

# MAHARASHTRA POLLUTION CONTROL BOARD

Tel: 24010437/24020781/24014701

Fax: 24024068 / 24023516

E-mail: [psob@mpcb.gov.in](mailto:psob@mpcb.gov.in)

Website: [www.mpcb.gov.in](http://www.mpcb.gov.in)



Kalpataru Point, 2<sup>nd</sup>- 4<sup>th</sup> Floor  
Opp. Cine Planet Cinema,  
Near Sion Circle, Sion (East)  
Mumbai- 400 022.

No. MPCB/PSO/BMW/C- *B-4314*

Date: ~~10/9/2019~~  
*25/10/2019*

## Circular

**Sub: - To Impose Environmental Compensation Charges against Healthcare Facilities and Common Biomedical Waste Treatment Facilities.**

- Ref: -**
1. Order dated 12/03/2019 passed by the Hon'ble NGT, New Delhi in the Original Application No.710 /2017.
  2. Guidelines issued by the Central Pollution Control Board dtd.21/06/2019 for Imposition of Environmental Compensation Charges against HCEs and CBWTFs.
  3. Minutes of the 3<sup>rd</sup> Consent Committee meeting of the Board held on 06/07/2019.

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Shri Shailesh Singh has filed an Original Application bearing No.710/2017 against Hospitals in Uttar Pradesh before the Hon'ble National Green Tribunal, Principal Bench, New Delhi for non-compliance of the provisions of the Bio-Medical Waste Management Rules, 2016.

In the said matter, the Hon'ble NGT vide its order dated 12/03/2019 directed CPCB to undertake study and prepare a scale of compensation to be recovered from the violators of the Bio Medical Waste Management Rules, 2016 within one month from the date of order. The Hon'ble NGT further stated that this will not debar the State PCBs from performing their duty of recovering compensation from the Polluters or laying down their own scale should not less than the scale fixed by CPCB. The Hon'ble NGT further stated that the scale of compensation must be deterrent, rendering violation of rules to be non-profitable and which should be adequate to remedy the situation.

In compliance of the aforesaid order, the MPCB has prepared guidelines to impose Environmental Compensation Charges on HCEs and CBWTFs, for violation of Bio Medical Waste Management Rules, 2016, which was approved by the 3<sup>rd</sup> Consent Committee meeting of the Board held on 06/07/2019. A copy of the Guidelines prepared by MPCB is enclosed at Annexure-I.

All ROs/SROs of the Board are directed to submit the proposal for Environment Compensation as per the aforesaid Guidelines w.e.f. 20/7/2019.

  
(E. Ravendiran, IAS)  
Member Secretary

Copy submitted to: Hon'ble Chairman, MPCB, Sion, Mumbai - for favour of information

Copy to:

1. PSO / JD-APC / JD-WPC / RO-HQ, for information.
2. All RO, MPCB for information & Necessary Action.
3. All SRO, MPCB for information & Necessary Action
4. ASO / EIC-For uploading on MPCB Website