

BEFORE THE NATIONAL GREEN TRIBUNAL AT NEW DELHI

O.A. NO. 199 OF 2014

IN THE MATTER OF:

Almitra H. Patel & Anr

...Applicants

Versus

Union of India & Ors.

...Respondents

INDEX

SL. NO.	PARTICULARS	PAGE NO.
1.	Affidavit on behalf of the Mizoram Pollution Control Board, State of Mizoram.	1 - 4
2.	<u>ANNEXURE - R - 1.</u> Copy of the Annual Report for the year 2014-15 on behalf of Mizoram Pollution Control Board, Government of Mizoram.	5 - 17

**DATED: ____ .04.2016
NEW DELHI**

FILED BY:



[RAVI KANT PAL]
ADVOCATE FOR THE
STATE OF MIZORAM & MPCB
H-29, GROUND FLOOR
JANGPURA EXTENSION
NEW DELHI- 110014
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BEFORE THE NATIONAL GREEN TRIBUNAL AT NEW DELHI

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**AFFIDAVIT ON BEHALF OF MIZORAM POLLUTION
CONTROL BOARD, STATE OF MIZORAM**

I, Ranbir Singh, IAS, aged about 51 years, Resident Commissioner, Government of Mizoram, Mizoram House, Pt. Uma Shankar Dixit Marg, Chanakyapuri, New Delhi – 110021, do hereby solemnly affirm and state as under:

1. That I am the Resident Commissioner, Government of Mizoram, and as such I am competent to swear this affidavit on behalf of the answering Respondent. I am also well conversant with the order of the case based on records made available to me and hence, I am competent to swear and affirm by way of the present affidavit.
2. That this affidavit is being filed pursuant to the directions of this Hon'ble Tribunal in its Order dated 18.02.2016. It is submitted that this Hon'ble Tribunal in the said Order has directed the

Central Pollution Control Board to file its Annual Report before this Hon'ble National Green Tribunal.

3. That the answering Respondent has gone through the above Order dated 18.02.2016 passed in the present matter. It is submitted that the answering Respondent seeks liberty to file the Annual Report for the year 2014 – 2015 on behalf of the Mizoram Pollution Control Board, Government of Mizoram. It may be mentioned herein that reply has been filed only on the basis of the order obtain from the website of the Hon'ble National Green Tribunal and no copy of the Order/ Notice whatsoever is served by the Applicant upon the answering Respondent.
4. It is submitted that vide Letter no. H.88088/Poltn/18/97-MPCB/2/9-226 dated 03.02.2016 the Mizoram Pollution Control Board, Government of Mizoram has submitted the Annual Report for the year 2014 – 15 to Central Pollution Control Board, New Delhi. Further, it is submitted that the Central Pollution Control Board, New Delhi has filed before this Hon'ble Tribunal dated 10.02.2016, a compilation of Annual Reports submitted by every Respondent State to the Central Pollution Control Board, New Delhi. Further, it is submitted that the compilation filed by the Central Pollution Control Board, New Delhi, somehow does not contain the Annual Report for the year 2014-15 submitted by the Mizoram Pollution Control Board, Government of Mizoram.

It is pertinent to mention herein that the Mizoram Pollution Control Board, Government of Mizoram had submitted Annual Report to the Central Pollution Control Board, New Delhi every year. Details of such report for the last six years are following:

S. NO.	Reporting Year	File No. & Date
1.	2009-2010	No. H. 88088/Poltn/18/97- MPCB/58-65 Dt 06.05.2011
2.	2010-2011	No. H. 88088/Poltn/18/97- MPCB/95-101 Dt 14.12.2011
3.	2011-2012	No. H. 88088/Poltn/18/97- MPCB/143-149 Dt 12.09.2012
4.	2012-2013	No. H. 88088/Poltn/18/97- MPCB/274-279 Dt 28.10.2013
5.	2013-2014	No. H. 88088/Poltn/18/97- MPCB/358 - 365 Dt 29.05.2014
6.	2014-2015	No. H. 88088/Poltn/18/97- MPCB/219-226 Dt 03.02.2016

A copy of the Letter No. H.88088/Poltn/18/97-MPCB/2/9-226 dated 03.02.2016 is annexed and marked as **ANNEXURE – R-1**.

