



ಕರ್ನಾಟಕ ರಾಜ್ಯ ಮಾಲಿನ್ಯ ನಿಯಂತ್ರಣ ಮಂಡಳಿ  
**Karnataka State Pollution Control Board**

"ಪರಿಸರಭವನ", 1 ರಿಂದ 5ನೇ ಮಹಡಿಗಳು, ನಂ.49, ಚರ್ಚ್‌ಸ್ಟ್ರೀಟ್, ಬೆಂಗಳೂರು - 560 001, ಕರ್ನಾಟಕ, ಭಾರತ

"Parisara Bhavana", 1st to 5th Floor, # 49, Church Street, Bengaluru - 560 001, Karnataka, INDIA

No. PCB/BIO-MEDI/BMW/2016/2407

Dated: 28 JUL 2016

**OFFICE MEMORANDUM**

Sub: Delegation of powers with respect to issue of authorization under the Bio Medical Waste Management Rules, 2016.

Ref: This Office Memorandum No. PCB/Bio-Medi/BMW/6192, dated 17.2.2016.

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The Bio-medical Waste (Management and Handling) Rules, 1998 is superseded with the new Bio-medical Waste Management Rules 2016 and has come in to force with effect from 28.03.2016. The Board has adopted new Bio Medical Waste Management Rules, 2016 in 203<sup>rd</sup> Board Meeting held on 4.4.2016.

The Bio-medical Waste Management Rules, 2016 covers all Health Care Establishments (HCE) including, all persons who generate, collect, receive, store, transport, treat, dispose or handle bio-medical waste in any form including hospitals, nursing homes, clinics, dispensaries, veterinary institutions, animal houses, Pathological laboratories, blood banks, AYUSH hospitals, clinical establishments, Research or educational institutions, Health camps, vaccination centres, medical or surgical camps, blood donation camps, forensic laboratories and research laboratories.

In respect of the health care establishments mentioned above coming under The Ministry of Defense, the prescribed authority is Director General of Armed Forces Medical Services.

The new rules enumerates the duties of the occupier, duties of the operator of the common bio-medical waste treatment and disposal facility, requirement of segregation, packaging, transportation, storage, treatment and disposal. The prescribed authority for implementation of the provisions of these rules is the State Pollution Control Board.

Every State government or union territory shall constitute an Advisory committee under the Chairmanship of Health Secretary to oversee the implementation of the rules. The composition of the committee is prescribed in the rules.

Monitoring of the implementation of the Rules in Health Care Facilities (HCF) is the responsibility of:

(a) District level monitoring committee constituted under Deputy Commissioner

- (b) Central Pollution Control Board (CPCB) in respect of HCEs under Ministry of Defense.
- (c) The Ministry of Environment, Forest and Climate Change shall review the implementation of rules in the country through State Health Secretary and Chairman or Member Secretaries of SPCB and CPCB.

Procedure for authorization as per the Bio Medical Waste Management Rules, 2016 are as under:

1. Every occupier or operator handling bio medical waste irrespective of quantity should seek authorization from SPCB
2. The SPCB to dispose the application in 90 days from the date of completed application failing which the authorization is deemed to have been granted.
3. Authorization shall be one time for non-bedded HCE. If not the authorization is granted within 90 days the completed application is deemed to have been granted. In case of refusal of renewal, cancellation or suspension of authorization, the SPCB shall give an opportunity of hearing and record the reasons in writing for such refusal

As per the reclassification, the HCEs are classified as under:

30.	Health-care Establishment (as defined in Bio Medical Waste Management Rules, 2016)	<ol style="list-style-type: none"> <li>i. Hospitals having total waste-water generation &gt; 100 KLD is categorized as Red.</li> <li>ii. The hospital with incinerator is categorized as Red irrespective of the quantity of the waste-water generation.</li> <li>iii. The hospitals having total waste-water generation less than 100 KLD and without incinerator is categorized as Orange category.</li> </ol>
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In view of the new, the Bio-Medical Waste Management Rules, 2016 & the reclassification of HCE as above, the Board in its 205<sup>th</sup> meeting held on 25.6.2016 has deliberated on the new Rules and resolved to delegate the powers to issue authorization under the said Rules and to administer the consents under the Water Act and the Air Act as under.

