

GOA STATE POLLUTION CONTROL BOARD

गोंय राज्य प्रदूषण नियंत्रण मंडळ

(An ISO 9001-2015, ISO 14001:2015. OHSAS 18001:2007 Certified Board)

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Dated: 30/07/2021

No. 9/1/19/PCB/Tech / 7953

To,
The Member Secretary,
Central Pollution Control Board,
"Parivesh Bhavan",
CBD cum Office Complex,
East Arjun Nagar, Shahdara Delhi- 110032

Sub: - Submission of Annual Report for FY 2020-2021 on implementation of Plastic Waste (Management and Handling) Rules, 2016, as amended 2018.

Sir/Madam,

With reference to the above mention subject, please find enclose herewith the annual compliance status report of Plastic waste generation for the year 2020-21 on the implementation of Plastic Waste (Management and Handling) Rules, 2016, as amended 2018.

Yours faithfully


Dr. Shamila Monteiro
(Member Secretary)

Goa State Pollution Control Board

Encl: As above

Copy to:

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2. Guard File.

STATE-WISE STATUS OF IMPLEMENTATION OF PLASTIC WASTE MANAGEMENT RULES, 2016 AS AMENDED 2018, FOR THE 2020-2021

Name of SPCB/CP CB	Estimated Plastic Waste generated on Tons Per Annum (TPA)	Implementation of thickness of less than 50 microns carry bags (virgin/recycled). (Rule 4c)	Detailed of Plastic Waste Management (PWM) e.g. Collection, Segregation, Disposal (Co-Processing, Road construction etc) Rules (5 & 6) (Attach Action Plan)	Partial/ complete ban on usages of Plastic Bags (through executive order) Attach copy of notification or Executive Order	No. Of registered Plastic Manufacturing/Recycling units (Rule 13)			No. Of unregistered Plastic Manufacturing or recycling units (in residential or unapproved areas) (Rule 13)	Status of Marketing, Labelling on carry bags (Rule 11) Specify No. of units not complied	No. Of violation and action taken on non compliance of provisions of PWM Rules, 2016, as amended 2018 (Rule 12)	Explicitly pricing of carry bags from producers, brand owners and importers (Rule 15)	Status of submission of Annual Report by ULBs to SPCB/PCCs (Rule 16)	Submission of Annual Report to CPCB (Rule 17)
					Plastic Units	Compostable Plastic Units	Multilayer Plastic Units						
(1)	(2)	(3)	(4)	(5)	(6)			(7)	(8)	(9)	(10)	(11)	(12)
Goa State Pollution Control Board	29440.9 TPA	Implemented	The non bio-degradable waste collected by the local bodies/ULBs is sent for co-incineration in cement plants through Goa Waste Management Corporation (GWMC). The GWMC has set up three bailing stations i.e. Bicholim, Verma, Cacora. In additions to above bailing stations 11 ULB's and 4 Village Panchayat's has bailing facility and 1 solid waste management facility at Saligao.	Amendment in the Goa Non-Biodegradable Garbage Control Act banned single use plastic (Notification enclosed)	64	1	0	Nil	Nil	As per the data submitted by local bodies, 631 cases has been booked and an amount of Rs. 4,40,200/- has been collected.	-	complied	Yes

Panaji, 8th August, 2019 (Sravana 17, 1941)

SERIES I No. 19

OFFICIAL GOVERNMENT OF GOA GAZETTE



PUBLISHED BY AUTHORITY

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GOVERNMENT OF GOA

Department of Civil Supplies and
Consumer Affairs

Notification

DCS/ENF/NFSA-Rules/19-20

The following draft rules which the Government of Goa proposes to make in exercise of the powers conferred by sub-sections (1) and (2) of section 40 of the National Food Security Act, 2013 (Central Act 20 of 2013) so as to amend the Goa Food Security (Grievance Redressal Mechanism, Trans-

parency and Accountability) Rules, 2017, are hereby pre-published as required by sub-section (1) of section 40 of the said Act, for information of all the persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government after expiry of a period of 30 days from the date of publication of this Notification in the Official Gazette.

All objections and/or suggestions to the said draft Rules may be forwarded to the Director, Department of Civil Supplies and Consumer Affairs, 1st Lift, 2nd Floor, Junta House, Panaji, Goa, before the expiry of the said period of 30

- (i) cancelled or revoked, as the case may be; or
- (ii) suspend for such period as the adjudicating officer deems fit; or
- (b) the fish that might have been impounded or seized or the proceeds thereof as the case may be, under sections 18 or 19 shall be forfeited to the Government.

Assembly Hall,
Porvorim, Goa.
5th August, 2019.

FILIPE NERY RODRIGUES
Minister for Fisheries.

