

**BEFORE THE NATIONAL GREEN TRIBUNAL PRINCIPAL BENCH NEW  
DELHI**

**O.A. No. 606/2018**

**In the matter of:**

**Compliance of Municipal Solid Waste Management Rules, 2016**

**CORAM:**

**HON'BLE MR. JUSTICE ADARSH KUMAR GOEL, CHAIRPERSON**

**HON'BLE DR. JUSTICE JAWAD RAHIM, JUDICIAL MEMBER**

**HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER**

**HON'BLE MR. JUSTICE S.P. WANGDI, JUDICIAL MEMBER**

**HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER**

**HON'BLE DR. NAGIN NANDA, EXPERT MEMBER**

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**Dated: 12<sup>th</sup> October, 2018**

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**ORDER**

1. We have taken up the matter in pursuance of the order passed in Original Application No. 306/2016 (Social Action for Forest and Environment (SAFE) Vs. Union of India & Ors) & M.A. No. 380/2017 (D. K. Joshi Vs. Chief Secretary of U.P. & Ors.), suggesting modification in the scope of Regional Monitoring Committee of North Zone constituted by the order of this Tribunal dated 20.8.2018 in O.A No.606/2018 (Compliance of Municipal Solid Waste Management Rules, 2016).
2. Considering the fact that the State of Uttar Pradesh has large number of local bodies, it will be appropriate that a separate Committee is constituted for the State of Uttar Pradesh.
3. We therefore, modify order dated 20.08.2018 to the effect that scope of Regional Monitoring Committee for North Zone constituted earlier will cover the States of Punjab, Haryana, Himachal Pradesh, Jammu and Kashmir, Uttrakhand and Union Territory of Chandigarh. We constitute the following Committee for the State of Uttar Pradesh:
  - i. Justice Devi Prasad Singh, former Judge, Allahabad High Court

- ii. Principal Secretary, Urban Development, Govt. of Uttar Pradesh (Member Secretary of the Committee)
- iii. Member Secretary, UPPCB
- iv. Representative of CPCB

4. It is made clear that since Justice Devi Prasad Singh is heading another Committee, remuneration to be paid will be consolidated amount of Rs. 2.25 lacs p.m. Logistics for both the Committees will be common. We are not constituting a separate committee for Delhi in view of observation in Para No. 26 of the order to the effect that the subject matter of Delhi is being considered by the Hon'ble Supreme Court. Accordingly, subject to orders of the Hon'ble Supreme Court, the responsibility for implementation of Solid Waste Management Rules, 2016 in Delhi, will be as per the statutory provisions.

5. We further modify the order dated 20.08.2018 of O.A No. 606/2018 (Compliance of Municipal Solid Waste Management Rules, 2016) and to clarify that the implementation and compliance of Plastic Waste Management Rule, 2016, Construction and Demolition Waste Rules, 2016 and Bio-medical Waste Rules, 2016 will also be included in the scope of our order dated 20.8.2018 for Apex and the Regional Committees. However, the Apex and Regional Committees may opt concerned Members/Departments of States and UTs dealing with these issues.

6. We also direct that involvement of CPCB will be limited to only Apex and Regional Committee and will not extend to the States/UTs and direction in para 21 stands modified accordingly.

.....,CP  
Adarsh Kumar Goel

.....,JM  
Dr. Jawad Rahim

.....,JM  
Raghuvendra S. Rathore

.....,JM  
S.P.Wangdi

.....,EM  
Dr. Satyawan Singh Garbyal

.....EM  
Dr. Nagin Nanda

Dated: 12.10.2018

