

Proceedings of 4th NGT - SLC Meeting on SWM by BBMP (Consultation meeting with Pourakarmikas of BBMP) under the Chairmanship of Honourable Justice Sri. Subhash. B. Adi, Chairperson, NGT-SLC (Former Judge, High Court of Karnataka & Upa Lokayukata, Karnataka) on 09.05.2019 at 3.00 P.M in Tejasvi Meeting Hall, 2nd Floor, Parisara Bhavana, Bangalore.

Preamble:

The NGT-SLC during its meeting with BBMP on 29.04.2019 observed that, PKs are the important key players for effective in implementation of SWM Rules-2016 accordingly desired to hear them on the problems faced by them as well as the facilities/accessories provided to them.

In this regard, a meeting with union leaders of PKs associations and some of the representatives of the PKs of BBMP was convened on 09.05.2019, to discuss in detail about the difficulties at ground level and facilities provided to them and for suggestions to enable the BBMP in achieving 100% source segregation. Hence this meeting proceeds.

List of attendees is enclosed.

Sri. Manojkumar IFS, Member Secretary, KSPCB welcomed the Chair, Members, BBMP officials, Union Leaders of PKs and others present.

Further, they briefed about the purpose and objectives for constituting this Committee by Hon'ble NGT, Principal Bench, New Delhi.

The Hon'ble Chairperson expressed his views on the importance of the SWM rules and its implementation.

1. The BBMP generates 50% or more waste then that of the state.



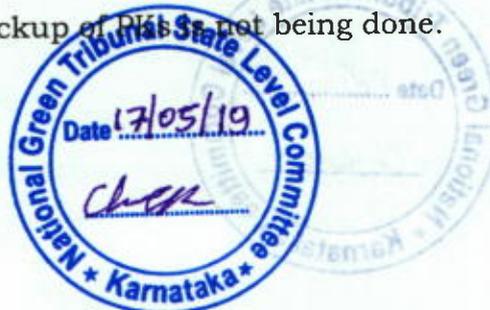
SJM

2. The PKs play important role are main key players in implementation of rules as such to know their difficulties at the ground level, facilities provided to them and suggestions improvement.
3. The Committee is also conducting meeting of all stakeholders constituency wise seeking their cooperation and assistance in implementing the rules.

During the proceedings, the PKs introduced themselves.

I) Following are few issues on which discussion was made.

1. Upon discussion about number of registered trade unions in BBMP, it was told that, there are only two unions registered under act.
2. The President, AICCT informed as follows.
 - a. No segregated waste is handed over to PKs.
 - b. Safety accessories like Gloves, Masks, Shoes and pushkarts of low weights etc. are not provided.
 - c. Food is provided roadside.
 - d. There is no drinking water facility.
 - e. Restrooms are not available.
 - f. The supervisors pressurise female PKs for more work than the expectation.
 - g. There is no bus facilities and if, late by five minutes also, that will be considered as absent.
3. Sri. Venkatesh G S stressed upon complete implementation of IPD Salappa Report and informed as follows.
 - a. There were 198 restrooms earlier but now all of them have become dilapidated.
 - b. It was also informed that, there are not many mustering points for Biometric attendance due to which the PKs need to travel from one place to another.
 - c. The pushkarts provided by contractors are very old without bearings, hence the PKs face the difficulties to push the karts.
 - d. Regular Health checkup of PKs is not being done.



4. The representative of Safai Karmachari Commission informed as follows.
- As per the recommendations in report submitted by Sri. IPD Salappa in 1983, many PKs were recruited but took deputation to some other sections as Peon & other staff.
 - There are 1,600 permanent PKs and remaining are on outsource basis and works in same nature as PKs till end of service. There is no promotion also.
 - PKs works for more hours but salary is given as per the minimum wages act which is not sufficient.
 - PKs life span also reduces drastically as they work in health hazardous environment.
 - There is no Biometric attendance for other workers in BBMP but is applied only for PKs which is clear partialism.
5. Sri. Babu, representative of PKs informed as follows.
- The bills of accessories provided to PKs is being drawn every month but the accessories are not reaching to PKs
 - There is no housing facility provided to PKs.
 - Many contract PKs died during the duty and there is no security for them.
 - There is no pension facility for contract PKs.
 - There is no Biometric attendance for truck/auto drivers. They must also be brought under direct payment mode.
 - The PKs of Ward 08, of Mahadevapur Zone, were transferred to other wards upon asking for the arrears in 2016-17.
 - There are no holidays for contract PKs.
 - There is no maternity leaves for contract female PKs.
 - The life span of PKs is reducing due to work load because 25,000 PKs(as per 1:500) work is carried out by 16,000 PKs only.
6. Sri. KB Narsimaiah, Workers Federation informed as follows.
- The PF amount of Rs. 38.00 crores is not paid to PKs.
 - The contractor outsourced 3,600 PKs who have worked below one year as PKs.