5. I state that all the statements made herein above are true the records of Government of Mizoram.

DEPONENT

VERIFICATION:

I, the above named deponent, do hereby verify that the contents of the above affidavit are true and correct based upon the information received and nothing material is concealed there from.

Verified at New Delhi on this the _____ of April, 2016.

DEPONENT



MIZORAM STATE POLLUTION CONTROL BOARD

Silver House, Tuikhuahtlang, Aizawl - 796 001
 Ph : (0389) 2316590/2326173 Fax : (0389) 2316591
 Email: mizorampcb@gmail.com Website: http://www.mizemvis.nic.in

No.H.88088/Poltn/18/97-MPCB/0/9-226

Dated Aizawl, the 3rd February, 2016.

To,

Shri J. S. Kamyotra
 Director & I/c PCP,
 Central Pollution Control Board
 (Ministry of Environment and Forest, Govt. of India)
 'Parivesh Bhawan', C.B.D. Cum-Office Complex,
 East Arjun Nagar, Shahdara, Delhi - 110032

Subj:- Municipal Solid Wastes (Management & Handling) Rules, 2000 - Annual Report for 2014-2015.

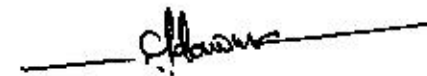
Sir,

With reference to the subject cited above, I have the honour to submit herewith the Annual Report on Implementation of Municipal Solid Wastes (Management & Handling) Rules, 2000 for the year 2014-2015 as per Form IV for favour of further necessary action.

Yours faithfully,

Encl: As above.

dc


 (C. LALDUHAWMA)
 Member Secretary
 Mizoram Pollution Control Board

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FORM IV

6

Annual Report on Municipal Solid Waste (Management & Handling) Rules, 2000 for the year 2014-2015 submitted by Mizoram State Pollution Control Board to the Central Pollution Control Board.

To,

The Chairman
Central Pollution Control Board,
Ministry of Environment & Forests,
Government of India,
Parivesh Bhawan, East Arjun Nagar,
Delhi - 110032

1	Name of the State/Union Territory	Mizoram
2	Name and Address of the State Pollution Control Board	Mizoram State Pollution Control Board, Tuikhuahtlang, Aizawl - 796001, Mizoram
3	Number of Municipal Authorities Responsible for management of Municipal Solid Waste in the State/UT under this rules:	Two (2)
4	A summary Statement on Progress made by municipal authorities in respect of Implementation of Schedule I [rule 4(3)]	Attached as Annexure - I
5	A summary statement on progress made made by Municipal authorities in respect of implementation of Schedule II [rule 6(1) and (3), 7(1)]	Attached as Annexure - II
6	A summary Statement on progress made by municipal authorities in respect of implementation of schedule III [rule 6 (1) and (3), 7(2)]	Attached as annexure - III
7.	A summary statement in respect f implementation of chedule IV [rule 6 (1) and (3), 7 (2)]	Attached as Annexure - IV

Dated : 3rd February, 2016
Place : Aizawl

etc 
(C. W. ALDUHA WMA)
Member Secretary
Mizoram State Pollution Control Board

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ANNUAL REPORT ON MSW MANAGEMENT IN AIZAWL FOR THE YEAR 2014-2015

- 1. Towns/cities**
 - (i) Total number of towns/cities : 1 city (Aizawl)
 - (ii) Total number of ULBs : 2
 - (iii) Number of class I & class II cities/towns : 1
- 2. Authorization status (names/number)**
 - (i) Number of applications received : 2
 - (ii) Number of authorizations granted : 2
 - (iii) Authorizations under scrutiny : NIL
- 3. MSW Generation status**
 - (i) MSW generation in the state (TPD) : 161.5 TPD (Data received from Aizawl Municipal Council only)
 - (ii) MSW collected (TPD) : 161.5 TPD (Data received Aizawl Municipal Council only)
 - (iii) MSW treated (TPD) : NIL
 - (iv) MSW landfilled (TPD) : NIL
- 4. Compliance to schedule II of MSW Rules (Number/names of towns/capacity)**
 - (i) Good practices in cities/towns : NIL
 - (ii) House-to-house collection : NIL
 - (iii) Segregation : NIL
 - (iv) Storage : NIL
 - (v) Covered transportation : All the vehicles are covered with Silpouline

