

Item No. 01

Court No. 1

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

Original Application No. 606/2018(Main)
(With Reports dated 09.08.2019 & 09.09.2019)

Compliance of Municipal Solid Waste Management Rules, 2016

Date of hearing: 12.09.2019

**CORAM: HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON
HON'BLE MR. JUSTICE K. RAMAKRISHNAN, JUDICIAL MEMBER
HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

For Applicant(s): None

For Respondent (s): Mr. Rajkumar, Advocate for CPCB



1. In pursuance of order of this Tribunal dated 24.04.2019 in O.A. No. 606/2019 dealing with the subject of compliance of Municipal Solid Waste Management Rules, 2016 and other important issues relating to environment, CPCB has filed following reports:
 - i. Report dated 09.09.2019 enclosing Annual Environment Plan for the country giving compliance of environment norms and gaps.
 - ii. Report dated 09.09.2019 annexing Preliminary Framework for Imposing Environmental Damage Compensation.
 - iii. Report dated 09.09.2019 on the subject of Methodology of Assessment of Environment Carrying Capacity.

- iv. Gap Analysis report filed on 06.09.2019 on the subject of compliance of solid waste, plastic waste, bio-medical waste management, rejuvenation of identified polluted river stretches, polluted industrial clusters, non-attainment cities.
 - v. Report dated 24.07.2019 on Framework on national environmental training program.
 - vi. Status report dated 09.08.2019 on Information, Education & Communication (IEC) activities.
2. We have also received reports from the State Level Committees and the Apex Committee, on the subject of Solid Waste Management, apart from reports from some of the States.
 3. We have heard learned Counsel for the CPCB for future course of action and further directions required on the above subjects. He submitted that the above reports are incomplete for want of information from the States/UTs. It was elaborated during the course of hearing that information is required to be submitted in terms of following thematic areas viz.
 - Compliance to Solid Waste Rules including Legacy Waste.
 - Compliance to Bio-medical Waste Rules.
 - Compliance to Construction & Demolition Waste.
 - Compliance to Hazardous Waste Rules.
 - Compliance to E-waste Rules.
 - 351 Polluter Stretches in the country.
 - 122 Non-attainment cities.
 - 100 industrial clusters.

- Status of STPs and re-use of treated water.
 - Status of CETPs/ETPs including performance.
 - Ground water extraction/contamination and re-charge.
 - Air pollution including noise pollution.
 - Illegal sand mining.
 - Rejuvenation of water bodies.
4. The information with regard to above thematic areas needs to be submitted to CPCB by the Chief Secretaries of all the States and Union Territories in terms of following:
- Current status
 - Desirable level of compliance in terms of statutes.
 - Gap between current status and desired levels.
 - Proposal of attending the gap with time lines.
 - Name and designation of designated officer for ensuring compliance to provisions under statute.
5. CPCB is permitted to file revised updated reports on the subject after collecting information from concerned States/UTs by 15.11.2019.
6. In terms of earlier orders of this Tribunal, a Central Monitoring Committee has been constituted to deliberate on vital environmental issues. Opinion of the said Committee is expected by 31.10.2019. As per earlier orders, the Chief Secretaries of all the States/UTs are scheduled to appear before this Tribunal from 16.09.2019 onwards. Since such opinion may need to be considered before appearance of the Chief Secretaries, it becomes necessary to reschedule appearance of the Chief

Secretaries. They need not appear on the earlier scheduled dates. Fresh dates will be as per schedule to this order. However, they may also file compliance reports in terms of earlier orders particularly whether any model cities and villages have been made fully compliant with environmental norms and other major achievements made as directed by this Tribunal, within one month from today by e-mail at judicial-ngt@gmail.com.

7. As already directed, the continuation of the Committees in terms of order dated 16.01.2019 in O.A. 606/2018 is to abide by the directions of the concerned Chief Secretaries.

A copy of this order be sent to the Chief Secretaries of all the States/UTs.

List for further consideration on 05.12.2019.



Adarsh Kumar Goel, CP

K. Ramakrishnan, JM

Dr. Nagin Nanda, EM

September 12, 2019
Original Application No. 606/2018
DV

SCHEDULE

Sl. No.	States	Date of appearance	Time
1.	Group – A Punjab, Haryana, Chandigarh, Delhi and Uttar Pradesh	10.01.2020	02:00 p.m.
2.	Group – B Bihar, Orissa, Jharkhand, West Bengal and Andaman & Nicobar	17.01.2020	
3.	Group – C Maharashtra, Gujarat, Goa, Daman and Diu, Dadar and Nagar Haveli	24.01.2020	
4.	Group – D Madhya Pradesh, Rajasthan and Chhattisgarh	31.01.2020	
5.	Group – E Tamil Nadu, Puducherry, Kerala and Lakshadweep	07.02.2020	
6.	Group – F Telangana, Andhra Pradesh and Karnataka	14.02.2020	
7.	Group – G Himachal Pradesh, J&K, Ladakh, Uttarakhand and Sikkim	24.02.2020	
8.	Group – H Arunachal Pradesh, Nagaland, Manipur, Assam, Mizoram, Tripura and Meghalaya	28.02.2020	

Adarsh Kumar Goel, CP

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