



No. PCB/031/C&D/2016/2020-21/ 5392

Date: 25 FEB 2021

**PROCEEDINGS OF THE MEETING HELD REGARDING IMPLEMENTATION OF  
CONSTRUCTION AND DEMOLITION WASTE MANAGEMENT RULES, 2016  
UNDER THE CHAIRMANSHIP OF THE HON'BLE JUSTICE SUBHASH B ADI,  
CHAIRMAN, NGT-SLC ON 08.02.2021 IN THE 3<sup>rd</sup> FLOOR, MEETING HALL,  
KSPCB, NO 49, PARISARA BHAVAN, CHURCH STREET, BANGALORE.**

PRESIDING : Hon'ble Subhash B. Adi  
OFFICER Chairperson, NGT-SLC

BOARD : 1. Sri Srinivasulu, IFS,  
OFFICERS Member Secretary, KSPCB  
PRESENT 2. Sri. M. G. Yathish, SEO, WMC, Head Office  
3. Sri. M.S. Natesh, EO, WMC, Head Office  
4. Smt. Pallavi. H.V, DEO, WMC, Head Office

OTHER :  
OFFICERS List enclosed as Annexure-1  
PRESENT

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Hon'ble Justice Subhash B Adi, Chairperson, NGT-SLC briefed the provisions and definitions of the Construction and Demolition Waste Management Rules, 2016 to all the Officers present in the meeting and explained the lacunas in implementation of C & D Waste Management Rules, 2016.

The Chairperson asked the representatives of CREDAI to inform about the action taken in handling and management of C & D Waste generated from their infrastructural projects. Sri. Anil Nayak, CEO, CREDAI present in the meeting informed that CREDAI has its members engaged in infrastructure projects, the members are responsible for the management of C & D waste.



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Then never tomorrow !!!!



The Chairperson explained the definition of “**Occupier**” as defined in Rule 3 of C & D Waste Management Rules, 2016 and the “**Duties of waste generator**” as defined in Rule 4 of the said Rules. He also explained the provisions of the rules that, Waste generators who generate more than 20 tons or more in one day or 300 tons per project in a month shall segregate the waste into four streams such as concrete, soil, steel, wood and plastics, bricks and mortar and shall submit waste management plan and get appropriate approvals from the local authority before starting construction or demolition or remodeling work and keep the concerned authorities informed regarding the relevant activities from the planning stage to the implementation stage and this should be on project to project basis. He directed CREDAI to prepare C & D Waste Management Plan and submit it to concerned local authority before demolition and commencement of any new project. He also informed that as per the provisions of the Rules, for any violation there is a penal provision which includes the imprisonment of 5 to 7 years, if the violation continues.

The Chairperson expressed his displeasure that, no progress has happened since a year, even after meetings and awareness conducted with the stakeholders. He also directed that for any further lapses, action will be initiated against such violators.

Sri. Randeep, Special Commissioner, BBMP informed that except BMRCL, no other departments have submitted the C & D Waste Management Plan to BBMP. He explained that during cross check of license approval to one of the new large infrastructural project, it was noticed that the project authorities are not submitting the C & D waste management plan and now it has been made mandatory that license for building construction will not be approved unless C & D Waste Management Plan is submitted.

The Chairperson opined that all ULB’s should mandate for submission of C & D Waste Management plan at the time of building plan approval and issuance of license, but it is regretted to inform that ULB’s including BBMP is not taking action for littering and unscientific dumping of C & D Waste and revenue generation to ULB. The Special Commissioner, BBMP informed that BBMP has issued Public notice in newspapers and has notified fixation of fees.

