

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

Execution Application No. 48 of 2018

In

Original Application No. 606 of 2018

Compliance of Municipal Solid Waste Management Rules, 2016

**CORAM : HON'BLE MR. JUSTICE RAGHUVENDRA S. RATHORE, JUDICIAL MEMBER
HON'BLE DR. SATYAWAN SINGH GARBYAL, EXPERT MEMBER**

Present: **Applicant:** **Ms. Katyayni and Ms. Mehak Rastogi, Advs.**

	Date and Remarks	Orders of the Tribunal
	<p>Item No. 63</p> <p>October 12, 2018</p>	<p>It is submitted by the Learned Counsel for the Applicant that after framing of Rules of Solid Waste Management in the year 2016 by the Ministry of Environment, Forest and Climate Change, the same had not been followed, much less to say, implementation of the mandate of the Rules. Further, she has submitted that since, 2016, the Tribunal had also passed several other orders, prominent amongst them, that in the case of Almitra Patel Vs. Union of India (O.A. No. 199 of 2014). But even then the implementation of the Solid Waste Management Rules 2016 were not taken care of.</p> <p>Ultimately, the Tribunal had on 20th August, 2018 taken up the matter suo-moto for compliance of Solid Waste Management Rules, 2016. By the said order, the Tribunal had constituted an Apex Monitoring Committee, which was to operate from Delhi for which the Ministry of Housing and Urban Affairs was given the responsibility with regard to have the Committee functional by making necessary Secretarial arrangements. We have been informed by the Learned Counsel for the Applicant that though a period of nearly two months, have passed the</p>

	<p>Item No. 63</p> <p>October 12, 2018</p>	<p>implementation/execution of the order dated 20th August, 2018, has not yet taken place nor the Apex Committee has started functioning under which other Committees have to work, by which the implementation of Solid Waste Management Rules is to be done upto the grass root level.</p> <p>Therefore, we issue Notice to the Ministry of Housing and Urban Affairs, MoEF & CC and CPCB. We direct the Joint Secretary, Swacha Bharat, Ministry of Housing and Urban Affairs to remain present on the next date of hearing, after obtaining full instructions with regard to reasons as to why the order of the Tribunal have not been executed so far and the Apex Committee has not started functioning. The aforesaid Joint Secretary shall file a personal affidavit giving out the details in response to the aforesaid facts on the next date of hearing.</p> <p>Intimation with regard to issuance of Notice be sent by the Registry of this Tribunal through e-mail to The Secretary, Ministry of Housing and Urban Affairs, apart from Dasti to the Learned Counsel for the Applicant.</p> <p>List this matter on 15th October, 2018.</p> <p>.....,JM (Raghuvendra S. Rathore)</p> <p>.....,EM (Dr. Satyawan Singh Garbyal)</p>
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