

Guidance for Health Care Facilities (HCFs) 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. HEALTH CARE FACILITIES (HCFs):

Health care facility” means a place where diagnosis, treatment or immunisation of human beings or animals is provided irrespective of type and size of health treatment system, and research activity pertaining thereto;

Health care facilities are:

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

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

3. OPERATORS :

Common Bio-Medical Waste Treatment Facilities (CBMWTFs)

4. OBTAINING BIO-MEDICAL WASTE AUTHORISATION:

As per Rule, 10 of BMWM Rules, 2016, every occupier (HCF) or operator handling bio-medical waste, **irrespective of the quantity** shall make an application in Form – II to the Telangana State Pollution Control Board for grant of authorisation and the prescribed authority (TSPCB) 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 for a period of 5 years and 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 HCF or operator shall intimate to the Telangana 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.

APPLICATION PROCEDURE FOR AUTHORISATION:

5. SUBMISSION OF APPLICATION:

The HCFs shall apply for authorisation under BMWM Rules, 2016 through online at TSPCB portal (online consent & Authorisation Management)(<http://tsocmms.nic.in>).

6. BMW AUTHORISATION PROCESSING FEE CALCULATION:

The BMW Authorisation processing fee is prescribed as per G.O. Ms. No. 41 of EFS&T Department, dt. 20.04.2005 and is as follows:

A fee of Rs. 100/- per bed per annum for fresh authorisations.

A Fee of Rs. 50/- per bed per annum for renewal of authorisations.

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.

7. ENCLOSURES:

- 1 Site Plan.
- 2 Copy of tie up agreement with CBMWTF for disposal of BMW.
- 3 Copy of Registration obtained from DM&HO showing number of beds.
- 4 Copy of consent obtained from the TSPCB (for HCFs having 25 beds or more)
- 5 BMW Authorisation processing fee.

8. Timelines for issue of BMW Authorisation :

90 days from the date of application in full shape.

9. Processing of BMW Authorisation Application:

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

10. Procedure for verification of application (inspection):

On receipt of an application for authorization in Form – II under BMW Management Rules, 2016 the Telangana 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 biomedical 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 verification of the application.

After inspection by the RO staff, the application will be processed at RO level or submit online inspection report to the Zonal Office (ZO)/ Head Office (HO) for further processing the application, as per the delegated powers.

The officials of RO/ZO/HO will prepare an agenda enumerating details of the HCF, 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 their recommendations on the application.

The BMW Authorisation order will be issued based on the recommendations of the BMW Technical Committee / Committee in Form – III of BMWM 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	Category of HCFs	Powers Delegated to
1.	Consent & Authorisation: All the HCFs having upto 9 beds including non bedded HCFs.	Regional Office
2.	Consent & Authorisation: All HCFs having 10 beds to 49 beds	Zonal Office
3.	Consent & Authorisation: All HCFs having 50 beds and above	Head Office

12. Ban / Restrictions through GOs

GO MS No. 111, dated: 08.03.1996