

MAHARASHTRA POLLUTION CONTROL BOARD

Tel: 4010437 / 4014701 / 4020781
4037124 / 4035273 / 4044489
Fax: 24024068/ 24023516
Visit us at
<http://mpcb.mah.nic.in>
E-mail: mpcb@vsnl.net
mpcb@bom.nic.in



KALPATARU POINT, 3rd & 4th floor,
Sion Matunga Scheme Road No. 8
Opp. CinePlanet, Near Sion Circle
Sion East, MUMBAI - 400 022

No: MPCB/RO(HQ)/TB/B-4779

Date:08/12/04

To,

The Asst. General Manager (Material),
BEST Oshiwara scrap yard,
Extension to link Rd,
Opp. Oshiwara Bridge,
Goregaon (W),
Mumbai- 400 014.

**Sub: Hazardous Waste auction to be held on 9th December, 2004,
through your auctioneer M/s. Ashwin & Company.**

WHEREAS, it is mandatory on your part to obtain authorization for all the depots operating in MCGB region for collection, handling, treatment, transport, storage and disposal of Hazardous wastes, viz: non-ferrous metal used lead acid batteries, used oil and waste oil.

AND WHEREAS, the sale /auction of used oil/ lead acid batteries / non ferrous metal generated / collected from these depots may be allowed only after having valid authorization of the Board for collection, reception, storage, treatment, transportation and disposal of these hazardous wastes.

AND WHEREAS, it is observed from the record that you have not obtained authorization for all your depots operating in MCGB region from the Board for collection, handling, treatment, transport, storage and disposal of Hazardous wastes under HW (M&H) Rules, 1989 and amendments thereof

NOW THEREFORE, in view of the above violation, you are directed to show cause as to why legal action shall not be initiated against you under relevant Act's. You are further cautioned not to dispose any of the hazardous waste stored within your premises till specific permission is granted by the Board. Your reply to this notice shall reach this office within fifteen days of receipt of this letter. Failure on your part to comply with directions shall be viewed seriously, which please note.

(Bharat Nimbarde)
Regional Officer, HQ

Copy for information to:

- 1] PS to M.S, MPCB, Mumbai.
- 2] Sr. LO (LW),MPCB, Mumbai.

Copy to:

- 1] Regional Officer, MPCB, Mumbai
- 2] Sub Regional Officer, MPCB, Mumbai
- 3] M/s. Ashvin and Company, Br. No. 3/13/19 Navjivan Society, Lamington Road, Mumbai- 400 008.



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CONTROL BOARD**

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PUBLIC NOTICE

It has come to our notice that some unauthorized persons are handling chemically contaminated empty containers / drums / plastic bags at unauthentic places. The storing, washing of drums / containers is carried out at open places unscientifically, which is dangerous and health hazard to human health as well as animals. It has also been observed that some animals have recently died due to easy access to such places.


We therefore appeal to all industries to take proper care in disposal of such containers of hazardous chemicals and wastes. It is mandatory that contaminated containers / drums/ plastic bags etc. shall be washed properly before the disposal and the waste water due to washing shall be treated in effluent treatment plant and sludge shall be sent to CHWTSDF for treatment and disposal. The uncleaned containers shall not be sold to any unauthorized persons.

All are directed to comply with above instructions. Any negligence in this respect will be dealt with strictly as per the law, which please note.

sd/-
(D.B. Boralkar)
Member Secretary

Mumbai
December 8, 2004

Times of India – 09/12/2004

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NOTICE

Sub : Submission of Environmental Statement for the year 2003-2004

This is brought to the notice of every person carrying on an industry, operation or process requiring consent under Section 25 of the Water (Prevention and Control of Pollution) Act 1974, Section 21 of the Air (Prevention and Control of Pollution) Act 1981 or authorization under the Hazardous Waste (Management and Handling) Rules 1989 to submit Environmental Statement under Rule 14 of the Environment (Protection) Rule 1986 in the prescribed format (Form V) by September 30, each year.

Those who have not submitted the Environmental Statement for the year 2003-2004, are hereby directed to submit the same immediately, failing which legal action under the provisions of Environment (Protection) Act, 1986 will be initiated by the Board.

sd/-
(D.B. Boralkar)
Member Secretary

Times of India – 29/12/2004

MAHARASHTRA POLLUTION CONTROL BOARD

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KALPATARU POINT, 3rd & 4th floor,
Opp. CinePlanet, Near Sion Circle
Sion East, MUMBAI - 400 022

BY. R.P.A.D./HAND DELIVERY/FAX

NO.WP/Legal/(HQ)/B-4759A

Date : 08/12/2004

To,

Dr.Badasaheb Ambedkar

General Hospital

Kirkee, Pune.

