



Circular No.TSPCB/CBMWTF/BMW/HO/2020-

Date:19.10.2020

Sub:	TSPCB - BMW Rules 2016 and amendments thereof - User Charges for Collection, Transportation, Treatment and Safe Disposal of Bio-Medical Waste arising out of COVID Testing & Treatment by CBMWTFs - Directions Issued - Reg.
Ref:	1) Guidelines issued by CPCB on handling of Bio-medical waste generated during treatment/ Diagnosis/ Quarantine of COVID-19 Patients. 2) CBMWTFs Association letter dated:07.09.2020. 3) Meeting held with THANA on 28.09.2020 and their letter dt.27.09.2020 4) Meeting held on with CBMWTFs & IMA on 30.09.2020.

In the reference 1st cited above, the CPCB, Delhi has issued "Guidelines for Handling, Treatment and Disposal of Bio-Medical Waste" generated during treatment / diagnosis / quarantine of COVID-19 patients on 21.07.2020 (Revision-4), in suppression of earlier guidelines dated: 18.03.2020, 25.03.2020, 18.04.2020 and 10.06.2020 and same were communicated to all stake holders department from time to time for implementation. The Hon'ble NGT New Delhi and the Hon'ble Supreme Court has taken the matter "Scientific Disposal of Bio-Medical Waste arising out of COVID-19 treatment - Compliance of BMW Rules 2016" and issued certain directions for compliance of CPCB Guidelines for handling of COVID Waste and BMW Rules vide orders dated:24.04.2020 & 21.07.2020 and dated: 30.07.2020.

In the reference 2nd cited above, Common Bio-Medical Waste Treatment and Disposal Facilities (CBMWTFs) Association submitted representation stating that, implementation of CPCB Guidelines on COVID waste treatment & disposal resulted in abnormal increase in quantity of bio-medical waste, additional expenditure towards PPEs to their staff and damage of equipments due to PPE incineration and requested the Board to increase the user charges for handling of COVID bio-medical waste to meet the additional operational expenditure.

In the reference 3rd cited above, the representatives of the Telangana Hospital and Nursing Home Association (THANA) approached the Board on 28.09.2020, regarding abnormal user charges proposed i.e. Rs.250/- Per Bed Per Day by Common Bio-Medical Waste Treatment and Disposal Facilities (CBMWTFs) for disposal of COVID-19 Bio Medical Waste. They also requested that user charges should be fixed as per weight of waste generation and not as per No. of beds.

Examining the request made by the THANA representatives, the Board collected the details of user charges being collected in different states which reveal that the user charges are based on Beds not on weight. The CPCB also clarified that, user charges will be as per beds and not as per weight. Even as per the revised Guidelines for Common Bio-medical Waste Treatment Facilities (CBMWTFs) issued by CPCB on 21.06.2016 the user charges needs to be fixed based on per bed basis.

In light of the above representations, a meeting was convened with the representatives of Indian Medical Association (IMA) and operators of CBMWTF on 30.09.2020. During the meeting, the representatives of IMA opined to have user charges based on number of Bed in HCF and requested for concessions in the user

charges considering ongoing pandemic and partial occupancy of beds. The IMA representatives suggested that, the user charges for collection and disposal of COVID waste may be increased twice or thrice to the normal user charges considering increase in quantities of waste and associated additional cost for disposal by the CBMWTFs.

The Representatives of CBMWTFs informed that, they are getting large quantity of COVID waste without proper segregation leading to higher operating cost. Further as a result of implementation of guidelines issued by CPCB for collection of COVID waste they are incurring additional burden for day to day expenses. Considering the increased expenditure, they gave proposal to THANA for increase of user charges to Rs.250/- per bed per day for disposal of COVID-19 bio medical waste and held discussions with THANA but rate was not finalized. Hence, they have submitted representation to the Board for increase in the user charges for handling the COVID Waste. The CBMWTF representatives also informed that, they are not getting payments from Government Hospitals and some of private hospitals due to which it is becoming difficult to operate the facilities.