Assembly Hall,
Porvorim, Goa.
5th August, 2019.

NAMRATA A. ULMAN
Secretary to the Legislative
Assembly of Goa.

LA/LEGN/2019/1047

The following bill which was introduced in the Legislative Assembly of the State of Goa on 7th August, 2019 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

The Goa Non-Biodegradable Garbage
(Control) (Amendment) Bill, 2019

(Bill No. 15 of 2019)

A

BILL

further to amend the Goa Non Biodegradable Garbage (Control) Act, 1996 (Goa Act 5 of 1997).

Be it enacted by the Legislative Assembly of Goa in the Seventieth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa Non-Biodegradable Garbage (Control) (Amendment) Act, 2019.

(2) It shall come into force at once.

2. *Amendment of section 2.*— In section 2 of the Goa Non-Biodegradable Garbage (Control) Act, 1996 (Goa Act 5 of 1997) (hereinafter referred to as the "principal Act"),

(i) after clause (a), the following clause shall be inserted, namely:—

"(aa) "commercial establishment" means an establishment used for commercial purposes, such as, bars, shacks, restaurants, private offices, fitness clubs, retail stores, banks, financial institutions, supermarkets, auto and boat dealerships, etc. and other such establishments;"

(ii) after clause (b), the following clause shall be inserted, namely:—

(ba) "inert waste" means waste which is neither chemically nor biologically reactive and will not decompose;

(iii) after clause (n), the following clauses shall be inserted, namely:—

(o) "plastic" means material which contains as an essential ingredient a high polymer such as polyethylene (PE), polycarbonates (PC), high density polyethylene, vinyl, low density polyethylene, polypropylene, polystyrene (PS Styrofoam/Thermocol) resins, multi-materials like Acrylonitrile Butadiene Styrene (ABS), Polyphenylene Oxide, Polycarbonate, Polyvinyl Chloride, Acetal, Acrylic, Cellulose Acetate, Cellulose Acetate Butyrate, Nylon, Polybutylene terephthalate and shall also include Non Woven Polypropylene, Multilayered co extruder Polyterephthalate (PT), Polyamindes, Polymethylmethacrylate, Plastic microbeads.

(p) "plastic carry bags" means bags made from plastic material or compostable plastic material, with or without handles used for the purpose of

carrying or dispensing commodities but do not include bags that constitute or form an integral part of the packaging in which goods are sealed prior to use;

(q) "Styrofoam" is a type of expanded polystyrene used especially for making food containers and packing materials.

3. *Insertion of new section 3A.*— After section 3 of the principal Act, the following section shall be inserted, namely:—

3(A). *Prohibition on use of plastic carry bags, etc.*—

(1) No person shall manufacture, import, store, transport or sell plastic carry bags or items made up of plastic/styrofoam such as, cups, straws, lids, cutlery, cello and poly film, metalised film, plastic cellophane paper and such other items as specified by the Government, by notification in the Official Gazette.

(2) No person including commercial establishment shall use or throw or cause to be thrown plastic carry bags and items specified in sub-section (1), in a public place.

(3) No person shall burn non-biodegradable garbage in public place.

Provided that provisions of this section shall not apply to export oriented units or units in special economic zones, notified by the Central Government, manufacturing their products against an order for exports. Such export oriented units shall not allow their products for sale and usage within the State of Goa."

4. *Insertion of new section 5B.*— After section 5A of the principal Act, the following section shall be inserted, namely:—

"5B. *Penalty for contravening provisions of section 3A.*—

(1) whoever contravenes provisions of sub-section (1) of section 3A shall be punishable with a fine of Rs. 50,000/-

(Rupees fifty thousand) for the first offence, Rs. 1,00,000/- (Rupees one lakh) for the second offence and Rs. 3,00,000/- (Rupees three lakhs), or with imprisonment which may extend to three months or with both for every subsequent offence.

(2) Whoever contravenes provisions of sub-section (2) of section 3A shall be punishable with,—

(i) a fine of Rs. 2,500/- (Rupees two thousand five hundred) for the first offence, Rs. 3,500 (Rupees three thousand five hundred) for the second offence and Rs. 5,000/- (Rupees five thousand), or with imprisonment which may extend to five days, or with both, for every subsequent offence, when the offence is in relation to an individual;

(ii) a fine of Rs. 10,000/- (Rupees ten thousand) for the first offence, Rs. 20,000/- (Rupees twenty thousand) for the second offence and Rs. 50,000/- (Rupees fifty thousand), or with imprisonment which may extend to one month or with both, for every subsequent offence, when offence is in relation to commercial establishment;

(3) Whoever contravenes provisions of sub-section (3) of section 3A shall be punishable with a fine of Rs. 5,000/- (Rupees five thousand) in case of simple burning, Rs. 25,000 (Rupees twenty five thousand) in case of bulk burning, for the first offence and for subsequent offences Rs. 10,000/- (Rupees ten thousand) for simple burning and Rs. 50,000 (Rupees fifty thousand) for bulk burning or with imprisonment which may extend upto a period of five days or with both.

