state that machinery is scheduled to come from overseas, part of the machinery is to come from the United States and also from Europe. I state that the Machinery due to come from United States has already been dispatched and is on its way to India and then to the site. I state that the Europe machinery is in the process of dispatch and is likely to arrive somewhere from the first week of August 2015 and the setting up of the said machinery in a phased manner would commence somewhere in August.

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The whole plant would be ready and operational by December 2015.



ob. With Regards to the proposed Solid Waste Management Facility at Cacora, the acquired land admeasuring 82750 Square Meters has been acquired.

9. I state that whatever stated herein above is based on the records available with the office of the Respondent Department of Environment, Government of Goa, to which I have access and which I believe to be true and correct.

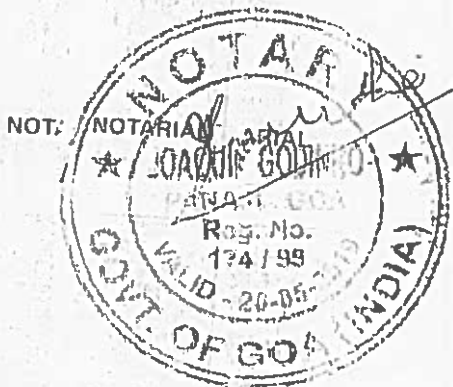
Solemnly affirmed on

this day of 1st August, 2015

Rajesh Kumar Srivastava
Deponent

Identified by

Joaquim
01/08/2015



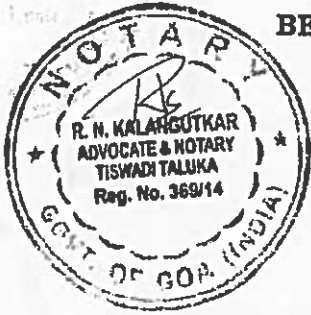
NOT. NOTARIAL ARIAL

SOLEMNLY AFFIRMED AND VERIFIED BEFORE ME
Mr. Rajesh Kumar Srivastava
WHO IS IDENTIFIED BEFORE ME
BY ADV.
WHOM I KNOW ... Personally
SERIAL No. 5693, DATED 01/08/2015
VALID UPTO 20-05-2019
JOAQUIM GOIS - NOTARY-PAIMJI-GOA

EXHIBIT 'A' Colly

C/27

P0359



**BEFORE THE NATIONAL GREEN TRIBUNAL
PRINCIPAL BENCH, NEW DELHI**

ORIGINAL APPLICATION No. 199/2014

Almitra H Patel and anr.

..... Applicant

v/s

Union of India and Ors.

.... Respondents

AFFIDAVIT ON BEHALF OF THE STATE OF GOA.

I, Srinet N. Kothwale, son of Narendra Kothwale, major of age, resident of Aroba, Pernem Goa, the Director, Department of Environment, Government of Goa, Respondent above named most respectfully state and submit as under:

1. I state that I am presently the Director in the Department of Environment, Government of Goa and am authorized to file the present Affidavit on behalf of the State Government.
2. I state that I am filing the present affidavit in terms of the directions of this Hon'ble Tribunal as contained in order dated 20/03/2015.



3. I state that vide order dated 20/03/2015 passed in the present matter, this Hon'ble Tribunal was pleased to direct the State of Goa to file an affidavit in light of the judgement of the Hon'ble Tribunal in OA no 40/2013, decided on 25/11/2014 and judgement dated 20/3/2015 passed in the present matter.
4. I state that in terms of the directions of this Hon'ble Tribunal as stated above, the State of Goa has formulated and adopted an "Action Plan for Solid Waste Management" in the state. Annexed herewith and marked as 'Exhibit A' is a copy of the action plan for solid waste management in the state of Goa.
5. I state that the action plan for solid waste management in the state of Goa is a comprehensive plan and has been formulated in accordance with the judgement of this Hon'ble Tribunal passed in OA no 40/2013 (judgement in the case of Capt. Mall Singh vs Punjab PCB and others) and in accordance with the orders / judgements passed in the present matter by this Hon'ble Tribunal.
6. I state that a comparative statement enclosed with the action plan for solid waste management in the state of Goa, clearly indicates this.
7. I state that the state of Goa as elaborated in the enclosed action plan for solid waste management, shall take all steps to ensure that the directions of this Hon'ble Tribunal as contained in the judgement of capt. Mall Singh & Ors v/s Punjab PCB & Ors as well as the directions of this Hon'ble Tribunal as contained in

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order dated 20/03/2015 passed in the present matter, are effectively complied with.

8. I state that whatever stated herein above is based on the records available with the office of the Respondent Department of Environment, Government of Goa, to which I have access and which I believe to be true and correct.



Solemnly affirmed on this 16th day of April 2015

[Signature]
Deponent



SOLEMNLY AFFIRMED AND VERIFIED
BEFORE ME BY Srinet N. Kothwale
WHO IS IDENTIFIED BEFORE ME BY
Self WHOM I KNOW.
SR. NO.: 558/15
DATED: 16/04/2015

[Signature]

R. N. Kalangutkar
Advocate & Notary
Tiswadi Taluka
Reg. No. 369/14