

# Ministry of Environment & Forests

## NOTIFICATION

New Delhi, the 1<sup>st</sup> July 2002

**S.O. 685(E)** In exercise of the powers conferred by sections 6, 8 and 25 of the Environment (Protection) Act, 1986 (29 of 1986), the following draft of an amendment to the Recycled Plastics Manufacture and usage Rules, 1999 is hereby published, for the information of all persons likely to be affected thereby and notice is hereby given that the said Amendment rules will be taken into consideration after the expiry of a period of 60 days from the date on which the gazette copies containing this notification are made available to the public;

Any objection or suggestion which may be received from any person in respect of the said draft rules before the expiry of the period specified above, will be taken into consideration by the Central Government; the objection or suggestions may be addressed to the Secretary, Ministry of Environment and Forests, Paryavaran Bhawan, C.G.0 Complex, Lodhi Road, New Delhi - 110 003.

### DRAFT RULES

#### **Recycled Plastics Manufacture and usage Amendment Rules, 2002**

1. (1) These rules may be called the **Recycled Plastics Manufacture and usage Amendment Rules, 2002.**

(2) These shall come into force on the date of their publication in the gazette.

2. In the Recycled Plastics Manufacture and usage Amendment Rules, 2002 in sub-rule (1) to Rule 1 the title of the rules shall read as;

**“Plastics Manufacture, Sale and Usage Rules, 2002.”**

3. In the Plastics Manufacture, Sale and Usage Rules, 2002. (herein after referred to as the said rules), in rule 2;

(a) for sub-rule (c) the following sub-rule be substituted namely " vendor" means any person who sells articles or commodities packaged and stored in plastic carry bags or containers;

(b) after sub-rule (c) the following sub-rules shall be inserted namely;

"(d) **"Registration"** means permission for manufacture of carry bags and containers made of virgin or recycled plastics;

(e) "Carry bags" means plastic bags, which **have a self carrying feature commonly known as vest type bag and / or "D" punched bags** used to carry commodities;

(f) "Commodities" means articles and items including vegetables, fruits, pharmaceuticals etc.;

(g) "Containers" means rigid plastic holdings and articles with or without lid used to store, carry or dispense commodities."

(h) Words and expression used in the rules and not defined but defined in the Act shall have the meanings respectively assigned to them in the Act."

4. In the said rules for rule 4 the following rule shall be substituted -

**“Restriction on manufacture, sale and usage of virgin and recycled plastic carry bags and recycled plastic containers.”**

**a. Subject to the provisions of Rule 8;**

1. No person shall manufacture, distribute or sell carry bags made of virgin or recycled plastics of or below the size prescribed;
2. No vendor shall use carry bags of or below the size prescribed made of virgin or recycled plastic for selling any commodity;
3. No vendor shall use carry bags made of recycled plastics for storing, carrying, dispensing or packaging of foodstuffs;

**a. No vendor shall use containers made of recycled plastics for storing, carrying, dispensing or packaging of foodstuffs.**

1. In rule 5 of the said rules after sub-rule (b), the following sub-rule shall be inserted;

"(c) Carry bags shall not be of or below 8x12 inches (20x30 cm.) in size."

2. In rule 7 of the said rules;

- a. The words "subject to the provision of rule 4 & 5" shall be inserted before the words "Manufacturers of recycled plastic";

1. After rule 9, the following rules shall be inserted namely;

"10. Grant of Registration for Manufacture" - (1) Every occupier manufacturing carrybags or containers shall make an application in Form 1 along with a sum of Rupees 500.00 (Rupees five hundred only) as processing fee to the State Pollution Control Board/Pollution Control Committee for the grant of Registration and renewal of Registration;

The State Pollution Control Board/Pollution Control Committee shall not issue and renew a Registration unless the unit meets the norms prescribed under rule 5,6,7 and 8 of these rules and also possess a valid consent under Air & Water Act as per requirements of the State Pollution Control Board/Pollution Control Committee.

1. Decision on grant of registration shall be taken within 30 days of receipt of application complete in all respects.
2. The Registration granted under this rule shall, unless revoked suspended or cancelled earlier, shall be valid for a period of three years.
3. An application for the renewal of Registration shall be made in Form 1 at least 60 days before expiry of validity of registration
4. The Registration shall continue to be in force until it is renewed or revoked.

- 1. Application. Provisions of rules 5 (c) and 8 shall not apply to occupiers registered to manufacture carry bags for exports against an export order.**

**FORM - I**

[See rules 10(1) to (4)]

**APPLICATION FOR OBTAINING REGISTRATION FOR MANUFACTURE OF PLASTIC CARRYBAGS AND CONTAINERS**

From: .....

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.....

To

The Member Secretary,

..... Pollution Control Board/Pollution Control Committee

.....

.....

Sir,

I/We hereby apply for Registration under Rule 10 of the Plastics Manufacture, Sale and Usage Rules, 2002.

**For Office Use Only**

1.-Code No.-

2.-Whether the unit is situated in a critically polluted area as identified by Ministry of Environment & Forests-

**To be filled in by Applicant**

**PART – A**

**GENERAL**

3.(a)-Name of the unit and location of activity-

(b)-Address of the unit -

(c)-Registration required for manufacturing of:

- i. Carrybag virgin
- ii. Carrybag recycled
- iii. Containers virgin

Container recycled-

(d)-In case of renewal of Registration previous Registration number and date-

4 (a)-Is the unit registered with DCSSI or Dept. of industries in the state? -

(b)-If yes, attach a copy. -

5 (a)-Total capital invested on the project-

(b)-Year of commencement of production-

6 (a)-List and quantum of products and by-products-

(b)-List and quantum of raw materials used-

7.-Furnish a flow diagram of manufacturing process showing input and output in terms of products and waste generated including for captive power generation and demineralised water-

8.-Minimum size of carry bags to be manufactured.-

9.-Status of compliance with rules 5,6,7,8-

## **PART – B**

### PERTAINING TO EFFLUENT AND EMISSIONS

10.-Does the unit have a valid consent under Water Act?

If yes, attach a copy -

-Does the unit have a valid consent under Air Act?

If yes, attach a copy -

## **PART – C**

### PERTAINING TO WASTE

11.-Solid Wastes:

(a) Total Quantum of generation

(b) Mode of storage within the plant, method of -

Place: Signature

Date:

Designation:

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No. 17-2/2001- HSMD (Pt-1)

Dr. V. Rajagopalan,

Jt. Secretary