7. Sri. Jayaram, BBMP Workers Federation informed as follows.
- There is no health cards provided to PKs.
8. A Female PK informed as follows.
- The supervisors send the PKs to work in Political Leaders houses.
 - In Ward-54 there is no accessories provided.
 - The food provided is not hygienic and tasty.
 - There is no action against the contractors who projected fake PKs and earned money.
 - If outsourced PKs die on duty, there is no compensation amount provided to them.
 - After retirement of outsourced PKs Rs. 10.00 Lakhs be given under welfare measure.
9. Sri. Vishwanath, CE(SWM), BBMP informed that, the BBMP has provided flats constructed by BDA at Alur village in Nelamangala Taluka to 242 permanent PKs under Pourakarmikara Gruha Bhagya Yojane As per the Guidelines of PKGBY, in convergence with other welfare schemes.
10. Sri. D Randeep, Special Commissioner (Admn & SWM) to BBMP informed as follows.
- There will be 4-5 mustering points in a ward where attendance is taken.
 - A prototype of pushkarts kept in Dasappa Hospitals is approved for procuring in required numbers. BBMP have issued work Order already and will be procured in a month.
 - The JCs of every zones have powers to provide all necessary accessories to PKs.
 - There are 2,500 PKs(approximately) and Government of Karnataka has approved for 4,000 which is 25% of required number(16,000). The BBMP PKs unions have agitated that, all 16,000 PKs be recruited instead 4,000 and hence the proposal is sent back to Government mentioning the same.
 - Sri. Babu, PKs leader may submit the list of eligible PKs as per the guidelines, who have not availed the housing facility under PKGBY.



- f. The JCs shall make a list of outsourced PKs who have not received their PF amount prior to Direct Payment mode implementation and the Contractors will be asked to contribute his part of PF.
 - g. First preference will be given to PKs who have worked previously prior to 01.01.2017, upon retirement of existing PKs.
 - h. The contractors will be asked to issue ESI cards to outsourced PKs.
 - i. The Porake bill of Rs. 50 /- per month will be paid to PKs account alongwith salary every month. It is their responsibility to buy the broom and shouldn't misuse amount. If found, not buying then, same amount will be deducted from their salary in the succeeding month.
11. The Joint Commissioner, RR Nagar informed that, there are 14 wards under his jurisdiction. Six PKs died on duty during last four months and the contractors are liable to pay the compensation as per the tender clause.

II) Deliberations of NGT-SLC:

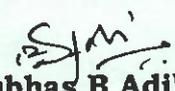
- a. Dignity of the PKs must be respected and all accessories required must be provided to PKs to enable them to work efficiently.
- b. Hygienic food be provided.
- c. Separate toilet facility in each ward be provided under SBM.
- d. Special preferences/facilities may be given to Female PKs.
- e. A common place be identified as mustering point for attendance.
- f. Provide the light weight pushkarts to PKs.
- g. Regular health checkup camps be organised in each wards/zones for PKs. The contractor to provide health card to PKs under him.
- h. Biometric attendance be made compulsory for all involved in SWM activity like PKs, Drivers of Auto Tippers/Trucks/Compactors, supervisors, JHIs/SHIs etc.
- i. BBMP may propose to Government for compensation to outsourced PKs in case of loses life during work/duty.
- j. As per the normative standards, 750 HHs/700 m area is allocated to a PK. Hence they must carryout work properly and honestly every day.
- k. The BBMP may submit proposal to Government for providing housing facility to outsourced PKs under the existing Government schemes.



- l. Truck/Auto Tipper drivers also be brought under direct payment system with compulsory Biometric attendance.
- m. The PKs may be transferred to nearest place upon requisition.
- n. The PKs must substitute someone before taking leave.
- o. ID cards be issued to all PKs.
- p. The outsourced PKs be intimated about payment of salary, ESI & PF in the form of SMS but not as a pay slip.
- q. Penal action against street vendors must be enforced for littering the waste.
- r. The PKs be exempted in case they are late by 10 minutes to duty with maximum for three times in a month.
- s. The Male PKs only be deputed for 2nd & 3rd shift duty.
- t. The BBMP ensure that, the contractor provides PF number to respective PKs outsourced by them.
- u. The BBMP may propose to Government for action against contractors who is stated to have collected the amount on fake PKs names.
- v. The BBMP may propose to Government for providing welfare measures for the outsourced PKs after their retirement.

The meeting ended with vote of thanks.




(Justice Subhas B Adi)
Chairperson
National Green Tribunal-SLC
Karnataka