(5) *Amendment of Schedule.*— In the Schedule to the principal Act, after item at serial No. (11), the following items shall be inserted, namely:—

- "(12) Styrofoam;
- (13) Inert Waste;"

STATEMENT OF OBJECTS AND REASONS

The bill seeks to insert a new section 3A in the Goa Non-Biodegradable Garbage (Control) Act, 1996 (Act 5 of 1997) so as to prohibit manufacture, sale, etc. of plastic carry bags and items made up of plastic/Styrofoam such as cups, straws, etc.

The Bill further seeks to insert a new section 5B in the same Act, so as to specify penalty for contravening the provisions of the said section 3A.

The Bill also seeks to amend schedule to the said Act, so as to specify styrofoam and inert waste as non-biodegradable Garbage.

This Bill seeks to achieve the above objects.

FINANCIAL MEMORANDUM

No financial implications are involved in this Bill. However, it may generate additional revenue to the Government by way of collection of fine, which cannot be quantified at this stage.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause 3 of the Bill empowers the Government to issue Notification specifying other items made up of plastic, etc., the use of which may be prohibited.

This delegation is of normal character.

Porvorim, Goa.
6th August, 2019

NILESH CABRAL
Minister for Environment

Assembly Hall,
Porvorim, Goa.
6th August, 2019.

NAMRATA ULMAN
Officiating Secretary to the
Legislative Assembly of Goa.

ANNEXURE

Extract of sections 2, 3, 5 and Schedule annexed to
the Goa Non-Biodegradable Garbage (Control)
Act, 1996 (Act 5 of 1997)

2. Definitions.— In this Act, unless the context otherwise requires,—

(a) "bio-degradable garbage" means the garbage or waste materials capable of being destroyed by the action of living beings;

(b) "house gully" means a passage or strip of land constructed, set apart or utilised for the purpose of serving as or carrying a drain or affording access to the latrine, urinals, cesspool or other receptacle for filth or other polluted matter, by persons employed in the clearing thereof in the removal of such matter therefrom;

(c) "local authority" means a Municipal Corporation, a Municipal Council, a Zilla Panchayat or a Panchayat constituted, or continued, under any law for the time being in force;

(d) "market" includes any place where persons assemble for exposing for sale, meat, fish, fruits, vegetables, food or any other articles for human use or consumption with or without the consent of the owner of such place notwithstanding that there may be no common regulation for the concourse of the buyers and the sellers and whether or not any control is exercised over the business of or the person frequenting, the market by the Owner of the place or by any other persons;

(e) "non-biodegradable garbage" means the waste garbage or material which is not biodegradable garbage and includes polyethylene, nylon, and other plastic goods such as P.V.C. polypropylene and polystyrene which are not capable of being destroyed by an action of living beings and are more specifically included in the schedule to this Act;

(f) "occupier" includes:—

(i) any person who for the time being is paying or is liable to pay to the owner the rent or any portion of the rent of the land or building in respect of which such rent is paid or is payable;

(ii) an owner in occupation of or otherwise using his land or building;

(iii) a rent free tenant of any land or building;

(iv) any person who is liable to pay to the owner damages for the use and occupation of any land or building; and

(v) any person who is in charge of any place owned by the Central or State Government, Government Company or Corporation, or any place where exhibitions and other events are organised;

(g) "Official Gazette" means the Official Gazette of the Government;

(h) "owner" includes a person who for the time being is receiving or is entitled to receive, the rent of any land or building, whether or his own account or on account of himself and others or an agent, trustee, guardian or receiver for any other or who should so receive the rent or be entitled to receive it if the land or building or part thereof were let to a tenant;

(i) "place" means any land or building or part of a building and includes the garden, ground and outhouses, if any, pertaining to a building or part of a building;

(j) "place open to public view" includes any private place, building, monument, fence or balcony visible to a person being in, or passing along, any public place;

(k) "prescribed" means prescribed by rules made under this Act;

(l) "Public Analyst" means the person appointed or recognised to be the Government Analyst, in relation to any environmental laboratory established or recognised in the State under the provisions of the Environment (Protection) Act, 1986 (Central Act 29 of 1986).