5. Processing of MSW (Number/names of towns/capacity)

(i) MSW processing facilities setup:

Sl. No.	Composting	Vermin-composting	Biogas	RDF/Pelletization
1	NIL	NIL	NIL	NIL

(ii) Processing facility operational:

Sl. No.	Composting	Vermin-composting	Biogas	RDF/Pelletization
1	NIL	NIL	NIL	NIL

(iii) Processing facility under installation/planned:

Sl. No.	Composting	Vermin-composting	Biogas	RDF/Pelletisation
1	1	NIL	NIL	NIL

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

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

7. Disposal of MSW (number/names of towns/capacity):

- (iv) Landfill sites identified : 2 at Tuirial & Lengte

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- 8
- (v) Landfill constructed : NIL
 - (v) Landfill under construction : 2 (Tuirial under SIPMIU & Lengte under Trade & Commerce Department)
 - (vi) Landfill in operation : NIL
 - (vii) Landfill exhausted : NIL
 - (viii) Landfilled capped : NIL

8. MSW Dumpsites (number/names of towns/capacity):

- (iv) Total number of existing dumpsites : 1 at Tuirial
- (v) Dumpsites, reclaimed/capped : NIL
- (vi) Dumpsites converted to sanitary landfill : NIL

9. Monitoring at Waste processing/Landfills sites

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

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ANNEXURE - I

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Schedule - 3

Implementation Schedule

Sl. No.	Compliance Criteria	Remarks
1	Setting up of waste processing and disposal facilities	Under process
2	Monitoring the performance of waste processing and disposal facilities	Waste processing and disposal facilities not yet adopted
3	Improvement of existing landfill sites as per provisions of these rules.	Ongoing project for landfill system is carried on separately by SIPMIU and Trade & Commerce Deptt.
4	Identification of landfill sites for future use making site ready for operation	Landfill was identified at Tuirial near the present dumping place. Environmental Clearance is also granted for the purpose. No Objection Certificate is also issued by the Board for Landfill (Trench Method) at Lengte, Mamit District

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ANNEXURE - II

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Schedule - II

Management of Municipal Solid Waste

1. Collection of Municipal Solid Wastes :

Municipal Solid Waste Management is being Handled by two state Government Department, i.e., Urban Development and Poverty Alleviation Department (UD&PA Deptt.) and Trade and Commerce Department.

The Aizawl Municipal Council was formed in 16th November 2010 and Sanitation Cell of the UD&PA Deptt. is now attached to the Council to look after waste management.

Collection is carried on by sanitation point in 63 (sixtythree) localities through Municipal Agency, namely Local Councils.

Trade and Commerce Department separately collect wastes from market places by placing several RCC Bins in 5 (five) markets in the City.

As regard to Bio-medical Wastes, large quantities are treated as per the Bio-medical waste rule. Although the Hospitals and Health Care authorities are aware of necessary conditions to be applied, a large quantity of them are still simply mixed with the Municipal Solid Waste. However, improvement is seen recently due to awareness programmes and interaction and interactions with the Health Care Facilities.

2. Segregation of Municipal Solid Wastes:

Waste are not segregated at any point.

3. Storage of Municipal Solid Wastes:

Under the UD&PA Deptt., no storage facilities for municipal solid waste are established. Waste collected are directly transported to the place of disposal.

There are 5 (five) bins placed at different stations/markets within Aizawl City placed by the Trade & Commerce Department for collection of Market wastes. Additional 5 RCC bins are proposed.