The Chairperson asked BIAL authorities about the C & D waste management plan, Sri. Premanand. R. Shetty, BIAL submitted that after the last meeting C & D waste management plan has been submitted to KSPCB and concerned ULB. Also, about 40 MT of C & D waste has been disposed to M/s. Rock Crystals for processing. The Chairperson asked

the authorities whether the waste management submitted by them has been approved by the local body and without approval, how it is being disposed Also he explained that it is not that any quantity disposed, the quantity disposed to processing should be proportionate to generation and the quantum of work done. The Chairperson directed to call the concerned village panchayath within whose jurisdiction BIAL comes.

The Chairperson called representative of M/s. Rock Crystals as to the quantity of C & D Waste it has received from BIAL and other projects. Sri. Rajesh. K, M/s. Rock Crystals submitted that 16 Waste Management Plans, out of which 7 to 8 contractors are disposing waste to their processing site, out of which major quantity is asphalt waste, which has to be recycled and utilized by the generator, which is currently not being done. No waste has been received from BMRCL, when it was directed to dispose the same as per Rules, during previous meeting.

The Chairperson addressed BESCO to explain about the action taken for C & D waste management generated during excavation work carried out for laying of electric lines. Sri. Rajesh Gowda, Managing Director of BESCO informed that around 680 crore have been paid to BBMP for underground drilling work, which will be done on contract basis.

The Chairperson informed that any drilling, excavation carried out by any authorities like BESCO, BWSSB, KUWSSB, BDA, KHB etc which generates debris and are covered under the definition of "Waste generator" and need to submit C & D Waste management plan and get approved by the concerned ULB. Even if the quantity is lesser than that defined in the Rules, the same has to be reported to ULB. Even though these works are done on contract basis and contractors are not doing their roles, it is the responsibility of authorities for the implementation of the Rules. The Chairperson also suggested incorporating clause in the tender notification, for submission of C & D waste management plan and to get approval from concerned ULB's before commencement of any infrastructure project.

The Chairperson also said that BDA is also one of the major waste generator and asked authorities of BDA about the action taken by them. Dr. H. R. Shantharajanna, representing BDA informed that preparation for waste management plan is in progress and will be shortly submitted to BBMP for approval.

The Chairperson informed that, the issue is already long pending and for any delay in implementation, it will be recommended to KSPCB for initiation of action under the relevant provisions of the actions said Rules. He also observed that, there is no co-ordination between

Smart city authorities' and ULB's other than Bangalore, debris is being dumped along the roads without proper management.

The Managing Director, BESCOM submitted that necessary directions has to be issued to all local ULB's for mandating waste management plan and for identification and establishment of processing site at all ULB levels.

The Special Commissioner, BBMP informed that area has been allotted at BBMP level and processing facility of 1400 TPD has already been established and operating. All the authorities can make use of the processing facility for proper channelizing of the C & D Waste.

The Chairperson directed BBMP to issue detailed direction required as specific news within one month regarding the submission of C & D waste management plan before any commencement of infrastructural projects and to incorporate the condition for approval of application for building plan and only after the submission of C & D waste management plan. The plan be sanctioned for construction.

Further, the Chairperson addressed representatives from PWD about action taken in implementation of said Rules. Sri. Shantha Kumar, Add. Secretary of PWD submitted Karnataka PWD Code hand book and informed that management of waste has been defined in the said hand book. The Chairperson said that these code books is meant for implementation of PWD and tender purpose but not for the implementation of C & D Waste management Rules and directed to submit waste management plan as per the said Rules and issue detailed directions to the service provider.

The Chairperson issued following directions to the authorities present in the meeting;

1. KSPCB to schedule the meeting on Feb 12<sup>th</sup> and address letter to all the concerned departments, who have failed to attend the meeting.
2. BBMP to issue detailed direction as specific news regarding mandating the submission of C & D waste management plan before any commencement of infrastructural projects and to incorporate condition to approve application of approval of building plan and only after the submission of C & D waste management plan. The sanction of the plan for construction be considered.
3. UDD to submit action plan for notifying area for C & D waste processing site at ULB levels or at suitable place depending on the quantity of C & D Waste of C & D Waste generation.