I.	Sl. No.	Particulars	Power delegated to issue Authorization under the Bio-Medical Waste Management Rules, 2016 and consent under the Water Act and the Air Act wherever applicable
	1	Non bedded Health Care Establishments (HCE) handling biomedical waste in any form from	Regional Officer

	clinics, dispensaries, veterinary institutions, animal houses, Pathological laboratories, blood banks, AYUSH hospitals, clinical establishments, Health camps, vaccination centers, Research or educational institutions, medical or surgical camps, blood donation camps, first aid rooms of schools, forensic laboratories and research laboratories.	
2	The above HCEs and hospitals having inpatient facilities and generating effluent both chemical and sewage not exceeding 100 KLD.	Regional Senior Environmental Officer
3	The above HCEs, hospitals, and Common Biomedical Waste Treatment and Disposal Facilities and generating effluent both chemical and sewage exceeding 100 KLD.	Head Office
4	Hearing for refusal of renewal, cancellation or suspension of authorization,	Chairman of the Board

II. The Health Care Establishments upto 30 beds are coming under White Category and such HCE's shall not be insisted for the consent under the Water Act and the Air Act.

III. The validity of the authorization issued to applicable HCEs shall be co-terminus with the consent issued under the Water Act and the Air Act, whenever applicable.

Further, as per Schedule-III, Rule-6 and -9(3) of the Bio-Medical Waste Management Rules, 2016, the duties of the State Pollution Control Boards are enumerated. The responsibilities are delegated to the officers who have been given authority for issue of authorization and consent as under:

- (i) Inventorization of Occupier and data on bio-medical waste generation, treatment and disposal-Regional Officer.
- (ii) Compilation of data and submission to Head Office by the Regional Officers for compiling the annual report and for further submission to Central pollution Control Board within the stipulated time period, by Head Office.
- (iii) Monitoring of compliance of various provisions and conditions of authorization-Regional Senior Environmental Officers and Regional Officers.
- (iv) Action against health care facilities or common bio-medical waste treatment facilities for violation of the rules (Rule 18) - To recommend to Head Office by RO.
- (v) Organizing training programmes to staff of health care facilities and common bio-medical waste treatment facilities and State Pollution Control Boards or Pollution

Control Committees Staff on segregation, collection, storage, transportation, treatment and disposal of bio-medical wastes-Regional Officer.

- (vi) Implementation of recommendations of the Advisory Committee-Regional Officer.

The Memorandum supersedes the Memorandum/Office Memorandum/ Circulars at reference,

The order will be in force until further orders.

  
**MEMBER SECRETARY**

To.

- 1) CEO-1, CEO-2, CEO-3.
- 2) All SEOs of Head Office.
- 3) All RSEOs.
- 4) All ROs.

**Copy to:**

- 1) Environmental Officer, E-Governance Cell for information and host in Board's website.
- 2) Technical Officer to Chairman for information.
- 3) PA to Member Secretary for information.

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**Karnataka State Pollution Control Board**

“ಪರಿಸರ ಭವನ”, 1 ರಿಂದ 5ನೇ ಮಹಡಿಗಳು, ನಂ. 49, ಚರ್ಚ್ ಸ್ಟ್ರೀಟ್, ಬೆಂಗಳೂರು - 560 001, ಕರ್ನಾಟಕ, ಭಾರತ  
“Parisara Bhavana”, 1st to 5th Floor, # 49, Church Street, Bengaluru - 560 001, Karnataka, INDIA

10 AUG 2016

No. PCB/BIO-MEDI/BMW / 2739

**CORRIGENDUM**

Sub.: Delegation of powers with respect to issue of authorization under the Bio-Medical Waste Management Rules, 2016

Ref.: This Office Memorandum No. PCB/BIO-MEDI/BMW/2016/2407 Dt. 28.07.2016

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In the Office Memorandum under ref. The para II shall be read as

II. The Health Care Establishments upto 30 beds are coming under White Category and such HCEs shall not be insisted for the consent under the Water Act and the Air Act. However authorization shall be granted to Health Care Establishments by Regional Officer as per Rules 10 and it shall be valid one time for HCE upto 30 beds.

*A. Kumar*  
MEMBER SECRETARY

To

- 1) CEO-1, CEO-2, CEO-3
- 2) All SEOs of Head Office
- 3) All RSEOs
- 4) All ROs

Copy to:

- 1) Environmental Officer, E-Governance Cell for information and host in Board's website
- 2) Technical Office to Chairman for information
- 3) PA to Member Secretary for information