4. Transportation of Municipal Solid Wastes:

Waste are transported by means of truck vehicle, which are not specially designed. At present 113 trucks are available under UD&PA Deptt.

5. Processing of Municipal Solid Wastes:

Scientific technologies are not yet adopted for processing wastes and so waste are neither processed nor recycled at present. However, attempts have been taken to adopt scientific technologies for processing of waste utilising technologies like composting, vermiculture etc.

6. Disposal Municipal Solid Wastes:

Landfilling system is not yet adopted. The present system of Disposal of solid waste is 'Open Dumping' at the Dumping ground prepared by UD&PA Department.

The State Investment Programme Implementation and Monitoring Unit (SIPMIU) of the UD&PA Deptt. identified landfilling site at Tuirial just besides the present Dumping area.

The Trade and Commerce Department also identified a separate Disposal Site (i.e. Landfill- trench method) at Lengte, Mamit District. NOC was issued on 8th March, 2013 by the Board.

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ANNEXURE - III

Schedule - III

Specifications for Landfill Sites

There is no landfill site at present. However, SIPMIU is identifying the present dumping site as the Landfill site for which necessary actions are being taken.

The Trade and Commerce also proposed to establish a separate Landfill site having a capacity of 10 tons/day for Market Wastes Processing facilities at Lengte, Mamit District.

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ANNEXURE - IV

12

Schedule - IV

Standards for Composting, Treated Leachates and Incineration

The waste processing or disposal facilities including composting, incineration, pelletisation, energy recovery or any other facility based on the art-of-the-state technology are not yet adopted. However, the concerned Departments are taking necessary actions to adopt a more suitable technologies.

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MIZORAM POLLUTION CONTROL BOARD

SILVER HOUSE, TUKHUAHTLANG, AIZAWL - 796001

Ph. No. (0389) 2316590 / 2316173

Fax : (0389) 2316591

No.H.88088/Poltr/18/97-MPCB//8-24

Dated Aizawl, the 16th June, 2010

To,

The Chairman,
Central Pollution Control Board,
Ministry of Environment & Forests,
Government of India,
Parivesh Bhawan, East Arjun Nagar
Delhi-110032

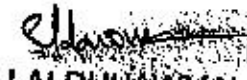
Subject: **Municipal Solid Wastes (Management & Handling) Rules, 2000-
Annual Report for 2008 - 2009.**

Sir,

With reference to the subject cited above, I have the honour to submit herewith the Annual Report 2008-2009 on Implementation of Municipal Solid Wastes (Management & Handling) Rules, 2000 as per Form IV for favour of further necessary action.

Yours faithfully,

Encl : As above.


(C. LALDUHAWMA)
Member Secretary,
Mizoram Pollution Control Board.

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POLLUTION CONTROL BOARD

ING, AIZAWL, MIZORAM - 796 001

Ph: (0389) 2326173 / 2315450

No.H.88088/Poltr/ 18 / 97-MPCB /53 -65

Dated Aizawl, the 6th May 2011

To,

Shri A.B. Akolkar,
Scientist 'F' & I/C PCP
Central Pollution Control Board,
Ministry of Environment & Forests,
Government of India,
Parivesh Bhawan, East Arjun Nagar
Delhi-110032

Subject: Municipal Solid Wastes (Management & Handling) Rules, 2000 -
Annual Report for 2009 - 2010.

Reference: Y/L F. No. B - 110011/1/PCP/2010/9562 dt 2.11.2010

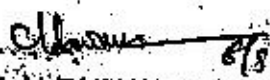
Sir,

With reference to the subject cited above, I have the honour to submit here-
with the Annual Review Report 2009-2010 on Implementation of Municipal Solid Wastes
(Management & Handling) Rules, 2000 as per Form IV for favour of further necessary
action.

May I inform you that the report is submitted later than the specified date due
to late receipt of reports from the concerned authority.

Yours faithfully,

Enclo : As above.


