



Rajasthan State Pollution Control Board

Headquarter, 4, Institutional Area, JhalanaDoongri, Jaipur-302004

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OFFICE ORDER

All health care facilities (All Government and Private Hospitals, Nursing Homes, Clinics, Dispensaries, Veterinary Institutions, Animal Houses, Pathological Laboratories, Blood Banks, Ayush Hospitals, Clinical Establishments etc.) are required to obtain Authorization under Bio-medical Waste (Management and Handling) Rules,1998 now superseded by Bio-medical Waste Management Rules, 2016 and Consent to Operate under Water (Prevention and Control of Pollution) Act, 1974 and/or Air (Prevention and Control of Pollution) Act, 1981. The Principal Bench of the Hon'ble NGT, while hearing on 15.07.2019 in the matter of Original Application No.710/2017 & others, Shailesh Singh versus Sheela Hospital & Trauma Centre, Shahjahanpur &Ors and other matters related thereto has 'inter-alia' passed directions to all HCFs to operate only after obtaining authorization/consent from the State Board.

It has come to the notice of the State Board that still many Health Care Facilities (HCFs) in the State have not taken authorization/consent from the State Board. One of the main reasons being the significant amount to be paid by them while applying for Authorization/Consent owing to the gap fees for the past period of operation.

Also many Health Care Facilities (HCFs) have requested from time to time to waive off the back period fee.

The matter has been re-examined and in order to facilitate the HCFs to apply for authorisation/consent and get covered under consent/authorization mechanism of the Board and it has been decided that a onetime waiver opportunity be given to all HCFs and allow them to apply without depositing back fee (gap period fee for operation without authorisation/consent) while submission of application for authorisation under Bio-medical Waste Rules and Consent to operate under the Water (Prevention and control of pollution) Act 1974 and/or Air (Prevention and control of pollution) Act 1981.

The Board had earlier issued office order no F-14(56)Policy/Plg/part-2/100-116 dated 11.04.2007, no F-12(PSC-6)RPCB/2892-2924 dated 12.01.2017 and no F-5(Gen-14)RSPCB/BMW/138-155 dated 13.05.2019 regarding collection of back period fee for consent /Authorization.

It is hereby directed that all Health Care Facilities shall be exempted from depositing back fees (gap period fee for operation without authorisation/consent) while seeking authorisation under Bio-medical Waste Rules and Consent to Operate under the Water (Prevention and control of pollution) Act 1974 and/or Air (Prevention and control of pollution) Act 1981.

It is further directed that the aforesaid exemption from deposition of back fee shall be applicable only to Health Care Facilities (HCFs) who apply on or before 31.03.2020. This bears approval of the competent authority.

-sd-
(Shailaja Deval)
Member secretary

F-16(Gen-43)/RPCB/BMW/ 463 - 502

Date: 01-11-2019

Copy to following for information and necessary action:-

1. P.S. to Chairperson, RSPCB, Jaipur.
2. Addln. P.S. to Member Secretary, RSPCB, Jaipur.
3. Chief Environment Engineer, RSPCB, Jaipur/ Chief Scientific Officer, RSPCB, Jaipur/
Chief Accounts Officer, RSPCB, Jaipur/ Head of Office, RSPCB, Jaipur.
4. Group In charge, EC/Hazardous &
Metals/MSW/BMW/HOP/Textile/CPM/Planning/IT, CD&Cess/MUID/
Mines/DF/ IEC/VTR/SPIO/Training & Project/SCMG &DS/Legal, RSPCB, Jaipur.
5. Regional Officer, Regional Office, RSPCB,
Kota/Jaipur(S)/Jaipur(N)/Bikaner/Alwar/Udaipur/Bharatpur/Chittorgarh/
Kishangarh/Pali/Sikar/Bhilwara/ Balotra/Jodhpur/Bhiwadi.
6. Master File.

no. 46/2019 on 11/11/19
(B)


Member secretary