After careful examination of the issues raised by the representatives of THANA, IMA and CBMWTFs, **the Board hereby issuing following directions under the provisions of the Bio-Medical Waste Management Rules 2016 and its amendments:**

1. The proposal of fixation of user charges as per the CPCB Guidelines is under examination by the State Government. The HCFs and CBMWTFs shall abide by the state Government Orders.
2. The CBMWTFs shall not charge more than prescribed charges mentioned . Complaints, if any, brought to the notice of the Board will be viewed seriously and action will be initiated as per the Rules.
3. As clarified by the CPCB, regular user charges shall be based on number of Beds in the HCF, which is also being followed in other states Viz. Andhra Pradesh, Kerala, Tamilnadu, Karnataka, Odisha, Punjab, Delhi, Himachal Pradesh.
4. The User Charges for COVID Bio-medical Waste Collection, Transportation, Treatment and Safe disposal shall be "**thrice**" the usual charges being collected presently in the state as mutually agreed during the meeting, till further orders.
5. The HCFs shall pay the pending user charges dues to the CBMWTFs at the earliest.
6. The CBMWTFs shall collect the Bio-medical waste by following Bar-coding & CPCB Guidelines.
7. All COVID HCFs & CBMWTFs shall use CPCB "**COVID19BWM**" APP for online tracking of generation, collection and disposal of COVID Bio-medical waste.
8. The CBMWTFs shall continuously stream the data of stack analyzers and temperatures of Primary and Secondary chambers of incinerator to TSPCB & CPCB Servers.
9. Every HCF has to obtain authorization under BMW Rules 2016 and amendments thereof irrespective of size and quantum of bio-medical waste generated.
10. All the bedded HCFs to obtain CFE & CFO under Air & Water Acts for treatment and disposal of waste water generated under the provisions of BMW Rules 2016. Total Capital Investment i.e. Gross Block of Fixed Assets without depreciation is needed for the purpose of collection of consent (CFE&CFO) fee.

11. Every occupier of HCF shall ensure for proper segregation of BMW at source as per colour coding and for safe disposal of the same through CBMWTFs.
12. Every occupier of HCF shall take necessary steps to ensure for the Bio-medical waste is not mixed or disposed with municipal waste.
13. The CBMWTFs shall comply with the conditions and directions issued by the Board and also follow the CPCB Guidelines and shall ensure for collection of bio-medical waste from all the sources regularly within time frame i.e. HCFs, Local bodies, industries, etc. using bar-code system.
14. Every HCF has to provide waste water treatment facility in their premises to meet the discharge standards prescribed in the BMW Rules 2016 and amendments thereof.

These directions shall be communicated to all your members for compliance.

The above directions shall be followed scrupulously, failing which Environmental Compensation will be levied on HCFs & CBMWTFs, as per the directions of the Hon'ble NGT.

Sd/-
MEMBER SECRETARY

To,

1. The President,
Telangana Hospital and Nursing Home Association (THANA),
#4-5-357/A, II Floor, IMA Building, Esamia Bazar, KOTI,
HYDERABAD-500027 (thanatstate@gmail.com)
2. The President,
Indian Medical Association(IMA),
#4-5-357/A, II Floor, IMA Building, Esamia Bazar, KOTI,
HYDERABAD-500027 (imatelanganastate@gmail.com)
3. All the **(11) CBMWTFs** Operating in the State.

Copy submitted to:

1. The Principal Secretary, Environment, Science & Technology, Aranya Bhavan, Hyderabad for favour of kind information and necessary action.
2. The Principal Secretary Medical Health & Family Welfare, BRK Bhavan, Hyderabad for favour of kind information and necessary action.
3. The Secretary, Veterinary, Animal Husbandry & Fisheries Department, Hyderabad for kind information and necessary action.
4. The Commissioner of Health and Family Welfare, Koti, Hyderabad for information and necessary action.
5. The Commissioner, Department of Ayush, Hyderabad for information and necessary action.
6. The Director of Public Health and family Welfare, Hyderabad for information and necessary action.
7. The Director of Medical Education, Hyderabad for information and necessary action.
8. The Commissioner, Telangana Vaidya Vidana Parishad, Hyderabad for information and necessary action.
9. All the (33) District Collectors for information and necessary action.
10. District Medical & Health Officers of all the (33) District Collectors for information and necessary action.
11. All the Regional Officers of TSPCB for information and necessary action for circulation to all the HCFs & CBMWTFs in their jurisdiction for compliance of the above directions.
12. Zonal Officers Hyderabad / RC Puram for information and necessary action for compliance of the above directions.

T.C.F.B.O //


Joint Chief Environmental Engineer