Sub:- Prosecution Notice under sub-section (1) of Section 15 of the Environment (Protection) Act, 1986, read with rule 4,5,6 & 8 of Bio-Medical Waste (Management & Handling) Rules, 1998 (as amended).

Sir,

The Ministry of Environment & Forests, Govt of India in exercise of the powers conferred by section 6,8 and 25 of the Environment (Protection) Act, 1986 has notified the Bio-Medical Waste (Management & Handling) Rules, 1998, which were subsequently amended on 7.3.2000, 2.6.2002 and 17.9.2003. It is mandatory on every occupier of an institution generating, collecting, receiving, storing, transporting, treating, disposing and or handling bio-medical waste in any manner to make an application in form -1 to the prescribed Authority (Maharashtra Pollution Control Board) for grant of authorization accompanied by the fees prescribed by the State Govt.

The Rules also envisage treatment and disposal of bio-medical waste within the period stipulated in Schedule VI of the said rules. The last date for providing waste management facilities is already over.

It has been observed that through a considerable period is lapsed since the promulgation of these rules, you have not made the requisite application for authorization accompanied by prescribed fees and / or provided the requisite bio-

medical waste treatment and disposal facilities nor have you become the member of common treatment facility.

The aforesaid lapses clearly indicates that you are knowingly and willfully violating the provision of Bio-Medical Waste (Management and Handling) Rules, 1998 and disposing the bio-medical waste in an unscientific and illegal manner causing environmental damages.

The Board has given individual notices as well as issued Public Notice in the leading news papers requesting you to comply with the provisions of the said rules. However, no steps have been taken by you to comply the rules.

You are therefore, hereby called upon to show cause as to why prosecution proceedings shall not be initiated against your institution and the occupier of the institution as provided under section 15 of the Environment (Protection) Act, 1986 read with Rules, 4,5,6 & 8 of the Bio-Medical Waste (Management and Handling) Rules, 1998.

You reply if any, supported by documentary evidence showing compliance of the provision of these rules shall reach office within 10 days, failing which we will proceed against you for your above lapses by filing Criminal Complaint in the appropriate Court of Law, which please note.

Yours faithfully,

(D.B.Boralkar)

Member Secretary

Copy submitted for information to :
Chairman, MPCB, Mumbai

Copy f.w.c.s. to-

Sr. Law Officer (HQ)/Sr.Law Officer (LW)/ Regional Officer (HQ), MPCB, Mumbai
-for information & further necessary action.

MAHARASHTRA POLLUTION CONTROL BOARD

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KALPATARU POINT, 3rd & 4th floor,
Opp. CinePlanet, Near Sion Circle
Sion East, MUMBAI - 400 022

No.MPCB/RO(HQ)/TB/B-185

Date : 13/01/2005

To,
Additional Municipal Commissioner (City),
(Env. & Waste Management),
Brihanmumbai Mahanagarpalika,
New Store Building, 2nd Floor,
Dr. E. Moses Road, Worli.
Mumbai – 400 018.

Sub : Collection, Transport, Treatment & Disposal facilities for Management of Bio-Medical Waste in Mumbai.

Ref : 1. MCGM Letter No. Dy.Ch(SWM)/5362/City dated 25.10.2004.
2. MPCB Letter No.MPCB/MS/186 dated 27.10.2004.

Sir,

In Connection with the captioned subject M.C.G.M. vide its letter at Sr. No.1 have informed that they are acting as to act as facilitator to develop 3 to 4 integrated Common Bio-Medical Waste facilities in Mumbai and requested MPCB to act as project management consultant for preparation and sale of tender document , scrutiny of bidders and technical guidance in establishing such integrated common Bio-Medical TSDF and agreed to pay charges to MPCB for the same.

MPCB vide its letter referred above at Sr. No.2 accepted the request of MCGM to act as Project Management Consultant (PMC) and quoted the charges/fees as Rs.20/- Lakhs (Rupees Twenty Lakhs only) for said work. And requested MCGM to release Rs.20/- Lakhs (Rupees Twenty Lakhs only) for said work.

Accordingly MPCB has started the work, prepared tender document, issued Public Notices for its sale, submission, pre-bid meeting etc. and also hosted on MPCB's Website to download and pay its cost, while submission of Bid Documents.

MPCB has further conducted 1st pre-bid meeting on 4.12.2004 and send clarification on queries raised to the concerned bidders and stack holders. 2nd pre-bid meeting is now rescheduled to 13.1.2005 at 11:00 a.m. and the last date of submission of filled in bid documents is 21.1.2005 up to 3:00 p.m. Board has appointed CRISIL to help in this process as evaluation agency and we have to pay the charges to them.

