

Guidance for Health Care Establishments (HCEs) for obtaining Authorisation under Bio Medical Waste Management Rules, 2016

The Ministry of Environment Forests and Climate Change, Government of India notified the Bio Medical Waste Management Rules, 2016 under the Environment (Protection) Act 1986 in supersession of the Bio-Medical Waste (Management and Handling) Rules, 1998.

1. APPLICATION :-

These rules shall apply to all persons who generate, collect, receive, store, transport, treat, dispose, or handle bio medical waste in any form including hospitals, nursing homes, clinics, dispensaries, veterinary institutions, animal houses, pathological laboratories, blood banks, ayush hospitals, clinical establishments, research or educational institutions, health camps, medical or surgical camps, vaccination camps, blood donation camps, first aid rooms of schools, forensic laboratories and research labs.

2. CATEGORY OF THE HCE:

Health care establishment (HCE) will be classified into following categories:

Hospitals

Nursing homes

Clinics

Dispensaries

Veterinary institutions

Animal houses

Pathological laboratories

Blood banks

Ayush hospitals

Clinical establishments

Research or educational institutions

First aid rooms of schools

Forensic laboratories

Research labs and

Camps like Health Camps, Medical or Surgical Camps, Vaccination Camps, Blood Donation Camps etc.

3. Operators :

Common Bio-Medical Waste Treatment Facilities (CBMWTFs)

4. PROCEDURE FOR BIO-MEDICAL WASTE AUTHORISATION:

Every occupier (HCE) or operator handling bio-medical waste, irrespective of the quantity shall make an application in Form – II to the State Pollution Control Board and as the case may be, for grant of authorisation and the prescribed authority shall grant the provisional authorisation in Form –III and the validity of such authorisation for bedded health care facility and operator of a common facility shall be synchronised with the validity of the consents.

In case of refusal of renewal, cancellation or suspension of the authorisation by the State Pollution Control Board, the reasons shall be recorded in writing. Provided that the prescribed authority shall give an opportunity of being heard to the applicant before such refusal of the authorisation.

In case of any change in the bio-medical waste generation, handling, treatment and disposal for which authorisation was earlier granted, the HCE or operator shall intimate to the State Pollution Control Board about the change or variation in the activity and shall submit a fresh application in Form II for modification of the conditions of authorisation.

5. Application Procedure:

The application in Form – II is to be submitted online for BMW Authorisation through Online Consent Management and Monitoring System (OCMMS).

The concerned Regional Office of TSPCB inspects the Health Care Establishment (HCE) and process the applications at Regional Office level as per the delegated powers OR furnishes the inspection report to the Zonal Office/Head Office for processing the application of BMW Authorisation.

6. Enclosures:

- 1 Site Plan
- 2 Tie-up copy of CBMWTF
- 3 Registration copy of DM&HO
- 4 Details of the consents from the TSPCB
- 5 BMW Authorisation Fee (Based on number of beds)

7. BMW Authorisation Fee Calculation:

The BMW Authorisation fee prescribed as per [G.O. Ms. No. 41](#) of EFS&T Department, dt. 20.04.2005 is as follows:

A fee of Rs. 100/- per bed per annum for fresh authorisations and fee of Rs. 50/- per bed per annum for renewal of authorisations shall be paid by the HCEs and in case of clinics with less than 10 beds, pathological laboratories, blood banks, clinics etc a flat charge of Rs. 1,000/- per annum towards processing fee shall be paid by every person who has control any institution generating bio-medical wastes, which includes a hospital, nursing home, clinic dispensary, veterinary institution, animal house, pathological laboratory and blood banks etc.

8. Timelines for issue of BMW Authorisation :

30 days from the date of application in full shape.

9. Processing of BMW Authorisation Application:

After receipt of the application in full form in OCMMS, the Regional Office of TSPCB will inspect the HCE as per the procedure prescribed below.

10. Procedure for making inquiry (inspection) into application for BMW Authorisation:

On receipt of an application for authorization in Form - II under BMW Management Rules, 2016 the State Board may depute any of its officers accompanied by as many assistants as many be necessary to visit the premises of the applicant to which such application relates, for the purpose of verifying the correctness or otherwise of the particulars furnished in the application or for obtaining such further particulars or information as such the officer may consider necessary.

Such officer may for that purpose inspect any place where Bio-Medical Waste is generated, segregated as per colour codes in wards, labs, theaters etc, storage area of the waste, treatment area, disinfection of the liquid waste area, records pertaining to bio-medical waste generation, its disposal, awareness programs conducted towards collection and segregation of bio-medical waste, review meetings conducted and annual returns etc.

The applicant shall furnish to such officer all information and provide facilities to conduct the inspection.

The officer of the State Board may, before or after carrying out an inspection as above, request the applicant to furnish to him, orally or in writing such

additional information or clarification, or to produce before him such documents as he may consider necessary for the purpose of investigation of the application and may for that purpose summon the applicant or his authorized agent to the office of the State Board.

After inspection, the RO will process the BMW authorization application or forward the inspection report along with BMW authorization application and its enclosures to the Zonal Office (ZO)/ Head Office (HO) for further processing the application, as per the delegated powers.

The decision on the application is taken based on the recommendations of the Bio-Medical Waste Management Technical Committee / Committee at RO/ZO/HO.

The officials of RO/ZO/HO will prepare an agenda enumerating details of the HCE, observations and remarks of inspecting officer & Regional Office. The agenda will be placed before the BMW Technical Committee / Committee for examination and to take a decision.

The BMW Technical Committee / Committee will give recommendations on the application.

The Board will issue BMW Authorisation order based on the recommendations of the BMW Technical Committee / Committee in Form – III under Rule – 10 of BMW Management Rules, 2016 within the stipulated timelines.

11. Delegation of Powers :

TSPCB has 3 – Tier System with Regional Office at district Level, Zonal Office at Zonal Level and Board Office at State level. The powers are delegated for speedy disposal of the BMW authorisation.

S.No.		Powers Delegated to
1	All the Hospitals, Clinics, Dispensaries and Blood Banks having less than 10 beds (both Govt. & Private)	Regional Office
2	All Hospitals with 10 to less than 50 beds (both Govt. & Private)	Zonal Office
3.	All hospitals with 50 beds and above (both Govt. & Private)	Head Office

12. Ban / Restrictions through GOs

GO MS No. 111, dated: 08.03.1996