

**Office of the
National Green Tribunal - SLC**
(Constituted as per Hon'ble NGT,
Principal Bench, New Delhi, Order O.A.
No. 606/2018, Dated 16-01-2019)



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No. PCB/WMC/3142/MSW/NGT/2021/ 3136

Date: 28 SEP 2021

**PROCEEDINGS OF THE STATE LEVEL COMMITTEE (SLC)(CONSTITUTED AS
PER HON'BLE NGT, PRINCIPAL BENCH, NEW DELHI ORDER O.A. NO. 606/2018.)
HELD ON 13.09.2021, AT 2ND FLOOR, PARISARA BHAVANA, 49, CHURCH STREET,
BENGALURU, 560001**

Sub.: Noncompliance of the direction issued in meeting held on dt. 22.7.2021

Ref.: Proceedings of the meeting conducted with Special Commissioners Bruhath Bengaluru Mahanagara Palike (BBMP) under the chairmanship of Hon'ble Justice Sri.Subhash.B.Adi the chairman, State Level Committee (SLC) (Constituted As Per Hon'ble NGT, Principal Bench, New Delhi Order O.A. No. 606/2018)

Preamble :

In furtherance of direction issued by the Hon'ble National Green Tribunal (NGT) for implementation and compliance of the Solid Waste Management (SWM) Rules, 2016 several meetings were held more particularly in respect of (BBMP), as generation of solid waste in Bengaluru is more than half the solid waste generated in the state, it is in this regard regular monitoring was required as such more focus was made to ensure that the BBMP comply with SWM Rules.

Bengaluru was known as garden city but over the time it gave a room for the observation as a garbage city. Maintaining the beauty of Bengaluru is of the paramount consideration not only from the point of being a capital city of the state but also being a hub of information technology. It is not only recognized and identified most potential city at the national level but also at international level for future development and also from the point of investment. It is in this regard also the environment and the cleanliness assume importance.

Even otherwise in law BBMP is required to comply with the SWM Rules, 2016 under which every local body must comply and implement the rules within a period of three years from the date of notification of the said rules. The said period has already expired. However the NGT has extended the time at the request of the state.

The failure of compliance of SWM Rules, 2016 would attract penal consequences under the provision of Section 15 of the Environment (Protection) Act, 1986 as such it is a duty and responsibility of the every local body to ensure that the SWM rules are complied and implemented in its letter and spirit without any delay.

Having regard to the importance of the compliance of SWM Rules, 2016 several meeting were held with the BBMP authorities reviewing the progress made in the SWM which includes Construction and Demolition (C&D) waste management, plastic waste management, Bio-Medical Waste (BMW) management, e-waste management, Hazardous waste management etc

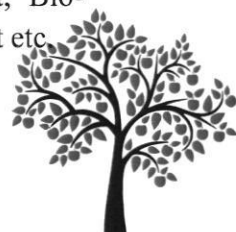


Go Green !

Save Earth !!

If not today !!!

Then never tomorrow !!!!



Having regard to the seriousness of the consequence of non-compliance, a meeting was convened on 22.07.2021 in which the concerned officials were directed to submit plan of action within 15 days from date of receipt of proceedings for which, the officers present in the meeting agreed to comply.

However none of the officials of BBMP submitted compliance report.

As such another meeting was convened on 13.09.2021, but except superintendent engineer and processing plant manager none of the other concerned official attended the said meeting.

Since, despite several meetings and direction the BBMP did not show requisite progress. As such once again the following suggestions were made for the observation by BBMP in compliance of SWM Rules that is:

1. Formulate micro planning and implementation in BBMP area (**Action : BBMP; Action by: 30.09.2021**)
2. Formulate micro level committees for overseeing solid waste management (**Action : BBMP; Action by: 30.09.2021**)
3. Rank each ward based on compliance of Rule 4 and 15 of the Solid Waste Management Rules, 2016 (**Action : BBMP; Action by: 30.09.2021**)
4. Submit action taken report against non-performer with respect to Rule 4 of the Solid Waste Management Rules, 2016 (**Action : BBMP; Action by: 30.09.2021**)
5. Submit details of user fee collected by BBMP as per the Solid Waste Management Rules, 2016 (**Action : BBMP; Action by: 30.09.2021**)
6. All Regional Officer of KSPCB who has jurisdiction within BBMP area shall submit report on compliance to Rule 15 of the Solid Waste Management Rules, 2016 by BBMP (**Action : Concerned KSPCB Regional Officer; Action by: 30.09.2021**)
7. Identify black spots (**Action : Concerned KSPCB Regional Officer; Action by: 30.09.2021**)
8. Randomly check compliance to rule 4 and other provisions of the Waste Management Rules, 2016 by bulk waste generators, gated community and others (**Action : Concerned KSPCB Regional Officer; Action by: 30.09.2021**)

EOs and ROs of KSPCB must review the implementation of the SWM Rules in their respective areas and submit their report.

Any lapses will be viewed seriously as per law.

The meeting ended with thanks to the Chair.

Sd/-
Justice Subhash. B. Adi
Chairman, State Level Committee
Constituted by NGT


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