



केन्द्रीय प्रदूषण नियंत्रण बोर्ड
CENTRAL POLLUTION CONTROL BOARD
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय भारत सरकार
MINISTRY OF ENVIRONMENT FOREST & CLIMATE CHANGE GOVT OF INDIA

F.No.CP-20/33/2021-UPC-II-HO-CPCB-HO-Part(1)

Date: 04.07.2023

To,

All registered Plastic Waste Processors (PWP's)

Sub: - DIRECTION UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986 to PLASTIC WASTE PROCESSORS REGARDING GENERATION & TRANSFER OF EPR CERTIFICATES on CENTRALIZED EPR PORTAL AND FULFILLMENT OF EXTENDED PRODUCER RESPONSIBILITY AS PER PROVISIONS OF PWM RULES.

WHEREAS, the Ministry of Environment, Forest & Climate Change (MoEF&CC) has notified Plastic Waste Management Rules, 2016, in exercise of the powers conferred under sections 3, 6 & 25 of the Environment (Protection) Act, 1986 vide Notification No. G.S.R 320 (E) dated March 18, 2016; and

WHEREAS, Guidelines on Extended Producer Responsibility (EPR) for Plastic Packaging were notified by MoEF&CC on 16 February, 2022 in Schedule – II of 4th amendment of Plastic Waste Management Rules, 2016; and

WHEREAS, as per section 6.1(a) of the above Guidelines, "The following entities shall register on the centralized portal developed by Central Pollution Control Board namely: - (i) Producer (P); (ii) Importer (I); (iii) Brand owner (BO); (iv) **Plastic Waste Processor engaged in (a) recycling, (b) waste to energy, (c) waste to oil, and (iv) industrial composting;** and

WHEREAS, as per section 11.1 of the EPR Guidelines, "All plastic waste processors shall have to register with concerned State Pollution Control Board or Pollution Control Committee in accordance with provision 13(3) of Plastic Waste Management Rules, 2016 on the centralized portal developed by Central Pollution Control Board. Central Pollution Control Board shall lay down uniform procedure for registration within three months of the publication of these guidelines" and

WHEREAS, as per section 11.2 EPR Guidelines, "The Plastic waste processors shall submit annual returns after end of every financial year by 30th April of the next financial year on the quantity of plastic waste processed category-wise as per prescribed pro forma on the centralized portal developed by Central Pollution Control Board; and .

WHEREAS, as per Section 11.5 of the EPR Guidelines, "Only plastic waste processors registered under Plastic Waste Management Rules, 2016, as amended, shall provide certificates for plastic waste processing, which shall be considered for fulfilment of Extended Producer Responsibility obligations by Producers, Importers & Brand-Owners; and

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WHEREAS, as per Section 11.7 of the EPR Guidelines, "*The certificate for plastic packaging waste provided by registered plastic waste processors shall be in the name of registered Producers, Importers & Brand-Owners or Local authorities, as applicable, based upon agreed modalities. Central Pollution Control Board will develop mechanism for issuance of such certificate on the centralized portal*"; and

WHEREAS, as per the EPR Guidelines, CPCB has developed the Centralized portal for registration of Producers, Importer and Brand-owners (PIBOs) & Plastic Waste Processors (PWPs) that has been formally launched on April 05, 2022; and

WHEREAS, CPCB has launched the Module to facilitate provision of Generation & Transfer of EPR Certificates by PWPs on the EPR Portal on November 19, 2022

WHEREAS, CPCB has developed the Guidance manual for operating Centralized EPR Portal including generation & transfer of EPR certificates from PWPs to PIBOs

WHEREAS, training sessions for operating EPR Portal have been conducted for all registered PIBOs /PWPs and other stakeholders since its launch; and

WHEREAS, the PWPs can generate EPR Certificates post approval of physical verification by the concerned SPCB/PCC; and

WHEREAS, vide Directions dated March 10, 2023, CPCB directed all SPCBs/PCCs to complete the physical verification of all registered PWPs in their jurisdiction by March 15, 2023 so that PWPs shall issue EPR certificates to Producers, Importers & Brand-owners (PIBOs) for fulfilment of their EPR targets within the stipulated time frame; and, and

WHEREAS, vide Directions dated April 19, 2023, CPCB directed all registered PWPs to generate EPR Certificates for sales made in the year 2022-23 on the Centralized Extended Producers Responsibility Portal for Plastic Packaging by April 30, 2023; and

WHEREAS, vide Directions dated May 11, 2023, CPCB has again extended the timeline for EPR Certificate generation by PWPs for Sales in current financial year to June 30, 2023; and

WHEREAS, as per the information available on the portal, Physical Verification has been completed for 1272 PWPs by concerned SPCBs/PCC till date and physical verification of your unit has been approved by the concerned SPCB. EPR Certificates are now to be generated by your unit; and

WHEREAS, only 249 out of the 1272 physically verified PWPs have started generation of EPR certificate on the portal having total generated EPR certificate value ~ 19.5 Lacs tons, details available on "National Dashboard" of EPR portal under "Certificate Availability" section; and

WHEREAS, 1712 Brand-owners, 2724 Producers and 9528 Importers with a total EPR target of 30.17 Lacs TPA for FY 2022-23 have already been registered on the EPR Portal; and

WHEREAS, it is observed that EPR Certificates generation of EPR Certificates through the EPR Portal for the year 2022-23 has not been completed by your unit which is in violation of Clause 11.6 of the EPR Guidelines which is obstructing fulfilment of EPR obligations by Registered PIBOs; and

WHEREAS, vide Sixth Amendment of PWM Rules, 2016 issued by MoEFCC dated April 27, 2023, *last date for filing of annual returns by PWP's for the financial year 2022-2023" was extended to July 31, 2023*

NOW THEREFORE, in view of above and in exercise of the powers vested under Section 5 of EPA, following directions are being issued for compliance:

- a. You shall complete generation of EPR Certificates for sales made in the year 2022-23 on the Centralized Extended Producers Responsibility Portal for Plastic Packaging by July 31, 2023.

Necessary action for compliance of aforesaid Directions shall be taken by your unit failing which appropriate action including revocation of Consent/de-registration of the Unit shall be taken by the Competent Authority under the provisions of Environment (Protection) Act, 1986.

M 3 4/7/23
(Tanmay Kumar)
Chairman *dy.*