It can be seen from the above that MPCB has started the work of P.M.C. and has completed 2 steps, but the PMC charges are not yet released by MCGM. Hence, you are requested to release the PMC charges of Rs.20/- Lakhs as mentioned in our acceptance letter dated 27.10.2004 on urgent basis. Your co-operation is highly solicited for expeditious completion of said work.

Thanking you,

Yours faithfully,

(D.B.Boralkar)

Member Secretary

Copy to:

1. C.A.O. MPCB, Mumbai – for information
2. R.O. Mumbai, MPCB, Mumbai – for information
3. R.O.(HQ), MPCB, Mumbai – for information

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KALPATARU POINT, 3rd & 4th floor,

Opp. CinePlanet, Near Sion Circle

Sion East, MUMBAI - 400 022

No. MPCB/PSO/B-5089

Date: 30/12/2004

To,

RO –Mumbai / Navi Mumbai / Raigad / Thane / Kalyan/Pune /

Kolhapur / Amravati / Aurangabad / Nagpur / Nasik

SRO- Mumbai-I/II/III/IV/Navi Mumbai-I/II/III(Taloja)Raigad-I/II/III/Mahad/Thane-
I/II/Tarapur-I/II/Kalyan-I/II/III/Pune-I/II/Pimpri-

Chinchwad/Satara/Solapur/Kolhapur/Ratnagiri/Chiplun/Sangli/Amravati-

I/II/Akola/Aurangabad-I/II/Latur/Nanded/Nagpur-I/II/III/Chandrapur/Nasik/Jalgaon-
I/II/Ahmednagar/Parbhani

Sub – Mercury Control in Health care Facilities.

Ref - CPCB Letter No. B-31011/30/93/HWMD/21825 dt.21-12-2004.

Please find enclosed herewith xerox copy of the letter received from Member Secretary, Central Pollution Control Board, which is self explanatory. You are directed that while processing the authorization application under Bio-Medical Waste (Management and Handling) Rules, 1998, condition for treatment and disposal of mercury more than 50 ppm may be classified in the Hazardous Waste category and same has to be treated and disposed of as per Hazardous Waste (Management and Handling)Rules.

This is for your information and necessary action.

(P.P. Nandusekar)

Principal Scientific Officer

D.A.: As Above

Copy Submitted to:

Member Secretary, MPCB, Mumbai – for information

Copy f.w.c.s. to :

WPAE/APAE, MPCB, Mumbai - for information

Copy to :

RO(HQ)/RO(P&P), MPCB, Mumbai - for information

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mpcbSION@bom.nic.in

PUBLIC NOTICE

**Management of Batteries
(Management and Handling) Rule 2001**

The Ministry of Environment and Forests, Govt. of India has notified Batteries (Management and Handling) Rule 2001 which are applicable to all battery manufactures, importers, re-conditioners, assemblers. Dealers. Recyclers, auctioneers, consumers and Bulk Consumers.

It is mandatory on the part of all battery manufacturers, importers, re-conditioners, assemblers, dealers, recyclers, auctioneers, consumers & bulk consumers to ensure that the used batteries are collected back against the sale of new batteries. Similar responsibilities are also cast upon the battery dealer, bulk consumers, consumers & recyclers under these rules.

It has come to the notice of Maharashtra Pollution Control Board that battery manufacturers, importers, assemblers. Dealers. Recyclers, auctioneers, consumers and Bulk Consumers do not return back the used lead batteries as required under the above rules and even are

engaged in selling such used batteries to lead battery smelting units in an unauthorized way. The Board has taken a serious note of such violation & illegal activities which is punishable under the provisions of Environment (Protection) Act, 1986.

By this notice all concerned persons, organizations are directed to comply with the provisions of Batteries (Management and Handling) Rule 2001 & to return the used batteries to the respective dealers. The bulk consumers are directed to sale the old used lead batteries only to those lead recyclers having authorization of the Central Pollution Control Board. The compliance in this regard shall be submitted to the Maharashtra Pollution Control Board on or before 30th June & 31st December every year. Non-compliance will attract legal action under the provisions of Environment (Protection) Act 1986 & the aforesaid rules.

Sd/-
(D.B.Boralkar)
Member Secretary

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No.BO/336

Date : 20/01/2005

To,
Mr. Imran Hassen,
M/s. Skoda Auto India Pvt. Ltd.,
Plot No. A-1/1, Shendra,
Five Star Industrial Area,
MIDC, Aurangabad – 431 201.

Sub: Implementation of Lead Acid Batteries (Management & Handling) Rules, 2001.

