

U.T ADMINISTRATION OF DAMAN & DIU AND DADRA & NAGAR HAVELI
DEPATMENT OF ENVIRONMENT AND FORESTS
SECRETARIAT, DAMAN

No: PCC/DMN/Plastic Bags/12-13/57

Date: 26/04/2013

NOTIFICATION

The following draft of a Notification, which the Administrator of Daman & Diu and Dadra & Nagar Haveli proposes to issue in exercise of the powers conferred by Section 5 of the Environment (Protection) Act 1986 to be read with the Ministry of Home Affairs, Notification No. S.O.667(E) dated the 10th September 1992 is hereby published, as required under the Sub-Rule (3) of Rule 5 of the Environment (Protection) Rules, 1986 for the information of the public likely to be affected thereby;

Any person interested in making any objections or suggestions on the proposed Directions contained in the draft Notification may do so in writing for consideration of the U.T Administration of Daman & Diu and Dadra & Nagar Haveli within 60 days from the date of publishing of Notification in the Gazette of India through post to Member Secretary, Pollution Control Committee or electronically at e-mail address mspcc_dmn@pccdaman.info.

The U.T. Administration of Daman & Diu and Dadra & Nagar Haveli will take into consideration of the objections or suggestions received within the specified period.

DRAFT NOTIFICATION

Whereas, article 48-A of the Constitution of India.inter-alia envisages that the state shall endeavour to protect the environment;

Whereas, the U.T. Administration of Daman & Diu and Dadra & Nagar Haveli after considering the adverse effects of the plastic carry bags on the environment and local ecology,felt that plastic carry bags are littered about irresponsibly and have detrimental effect on the environment;

And whereas,it is observed that the plastic carry bags also cause blockage of gutters, sewerage system and drains thereby resulting in serious environmental and health related problems to both humans and livestock.

Now,therefore in exercise of the powers conferred by section 5 of the Environment (protection) Act 1986 to be read with the Ministry of Home Affairs, Notification No. S.O.667(E) dated the 10th September 1992 read with the sub-rule (3) of rule 5 of the Environment (Protection) Rules,1986, the Administrator of Daman & Diu and Dadra & Nagar Haveli hereby directs the following:

2. That the use ,sale,storage of all kinds of plastic bags shall be forbidden in respect of the following places in the Union Territories of Daman & Diu and Dadra & Nagar Haveli,namely;

(a)All Hotels & resorts

(b) Hospitals with 20 or more beds except for the use of plastic bags as prescribed under bio medical waste (management and handling) rules 1998.

(c) All fruit and vegetable outlets

(d)All liquor shops.

(e)All Restaurants and eating places having seating capacity of more than 10 seats.

(f)All shops in main markets and local shopping centres and all shopping malls.

(g) All retail and wholesale outlets of branded chain of outlets selling different consumer products including fruits and vegetables.

3. The following officers shall implement these directions in their respective jurisdiction namely:-

(a) Member Secretary, Pollution Control Committee, Daman & Diu and Dadra & Nagar Haveli.

(b) Sub-Divisional Magistrates in their respective districts.

(c) Chief Officer, Municipal Council in their respective areas.

(d) Food and Supply Officer in their respective jurisdiction.

(e) Director, Health services in their respective areas.

(f) Chief Executive Officer, District panchayat in their respective areas.

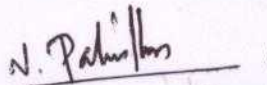
(g) Police Inspectors in their respective jurisdiction.

4. The Member Secretary, Pollution Control Committee, Daman & Diu and Dadra & Nagar Haveli, shall ensure all monitoring and implementation of these directions. The Member Secretary (PCC) and the sub-divisional magistrates of the respective area/jurisdictions are authorized to file complaint under Section 19 of the Environment (Protection) Act, 1986 as already empowered vide Notification no. S.O 349(E) dated 16th April, 1987 as amended up to date.

5. This notification shall come into force with effect from the day it is notified in the official gazette.

By order and in the name of

Administrator Daman & Diu and Dadra & Nagar Haveli.



Deputy Secretary (forests)

DD&DNH