



ಕರ್ನಾಟಕ ರಾಜ್ಯ ಮಾಲಿನ್ಯ ನಿಯಂತ್ರಣ ಮಂಡಳಿ

Karnataka State Pollution Control Board

“ಪರಿಸರ ಭವನ”, 1 ರಿಂದ 5ನೇ ಮಹಡಿಗಳು, ನಂ. 49, ಚರ್ಚ್ ಸ್ಟ್ರೀಟ್, ಬೆಂಗಳೂರು - 560 001, ಕರ್ನಾಟಕ ರಾಜ್ಯ, ಭಾರತ
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KSPCB/WMC/ 3243 | circular | 2019

Date 28 OCT 2019

CIRCULAR

Subject -Maintenance of Pass book by actual user of Hazardous and other waste -Regarding

Hazardous and Other Wastes are required to be managed as per the provisions of the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016.

As per Rule 6 (7) The authorised actual user of hazardous and other wastes shall maintain records of hazardous and other wastes purchased in a passbook issued by the State Pollution Control Board along with the authorisation.

As per Rule 6 (8) Handing over of the hazardous and other wastes to the authorised actual user shall be only after making the entry into the passbook of the actual user.

Rule 3 (2) defines i.e “actual user” means an occupier who procures and processes hazardous and other waste for reuse, recycling, recovery, pre-processing, utilisation including co-processing;

Rule 3 (17) defines “hazardous waste” means any waste which by reason of characteristics such as physical, chemical, biological, reactive, toxic, flammable, explosive or Corrosive, causes danger or is likely to cause danger to health or environment, whether alone or in contact with other wastes or substances, and shall include -

- (i) waste specified under column (3) of Schedule I;
- (ii) waste having equal to or more than the concentration limits specified for the constituents in class A and class B of Schedule II or any of the characteristics as specified in class C of Schedule II; and
- (iii) wastes specified in Part A of Schedule III in respect of import or export of such wastes or the wastes not specified in Part A but exhibit hazardous characteristics specified in Part C of Schedule III;

Rule 3 (23) defines other wastes” means wastes specified in Part B and Part D of Schedule III for import or export and includes all such waste generated indigenously within the country

Hence it is mandatory on the part of Actual user as defined under Rule 3(2) to maintain pass book issued by the Board for receiving Hazardous waste {as defined under Rule 3 (17)} and Other waste {as defined under Rule 3 (23)}. The generator required to hand over the waste to the actual user after making in the entry of the passbook.

During various meeting and interaction meet, following clarifications are being asked by various stake holders and the officers of the Board

1. Whether "Other Waste" indicated in the specified in Part B and Part D of Schedule III of the Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 required to be entered in the pass book issued by the KSPCB.
2. Whether entry has to be made while handing over the waste to Landfill and Incineration
3. Several actual users are required to lift the Hazardous and Other Waste at a same time and they are using different vehicles for receiving the materials and in that scenario unable to send the passbook to different places at same time

Following clarifications are given

- 1) Other Waste" indicated in the specified in Part B and Part D of Schedule III of the Hazardous and Other Wastes (Management and Transboundary Movement) is required to be handed over to the actual user as defined under Rule 3 (2) and not to Trader. Actual user of the other waste required to obtain passbook for the Board and entry in pass book of the actual user by the generator who hands over the Other Waste is mandatory.
- 2) Land fill and Incinerators are not the "Actual users of Hazardous /other waste". Hence, there is no necessity for the disposal facilities to have passbook and entry by the generators.
- 3) Entry in the pass book of the actual user by the generator of Hazardous and Other waste is mandatory. The Board has issued Passbook to the actual users. In case of lifting Hazardous and Other waste at same time using different vehicles at different locations, the actual user shall get entry at least once in a week with complete details of each consignment of waste received. This shall be followed till alternate procedure is evolved by the Board

Any violations attracts environmental compensation

Sd/-

Senior Environmental Officer

To

1. RSEOs and ROs for information and to inform all the stake holders

Copy submitted to

1. The Member secretary for kind information.

Copy to:

1. Technical Officer to Chairman to bring to the kind notice of the Chairman
2. EO -E governance cell for uploading in the Board website
3. Office copy


Senior Environmental Officer