Ref: 1. Notification issued by MoEF, GOI, dated 16.05.2001 in respect of Lead Acid Batteries (Management & Handling) Rules, 2001.
2. Public Notice Published in news papers on 22.04.2004
3. Registration of Importers of Batteries from MoEF, GOI No. 23-17(54)/2004-HSMD, dtd. 29.12.2004.

WHEREAS, Ministry of Environment & Forests (MoEF), Govt. of India has issued registration of Importer of New Lead Acid Batteries under Rule 5 of the Batteries(Management & Handling) Rules, 2001 vide reference No.3 above for compliance of the said Rules.

AND WHEREAS, it is mandatory for the Importer to fulfill the responsibilities as per the Rule 4 of the Said Rules and the specific conditions mentioned in the registration of issued by MoEF, GOI to your industry.

AND WHEREAS, you have failed to submit an undertaking in prescribed form –III under the said Rule to the Maharashtra Pollution Control Board, Mumbai and as per the conditions of the Registration granted by MoEF, GOI;

AND WHEREAS, you have also failed to submit half yearly returns of sale/collection of Lead Acid Batteries in prescribed Form –IV under the said Rules and the conditions of the registration given by MoEF, GOI; to the Maharashtra Pollution Control Board, Mumbai.

AND WHEREAS, MPCB has been declared as an Authority to ensure the compliance of the said Rules.

NOW THEREFORE, in exercise of power conferred under Rules 12 of the Batteries (Management & Handling) Rules, 2001. I hereby issue this Show Cause Notice to you as to why action should not be initiated against you for the non-compliance of the Said Rules, under the provisions Environment (Protection) Act, 1986.

You should submit your reply within 7 days from the receipt of this notice, failing which appropriate action against you will be initiated under the provisions of Environment (protection) Act, 1986, which may please be noted.

(D.B.Boralkar)

Member Secretary

Copy for information & necessary action to –

Sr. Law Officer (HQ), MPCB, Mumbai.

Regional Officer, MPCB, Mumbai.

Regional Officer(HQ), MPCB, Mumbai.

Technical Advisor, MPCB, Mumbai.

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No.MPCB/RO-(HQ)/B-1119 /2004

Date: 8/03/2004.

CIRCULAR

Sub: Implementation of Battery (Management & Handling) Rules, 2001

Ref: D.O. Letter from Director (HSMD), MoEF and Member Secretary,
Supreme Court Monitoring Committee dated 4.2.2004.

The Battery (Management & Handling) Rules, 2001 are applicable to Maharashtra State and their implementation is being monitored by the Hon'ble Supreme Court and it is also being examined by the Committee of Subordinate legislation of the Rajya Sabha. It has been experienced that the overall implementation of these Rules is poor. The Director, MoEF has informed that the Dealers of Battery do not return the used batteries to the Manufacturers but sell them to the unauthorized sector. This act of the dealers of not returning used lead acid batteries to the manufactures, is in contravention of Rule-7 of the Battery (Management & Handling) Rules which clearly states, interalia that dealers are responsible for ensuring that used batteries are collected back as per the Schedule prescribed and return the same to the manufacturer.

You are hereby requested to make the inventory of the Manufactures of lead acid batteries and their dealers from your area. You are requested to conduct the meeting of concerned battery manufactures and appraise them regarding the provisions and implementation of these Rules, create the awareness among them. It is a time bound programme and considerable time has been already lapsed. Since most of the dealers are still not complying the Rules, it is essential to initiate legal action against them. It is requested that suitable legal action may kindly be initiated immediately against these dealers in case of violation of the said Rules and action taken report should be furnished to board office. Public notice regarding implementation of these rules is being issued separately by the Board office shortly.

This issues with the approval of the Member Secretary.

(Bharat Nimbarte)
Regional Officer(HQ)

TO,

Regional Officer-Mumbai/Navi Mumbai/Raigad/Thane/Kalyan/Pune/
Kolhapur/Amravati/Aurangabad/Nagpur/Nasik

Sub Regional Officer- Mumbai- I / II / III / IV / Navi Mumbai- I / II / Taloja /
Raigad- I / II / Mahad / Thane- I / II / Tarapur- I / II / Kalyan- I / II / III /
Pune- I / II / Satara / Solapur/ Pimpri Chinchwad / Nashik / Jalgaon-I / II /
Ahmednagar /
Aurangabad – I / II / Latur / Nanded /Parbhani/ Nagpur – I / II / Bhandara/
Chandrapur /
Amravati- I / II / Akola / Kolhapur / Chiplun / Ratnagiri / Sangli /SSSRO-HQ I- VIII

Copy for information to : WPAE/APAE/PSO/LO(D)/LO(J)/RO(HQ)/RO(P&P),
MPCB, Mumbai.