



Comparison
between
E- Waste (Management) Rules, 2016
and
E- Waste (Management) Amendment Rules, 2018

Rule number	E- Waste (Management) Rules, 2016	E- Waste (Management) Amendment Rules, 2018
5 (1)(h) Responsibility of producer	Not existing	The provisions of rule 5 shall apply to producers who have placed any goods in the market in the current financial year and the targets for the extended producer responsibility plan shall be as per clause (ii) of sub-rule (1) of rule 13 and Schedule III.”;
13(1) xii Procedure for seeking and grant of authorization- {EPR}	Not existing	In case the producer has started sale recently i.e. number of years of sales operations is less than average life of their product, the Extended Producer Responsibility target shall be applicable as per Schedule- III (A) and these targets applicable from financial year 2018-2019 and once the product achieves its average life as fixed by the Central Pollution Control Board, the collection target shall be revised as per Schedule III.
13(1) xiii Procedure for seeking and grant of authorization-	Not existing	The e-waste already collected by producers as per Schedule III(A) in earlier years will be accounted for and the eligible set offs shall be provided for the corresponding years at the time of fixation of targets as per Schedule-III.

Rule	2016	2018
13(1) xiv Procedure for seeking and grant of authorization- {EPR}	Not existing	The revised Extended Producer Responsibility targets shall be applicable from the 1st October 2017 as per Schedule III
13(1) xvi Procedure for seeking and grant of authorization- {EPR}	Not existing	The quantity of e-waste collected by producers under Extended Producer Responsibility from the 1st October 2016 to 30th September 2017 shall be accounted for in the revised Extended Producer Responsibility targets as per Schedule III until March 2018 only.
13(1)xvii Procedure for seeking and grant of authorization- {EPR}	Not existing	In case of transfer or sale of assets by the producers the liability under Extended Producer Responsibility shall also be transferred to the buyer
13(1)xviii Procedure for seeking and grant of authorization- {EPR}	Not existing	A Producer Responsibility Organisation shall apply to the Central Pollution Control Board for registration to undertake the activities prescribed for Producer Responsibility Organisations under these Rules.”;

Rule	2016	2018
13(2)(vi) Procedure for seeking and grant of authorization- Authorization to manufacturer	the concerned State Pollution Control Board after giving reasonable opportunity of being heard to the applicant may refuse to grant any authorisation	the concerned State Pollution Control Board after giving reasonable opportunity of being heard to the applicant may refuse to grant or renewal authorisation
16(9) ROHS	Central Pollution control Board shall conduct random sampling of electrical and electronic equipment placed on the market to monitor and verify the compliance of Reduction of Hazardous substances provisions and the cost for sample and testing shall be borne by the Producer. The random sampling shall be as per the guidelines of Central Pollution Control Board	The Central Pollution Control Board may conduct random sampling of electrical and electronic equipment placed in the market to monitor and verify the compliance of Reduction of Hazardous Substances provisions and the cost for sampling and testing shall be borne by the Government for conducting the Reduction of Hazardous Substances test and the procedure of random sampling and permissible error value of Reduction of Hazardous Substances test shall be as per the guidelines of the Central Pollution Control Board.

Rule	2016	2018
16(9) ROHS	If the product does not comply with Reduction of Hazardous Substances provisions, the Producers shall take corrective measures to bring the product into compliance and withdraw or recall the product from the market, within a reasonable period as per the guidelines of the Central Pollution Control Board.	If the product does not comply with the Reduction of Hazardous Substances provisions, then the cost of the Reduction of Hazardous Substances test will be borne by the Producer and in addition , the Producer shall take corrective measures to bring the product into compliance and withdraw or recall the product from the market within a reasonable period as per the guidelines of the CPCB.”
21 (Liabilities)	The manufacturer, producer, importer, transporter, refurbisher, dismantler and recycler shall be liable to pay financial penalties as levied for any violation of the provisions under these rules by the State Pollution Control Board with the prior approval of the Central Pollution Control Board.	The manufacturer, producer, importer, transporter, refurbisher, dismantler and recycler shall be liable to pay financial penalties as levied under the Provisions of the Environment (Protection) Act, 1986 and rules made there under for any violation of the provisions under these rules by the State Pollution Control Boards with the prior approval of the Central Pollution Control Board in accordance with the guidelines published by the CPCB.”

Rule	2016	2018
22(1) Appeal	<p>Any person aggrieved by an order of suspension or cancellation or refusal of authorisation or its renewal passed by the Central Pollution Control Board or State Pollution Control Board may, within a period of thirty days from the date on which the order is communicated to him, prefer a appeal in Form 7 to the Appellate Authority comprising of the Environment Secretary of the State</p>	<p>“(1) (a) Any person aggrieved by an order of suspension or cancellation or refusal of authorisation or its renewal passed by the Central Pollution Control Board may, within a period of thirty days from the date on which the order is communicated to him, prefer an appeal in Form 7 to the Appellate Authority i.e. the Secretary or nominee of Secretary, Ministry of Environment, Forest and Climate Change, Government of India, New Delhi against the order of the Central Pollution Control Board.</p> <p>“(b) Any person aggrieved by an order of suspension or cancellation or refusal of authorisation or its renewal passed by the State Pollution Control Boards or Committees may, within a period of thirty days from the date on which the order is communicated to him, prefer an appeal in Form 7 to the Appellate Authority i.e. the Secretary (Environment) of the State Government /Union Territory administration against the order of</p>

Rule	2016	2018
23 Collection, transportation etc	The collection, storage, transportation, segregation, refurbishment, dismantling, recycling and disposal of e-waste shall be in accordance with the procedures prescribed in the guidelines published by the Central Pollution Control Board from time to time. Implementation of e-waste (Management and Handling) Amendment Rules,2011 shall be in accordance with the guidelines prescribed by the Central Pollution Control Board from time to time.	The collection, storage, transportation, segregation, refurbishment, dismantling, recycling and disposal of e-waste shall be in accordance with the guidelines published by the Central Pollution Control Board.”

EPR -Targets

Year	E-Waste Collection Target (Weight
2017-18	10% quantity of waste generation as indicated in Extended Producer Responsibility Plan
2018-19	20% quantity of waste generation as indicated in Extended Producer Responsibility Plan
2019-20	30% quantity of waste generation as indicated in Extended Producer Responsibility Plan
2020-21	40% quantity of waste generation as indicated in Extended Producer Responsibility Plan
2021-22	50% quantity of waste generation as indicated in Extended Producer Responsibility Plan
2022-23	60% quantity of waste generation as indicated in Extended Producer Responsibility Plan
After 2023	70% quantity of waste generation as indicated in Extended Producer Responsibility Plan

Extended Producer Responsibility targets for producers, who have started sales operations recently, i.e. number of years of sales operations is less than average life of their products mentioned in the guidelines issued by Central Pollution Control Board from time to time.

Year	E-Waste Collection Target (Weight
2018-19	5% of the sales figure of financial year 2016-17
2019-20	5% of the sales figure of financial year 2017-18.
2020-21	10% of the sales figure of financial year 2018-19.
2021-22	10% of the sales figure of financial year 2019-20
2022-23	15% of the sales figure of financial year 2020-21.