(C. LALDUHAWMA)
Member Secretary

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/c*



STATE POLLUTION CONTROL BOARD

Silver House, Tuikhuahtlang, Aizawl - 796 00
Ph : (0389) 2316590/2326173 Fax : (0389) 231659
Email: mpcb_azl@yahoo.com Website: http://www.mzerivis.nic.

No.H.88088/Poltn/ 18 / 07-MPCB / 195 / 101

Dated Aizawl, the 14th December 2011

To,

Shri A.B. Akolkar,
Additional Director & I/C PCP Division,
Central Pollution Control Board,
Parivesh Bhawan, C.B.D Cum-Office Complex
East Arjun Nagar, Shahdara, Delhi - 110032

Subject: **Furnishing Annual Report on Implementation of Municipal Solid Waste (Management & Handling) Rules, 2000- for 2010 - 2011.**

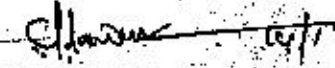
Reference: Your letter F. No.B-110011/1/PCP/2011-12/5606 Dated 05.10.2011

Sir,

With reference to your letter No. on the subject above, I have the honour to submit herewith the Annual Review Report on Implementation of Municipal Solid Waste (Management & Handling) Rules, 2000 as per Form IV for favour of further necessary action.

Yours faithfully,

Encl: As above.


(C. LALDUHAWMA)
Member Secretary,
Mizoram Pollution Control Board

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STATE POLLUTION CONTROL BOARD

Silver House, Tuikhuahtlang, Aizawl - 796 001

Ph : (0389) 2316590/2326173 Fax : (0389) 2316591

Email: mpcb_azi@yahoo.com Website: <http://www.mizerivis.nic.in>

No.H.88088/Poltr/18/97-MPCB/143-149

Dated Aizawl, the 12th Sept. 2012

Shri A.B. Akolkar,
Additional Director & I/C PCP Division,
Central Pollution Control Board,
Parivesh Bhawan, C.B.D Cum-Office Complex
East Arjun Nagar, Shahdara, Delhi -110032

Subject: Furnishing Annual Report on Implementation of Municipal Solid Wastes (Management & Handling) Rules, 2000- for 2011-2012.

Sir,

With reference to the subject cited above, I have the honour to submit herewith the Annual Review Report on Implementation of Municipal Solid Wastes (Management & Handling) Rules, 2000 as per Form IV for favour of further necessary action.

Yours faithfully,

Encl: As above.

(Signature)
(C.LALDUHAWMA)

Member Secretary

Mizoram Pollution Control Board

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STATE POLLUTION CONTROL BOARD

Silver House, Tuikhuahtlang, Aizawl - 796 001
Ph: (0389) 2316590/2326173 Fax: (0389) 2316591
Email: mpcb_azi@yahoo.com Website: <http://www.mizoramvis.nic.in>

No.H.88088/Poltr/18/97-MPCB/277/279

Dated Aizawl, the 09th Oct 2013

To,

Shri A. B Akolkar
Scientist 'F' & i/c-PCP,
Central Pollution Control Board
(Ministry of Environment and Forest, Govt. of India)
'Parivesh Bhawan', C.B.D. Cum-Office Complex,
East Arjun Nagar, Shahdara, Delhi - 110032

Subj: Municipal Solid Wastes (Management & Handling) Rules, 2000 - Annual Report for 2012-2013.

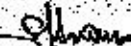
Ref: Your letter No. F. No. B-1101/1/PCP/2013-14/2202 dated 23.09.2013.

Sir,

With reference to the subject cited above, I have the honour to submit herewith the Annual Review Report on Implementation of Municipal Solid Wastes (Management & Handling) Rules, 2000 as per Form IV for favour of further necessary action.

Yours faithfully,

Encl: As above.


(C. LALDUHAWMA)
* Member Secretary
Mizoram Pollution Control Board

Mizoram Pollution Control Board, 'Silver House', Tuikhuahtlang, Aizawl, Mizoram-796001
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