(m) "public place" means any place which is open to use and enjoyment of the public whether it is actually used or enjoyed by the public or not and includes a road, street, market, house-gully or way, whether a throughfare or not, and landing place to which public are granted access or have a right to resort or over which they have a right to pass; and

(n) "State Government" means the Government of Goa;

3. *Prohibition to throw garbage in public places, drains and sewage.*— (1) No person, by himself or through another, shall knowingly or otherwise throw or cause to be thrown in drain, ventilation shaft, pipe and fittings, connected with the private or public

drainage works if any non-biodegradable garbage or any bio-degradable garbage in a non-biodegradable bag or container likely to—

(i) injure the drainage and sewage system.

(ii) interfere with the free flow or affect the treatment and disposal of drain sewage contents; and

(iii) be dangerous or cause a nuisance or be prejudicial to public health.

(2) No person shall, knowingly or otherwise, place or permit to be placed, except in accordance with such procedure and after complying with such safeguards as may be prescribed, any biodegradable or non-biodegradable garbage in any public place or in a place open to public view, unless—

(a) the garbage is placed in a garbage receptacle, or

(b) the garbage is deposited in a location designated, by a local authority having jurisdiction on an area for the disposal of garbage.

5. *Duty of owners and occupiers to collect and deposit non-biodegradable garbage. etc.*— It shall be the duty of the owner and occupier to collect and segregate the non-biodegradable garbage generated within their place and store securely until it is handed over to the local authority.

5A. *Penalty for contravening provision of section 5.*— (1) Whoever contravenes any of the provisions of section 5 of this Act shall be punishable with:—

(a) a fine Rs. 200/- for first offence, Rs. 500/- for the second offence, and Rs. 5000/- or with imprisonment which may extend to one month or with both, for every subsequent offence, when the offence is in relation to a residential house;

(b) a fine is Rs. 2000/- for first offence, Rs. 5000/- for the second offence, and Rs. 25000/- or with imprisonment for a term which may extend to six months or with both, for every subsequent offence, when the offence is in relation to a commercial establishment;

SCHEDULE

[See section 2(e)]

Non-Biodegradable Garbage

- (1) Polyethylene;
- (2) Polycarbonate;
- (3) Polypropylene;
- (4) Polystyrene;
- (5) Polyvinyl Chloride (PVC);
- (6) ABS;
- (7) Acetal;
- (8) Acrylic;
- (9) Cellulose Acetate;
- (10) Cellulose Acetate Butyrate;
- (11) Nylon.

LA/LEGN/2019/1048

The following bill which was introduced in the Legislative Assembly of the State of Goa on 7th August, 2019 is hereby published for general information in pursuance of Rule-138 of the Rules of Procedure and Conduct of Business of the Goa Legislative Assembly.

The Goa Land Revenue Code
(Amendment) Bill, 2019

(Bill No. 17 of 2019)

A

BILL

further to amend the Goa Land Revenue Code, 1968 (Act No. 9 of 1969).

Be it enacted by the Legislative Assembly of Goa in the Seventieth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa Land Revenue Code (Amendment) Act, 2019.

(2) It shall come into force at once.

2. *Amendment of section 37A.*— In sub-section (1) of section 37A of the Goa Land Revenue Code, 1968 (Act No. 9 of 1969), for the words “six months”, wherever they occur, the words “twenty-four months” shall be substituted.

STATEMENT OF OBJECTS AND REASONS

The Bill seeks to amend sub-section (1) of section 37A of the Goa Land Revenue Code, 1968 (Act No. 9 of 1969) so as to extend the period of six months specified in sub-section (1) for submitting applications to twenty-four months, considering the difficulties faced by the applicants in finding the Alvara documents, getting it translated, and preparing other documents.

This Bill seeks to achieve the above object.

FINANCIAL MEMORANDUM

No financial implications are involved in this Bill.

MEMORANDUM REGARDING DELEGATED LEGISLATION

No delegated legislation is envisaged in this Bill.

Assembly Hall,
Porvorim, Goa.
6th August, 2019.

(JENNIFER MONSERRATE)
Minister for Revenue

Assembly Hall,
Porvorim, Goa.
6th August, 2019.

NAMRATA ULMAN
Officiating Secretary,
to the Legislative
Assembly of Goa.

ANNEXURE

Extract of Section 37A of the Goa Land Revenue
Code

37A. *Confirmation of title to Alvara land.*— (1) Every person occupying the land under the provisions of the Decree No. 3602 dated 24-11-1917 shall make an application in the prescribed form to the Collector within a period of six months from the date of commencement of the Goa Land Revenue Code (Amendment) Act, 2017 along with all the documents to substantiate that all the conditions laid down in the said Decree No. 3602 dated 24-11-1917 have been complied with and that he has a definitive title under the said Decree to such land: