

CHANDIGARH ADMINISTRATION
DEPARTMENT OF ENVIRONMENT

Notification

Chandigarh, Dated the 27/09/, 2019

No. ED/2019/1648 – Whereas in supersession of the earlier Notification issued by Department of Environment, Chandigarh Administration, bearing No. ED/2008/684, dated 30th July, 2008, a draft notification was issued by the Administrator, Union Territory, Chandigarh in exercise of powers conferred on him under section 5 of Environment (Protection) Act, 1986 (29 of 1986) read with Government of India, Ministry of Home Affairs, Notification No. S.O. 667 (E) dated the 10th September, 1992 which was published in the Chandigarh Administration's Gazette (Extraordinary) vide No.ED.2019/1148 dated 24th July, 2019 inviting objections/suggestions from persons likely to be affected thereby within 60 days from the date of publication of the said draft notification.

And whereas objections and suggestions received within the aforesaid period have been duly considered by the Committee constituted by the Chandigarh Administration vide order No. ED/2019/1485-90 dated 17.09.2019.

Therefore, on the recommendations of the aforesaid committee the Administrator, Union Territory, Chandigarh in exercise of the powers conferred herein above directs that no person including a shopkeeper, vendor, whole seller or retailer, trader, hawker or rehriwala etc. shall manufacture, store, import, sell, transport, supply or use following plastic/thermocool/Styrofoam items from the date of issuance of Notification except the items mentioned at Sr. No. 12 to 18, which shall be banned after 3 months from the date of issuance of present Notification.

- 1) Single use plastic cutlery (plates, cups, glasses, bowls, forks, knives, spoons, stirrer and straw).
- 2) Thermocol/Styrofoam cutlery (plates, cups, glasses and bowls etc.).
- 3) Single use plastic containers (dish, bowl, trays, glasses, lids) less than 250 microns used for packaging/covering of food/liquid items.
- 4) Plastic (sold in the name of Silver/Aluminium) bag/pouch for packing food items.
- 5) Drinking water sealed glasses and plastic mineral water pouch.
- 6) Single-time use (Use and throw) razors.
- 7) Single-time use (Use and throw) pens.
- 8) Use of thermocol for decoration purpose.
- 9) Use of plastic material for decoration purpose such as wrapping/packing sheets, frills, garland, confetti, party bloopers, plastic ribbons etc.
- 10) Non-woven polypropylene bags
- 11) Polythene/Plastic carry bags with or without handle irrespective of size, shape and colour (excluding bags permissible under Bio-Medical Waste Management Rules, 2016).
- 12) Industrial packaging (of any kind) less than 50 microns.

- 13) Single use plastic containers (used for curd, kheer, ice creams etc.) less than 250 microns used for packaging of dairy items.
- 14) Plastic sachets with packaging capacity of 50 ml/50 gm. and less.
- 15) Plastic sticks for ear buds, balloons, flags and candies.
- 16) Plastic refill pouch having quantity less than 500 ml.
- 17) Straws attached with tetra packs.
- 18) Multilayered packaging used for food/snacks packing.

The Administrator, Union Territory, Chandigarh hereby further directs that the following Officers shall implement this notification related to use, storage, import, selling, transportation and disposal and authorizes them to file complaints under Section 19 of the Environment (Protection) Act, 1986, namely:-

1. Director, Environment, Chandigarh Administration.
2. Deputy Commissioner, U.T., Chandigarh.
3. Sub-Divisional Magistrates in their respective jurisdiction.
4. Joint Commissioner-I & II, Municipal Corporation, Chandigarh.
5. District Food & Supply Officer, Chandigarh Administration.
6. Inspectors, Food & Supply Department, U.T., Chandigarh.
7. Medical Health Officer, Municipal Corporation, Chandigarh.
8. Sanitary Inspectors, o/o Medical Health Officer, Municipal Corporation, Chandigarh.
9. Food Safety Officers of Health Department, U.T., Chandigarh.

