

By Email



**DELHI POLLUTION CONTROL COMMITTEE**  
**4-6<sup>th</sup> FLOOR, ISBT BUILDING, KASHMERE GATE,**  
**DELHI -110006**

F. No DPCC/(10)(10)( 01)/ leg-2015/ **2009**

Dated:29.10.2020

**Subject: Directions u/s 31 (A) of Air (Prevention and Control of Pollution) Act, 1981, read with Rule 20 (A) (6) of the Air (Prevention and Control of Pollution) (Union Territories) Rules, 1983, to stop bursting of banned fire crackers.**

Whereas, Central Pollution Control Board is the State Board for all the Union Territories to exercise powers and perform functions under the Air (Prevention and Control of Pollution) Act, 1981.

And whereas, Central Pollution Control Board has delegated all the powers and functions under the Air (Prevention and Control of Pollution) Act, 1981, in respect of NCT of Delhi to Delhi Pollution Control Committee vide Notification No. S.O. 198(E) dated 15.03.1991.

And whereas, whole of Union Territory of Delhi has been declared as an Air Pollution Control Area vide Notification NO. GSR 106(E) Dated 20.02.1987 under sub-section (1) of section 19 of the said Air Act, 1981.

And whereas, Delhi faces grave air pollution particularly in winter season and level of pollutants like Particulate Matter Concentration (PM 2.5 and PM 10) goes much beyond the prescribed standards for Ambient Air Quality.

And whereas, as per section 17(1) (a) of Air Act, 1981 Delhi Pollution Control Committee (DPCC) is to plan a comprehensive program for the prevention, control and abatement of air pollution and to secure execution thereof.

And whereas, Hon'ble National Green Tribunal vide various orders has directed Govt. of NCT of Delhi and DPCC to initiate steps to curb Fugitive Emissions/ Air Pollution in NCT of Delhi.

And whereas, Hon'ble Supreme Court of India took up the matter of W.P. (C ) 728/2015 titled as, " Arjun Gopal and Another's Versus union of India and Others" vide judgment dated 23.10.2018 directed as, "

- i. *The crackers with reduced emission (improved crackers) and green crackers, only would be permitted to be manufactured and sold.*
- ii. *The sale shall only be through licensed traders and it shall be ensured that these licensed traders are selling those firecrackers which are permitted by this order.*
- iii. *No e-commerce websites, including Flipkart, Amazon etc., shall accept any online orders and effect online sales.*
- iv. *Barium salts in the fireworks is also hereby banned.*
- v. *On Diwali days or on any other festivals like Gurgurab etc., when such fireworks generally take place, it would strictly be from 8:00 p.m. till 10:00 p.m. only. On Christmas eve and New Year eve, when such fireworks start around midnight, i.e. 12:00 a.m., it would be from 11:55 p.m. till 12:30 a.m. only.*
- vi. *All the official respondents and particularly the Police, shall ensure that fireworks take place only during the designated time. They shall also ensure that there is no sale of banned firecrackers.*

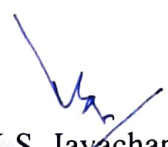
Now, therefore, in view of the above and in exercise of the powers conferred under section 31 (A) of Air (Prevention and Control of Pollution) Act, 1981, read with Rule 20 (A) (6) of the Air (Prevention and Control of Pollution) (Union Territories) Rules, 1983, and keeping in view to curb high air pollution in Delhi, DPCC hereby directs as under:

1. The crackers with reduced emission (improved crackers) and Green Crackers, only would be permitted to be manufactured, stored and sold through licensed traders. Licensed traders can only sale fire crackers compliant with PESO prescribed standards.
2. No e-commerce websites shall accept any online orders and effect online sales.
3. Barium salts in the fireworks is also hereby banned.
4. On Diwali days or on any other festivals like Gurgurab etc., when such fireworks generally take place, it would strictly be from 8:00 p.m. till 10:00 p.m. only. On Christmas eve and New Year eve, when such fireworks start around midnight, i.e. 12:00 a.m., it would be from 11:55 p.m. till 12:30 a.m. only.

The concerned District Magistrates and Deputy Commissioners of Police shall comply with the above mentioned directions and submit daily action taken report to "DPCC" on Email ID: [msdpcc@nic.in](mailto:msdpcc@nic.in).

In case of non-compliance with the above mentioned Directions u/s 31 (A) of Air (Prevention and Control of Pollution) Act, 1981, action as per the provisions contained in Section 37 of the said Act, 1981 shall be initiated against the defaulters or any other suitable action under the provisions of the law.

This issues with the approval of the competent Authority.

  
(Dr. K.S. Jayachandran)  
Member Secretary

To,

1. Commissioner of Delhi Police, Jai Singh Road, near Bangla Sahib Gurdwara, New Delhi-1.
2. The Divisional Commissioner, 5 Shamnath Marg, Delhi-110054.

Copy for information:

1. The Vice Chairman (DDA), Delhi, Development Authority, Vikas Sadan, I.N.A., New Delhi-110023.
2. The Commissioner, North Delhi Municipal Corporation, 4th Floor, Dr. SPM, Civic Centre, Minto Road, Delhi – 110002.
3. The Commissioner, South Delhi Municipal Corporation 9th Floor, Dr. SPM, Civic Centre, Minto Road, Delhi – 110002.
4. The Commissioner, East Delhi Municipal Corporation, Plot No.419, Udyog Sadan, FIE, Patparganj, Delhi-110092.
5. The Chief Executive Officer, Delhi Cantonment Board, Sadar Bazar, Delhi Cantt. , Delhi-110010.
6. The Secretary, New Delhi Municipal Council, 3rd floor, Palika Kendra, Parliament Street, New Delhi-110001.

Copy to:

1. Secretary to Hon'ble Lieutenant Governor.
2. Secretary to Hon'ble Chief Minister, Delhi.
3. Secretary to Hon'ble Minister (E&F), GNCTD
4. OSD to Chief Secretary, Govt. Of Delhi.