

असाधारण
EXTRAORDINARY

Daman 24th January, 2014, 4 Magha 1935 (Saka)

सं. : 01
No.

सरकारी राजपत्र
OFFICIAL GAZETTE



सत्यमेव जयते
भारत सरकार
Government of India

संघ प्रदेश दमण एवं दीव प्रशासन

U.T. ADMINISTRATION OF DAMAN & DIU

प्राधिकरण द्वारा प्रकाशित
PUBLISHED BY AUTHORITY

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

No: PCC/DMN/Plastic Bags/12-13/473

Date: 24/01/2014

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.

And whereas, a draft notification, in exercise of powers conferred by section 5 of the Environment (Protection) Act, 1986 read with the Ministry of Home Affairs, Notification No. S.O.667 (E) dated the 10th September 1992 and sub-rule (3) of Rule 5 of the Environment (Protection) Rules, 1986 was published in the Official Gazette vide PCC/DMN/Plastic Bags/12-13/57 dated 26/4/2013, by the U.T. Administration of Daman and Diu and Dadra and Nagar Haveli, inviting objections and suggestions from general public with respect to the said notification within sixty days from the date of the publication of the said notification.

And whereas, the objections and suggestions received from the public with respect to the said draft notification have been considered by the Government.

Now, therefore in exercise of the powers conferred by section 5 of the Environment (Protection) Act, 1986 read with the Ministry of Home Affairs, Notification No. S.O.667 (E) dated the 10th September 1992 and 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:

1. That with effect from 1st March, 2014, the use, sale and storage of all kinds of plastic bags shall be forbidden in respect of the following places in the U.T. 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 (including branded chain of outlets) selling different consumer products including fruits and vegetables.

(h) Protected Areas i. e. Notified Wildlife/Bird Sanctuaries and National Parks.

(i) All Water Bodies including Rivers, Canals, Reservoirs, Ponds, Lakes and Wells.

(j) All Tourist Places.

(k) All Gardens and Parks.

(l) All Beaches.

2. 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.

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

(g) Police inspectors in their respective jurisdiction.

3. 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.

By order and in the name of
Administrator, Daman & Diu and Dadra & Nagar Haveli.

Sd/-
Deputy Secretary (Environment & Forests)
DD & DNH