The Deputy Commissioner, U.T., Chandigarh shall act as the co-ordinator to implement this notification related to ban on the use, storage, import, selling, transportation and disposal of above mentioned plastic/ thermocol/Styrofoam items.

The Administrator, U.T., Chandigarh hereby, further directs that the following officers shall enforce this notification related to manufacture and also authorizes them to file complaints under Section 19 of the Environment (Protection) Act, 1986, namely:-

1. Director, Environment, Chandigarh Administration.
2. Deputy Commissioner, U.T., Chandigarh.
3. Member Secretary, Chandigarh Pollution Control Committee.
4. Scientist 'B', Chandigarh Pollution Control Committee.
5. Assistant Environmental Engineer, Chandigarh Pollution Control Committee.

The Member Secretary, Chandigarh Pollution Control Committee shall act as the co-ordinator to implement the ban on above mentioned plastic/ thermocol/Styrofoam items.

Any person causing breach of the aforesaid prohibition shall be liable for the penalties as per the provision of Environment (Protection) Act, 1986 and orders of Hon'ble NGT, which are as follows and as amended from time to time:

- I. **Under Section 15 of the Environmental (Protection) Act, 1986**, whoever fails to comply with the aforesaid orders, shall be punishable with imprisonment for a term which may extend to five years with fine which may extend to one lakh rupees, or with both.


- II. Under Section 5 of the Environmental (Protection) Act, 1986, any person causing breach of the aforesaid prohibition shall face/deal with the following circumstances:
- a) the closure, prohibition or regulation of any industry, operation or process; or
 - b) stoppage or regulation of the supply of electricity or water or any other service.
- III. Hon'ble National Green Tribunal (NGT) in it's order dated 04.12.2015 in O.A. No. 442 titled as R.D. Anand Vs. Chandigarh Union Territory Administration & Anr., directed that any person who is found to be using, storing, purchasing, dealing with or distributing plastic bags, plastic plates or plastic glasses and such allied items shall be liable to pay environmental compensation at the rate of Rs. 5000/- per event."

ARUN KUMAR GUPTA, IAS
Principal Secretary Environment,
Chandigarh Administration.

No.ED/2019/ 1649

Chandigarh, Dated the 27/09/19

A copy is forwarded to the Controller, Printing & Stationery, U.T. Chandigarh with the request to publish this notification in the Chandigarh Administration Gazette (Extraordinary) and to supply 100 copies thereof to this Department.



Director, Environment,
o/c for Principal Secretary Environment,
Chandigarh Administration.

No.ED/2019/1650 - 1662

Chandigarh, Dated the

A copy is forwarded for information and necessary action to:-

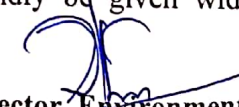
1. Director, Environment, Chandigarh Administration.
2. Deputy Commissioner, U.T., Chandigarh.
3. Commissioner, Municipal Corporation, Chandigarh
4. Member Secretary, Chandigarh Pollution Control Committee.
5. Sub-Divisional Magistrates in their respective jurisdiction.
6. Joint Commissioner-I & II, Municipal Corporation, Chandigarh.
7. Scientist 'B', Chandigarh Pollution Control Committee.
8. Assistant Environmental Engineer, Chandigarh Pollution Control Committee.
9. District Food & Supply Officer, Chandigarh Administration.
10. Inspectors, Food & Supply Department, U.T., Chandigarh.
11. Medical Health Officer, Municipal Corporation, Chandigarh.
12. Sanitary Inspectors, o/o Medical Health Officer, Municipal Corporation, Chandigarh.
13. Food Safety Officers of Health Department, U.T., Chandigarh.


Director, Environment,
o/c for Principal Secretary Environment,
Chandigarh Administration.

No.ED/2019/ 1663

Chandigarh, Dated the

A copy is forwarded to the Director Public Relation, Chandigarh Administration with the request that the above notification may kindly be given wide publicity.


Director, Environment,
o/c for Principal Secretary Environment,
Chandigarh Administration.