

**Government of Jammu and Kashmir**  
**Office of the Regional Director J&K State Pollution Control Board**  
**Parivesh Bhawan, Forest Complex, Gladni, Transport Nagar,**  
**Narwal, Jammu**

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**Administrator/Proprietor,**  
**M/s Modern Clinical Lab.,**  
**Khalru Market, Bhaderwah,**  
**Doda**

No. SPCB/RDJ/BMWM/Notice/2016/3935-38


Dated: 08/09/2016

Subject: Notice for violation of Water (Prevention and Control of Pollution) Act 1974, the Air (Prevention and Control of Pollution) Act 1981, and the Bio-medical Waste Management Rules, 2016 by **M/s Modern Clinical Lab., Khalru Market, Bhaderwah, Doda**

1. Whereas hospitals having total waste water generation more than 100 kilolitres per day or/and hospitals having captive incinerator, have been classified as a **RED** category activity in the latest classification of industrial sectors notified by the Central Pollution Control Board. Hospitals having total waste-water generation less than 100 kilolitres per day and without incinerator fall under **ORANGE** category.
2. Whereas hospitals are included in the list of activities that require **consent to establish/operate** from the State Pollution Control Board under section 25/26 of the Water (Prevention and Control of Pollution) Act, 1974 and section 21 of the Air (Prevention and Control of Pollution) Act, 1981.
3. Whereas, the Hospital mentioned in the subject above **is operating without consent** from the J&K SPCB under the Water/Air Acts.
4. Whereas failure to comply with the provisions of section 21 of the Air (Prevention and Control of Pollution) Act, 1981 and section 25/26 of the Water (Prevention and Control of Pollution) Act, 1974 **is punishable with imprisonment and fine** under relevant sections of the respective Acts.
5. Whereas, under the Biomedical Waste Management Rules, 2016, standards have been prescribed for discharging waste water generated from health care facilities into sewer as follows:

<b>Parameters</b>	<b>Permissible limits</b>
pH	6.5-9.0
Suspended solids	100 mg/l
Oil and Grease	10 mg/l
BOD	30 mg/l
COD	250 mg/l
Bio-assay test	90 % survival of fish after 96 hours in 100 % effluent.

6. Whereas for achieving the prescribed standards, the hospital would require waste water treatment facilities like **sewage treatment plant/ effluent treatment plant**. If the hospital does not meet the standards above, it will not qualify for consent to operate under the Water Act and will be **liable to closure**.
7. Whereas the bio-medical waste generated by all health care facilities has to be disposed of in accordance with the Bio-medical Waste Management Rules, 2016. For this purpose the health care facilities require "**authorization**" from the J&K State Pollution Control Board under above said rules.
8. Whereas the Hospital mentioned in the subject above has not obtained authorization from the J&K SPCB under Bio-medical Waste Management Rules, 2016.
9. Whereas contravention of the provisions of the Bio-medical Waste Management Rules, 2016, is punishable with **imprisonment and fine under section 15 of the Environment (Protection) Act, 1986**, and, such health care facilities are liable to **closure** under section 5 of the said Act.
10. Now therefore, this notice is issued and served upon you to immediately take following corrective action within two weeks of receipt of this notice:
  - a. **Apply for consent to operate under the Water/Air Acts**. This application has to be made on prescribed format (Schedule – I) in the respective District Offices of the J&K State Pollution Control Board.
  - b. Ensure that the effluent discharged from the hospitals, and emissions if any, conform to the standards prescribed. For this purpose the health care facility is required to adopt appropriate pollution control measures depending upon the nature and quantum of pollutants in the effluent/ waste water discharged by it.
  - c. Apply to the J&K SPCB (on Form – II) for authorization under the Bio-medical Waste Management Rules 2016 immediately.
  - d. Ensure compliance to the provisions of the Bio-medical Waste Management Rules 2016 in order to qualify for grant of authorization.
  - e. Train and educate all the staff of the hospital about management of bio-medical waste in accordance with the Bio-medical Waste Management Rules 2016.

  
Shaukat Chowdhary (IFS)  
Regional Director  
SPCB Jammu

Copy for information and necessary action to:

1. The Member Secretary, J&K State Pollution Control Board, Srinagar.
2. Director, Health Services, Shalamar, Jammu for information and to communicate the registration status of the above mentioned HCF.
3. District/Divisional Officer SPCB Doda.