



WEST BENGAL POLLUTION CONTROL BOARD

(Department of Environment, Govt. of West Bengal)

Paribesh Bhawan

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MEMO NO.: 3224 -2S(BM)1248/2001

DATE: 29-02-2008

CLOSURE ORDER

WHEREAS, **ULUBERIA SUB-DIVISION HOSPITAL** (hereinafter referred as Health Care Establishment) at P. O. & P. S. – Uluberia, generates various categories of infectious bio-medical waste (BMW), which are to be managed as per the procedure mentioned in the Bio-Medical Waste (Management & Handling) Rules, 1998 and its subsequent amendments..

WHEREAS, the Health Care Establishment is legally obligated to obtain authorization under the Rules referred above from the Pollution Control Board for environmentally safe handling of BMW generated by them.

WHEREAS, the Health Care Establishment is also required to obtain “Consent-to-Operate” under both Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981 and their various amendments.

WHEREAS, the inspection of the Health Care Establishment by the officials of the WEST BENGAL POLLUTION CONTROL BOARD (hereinafter referred as the Board) on 30-07-2007 revealed that the unit has failed to ensure adequate treatment of BMW as mandated by Rule 5 of the aforementioned Bio-Medical (Management & Handling) Rules after necessary segregation at the source of generation.

WHEREAS, the unit has also failed to obtain the “Consent-to-Operate” under both Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981 and their various amendments and also the “Authorization” under the Bio-Medical Waste (Management & Handling) Rules, 1998 and its subsequent amendments despite being issued a notice by the Board on 27-03-2007 regarding the matter.

WHEREAS, a hearing was conducted by the Board on 24-01-2008 providing the hospital authority to explain their position vis-à-vis compliance of the above-mentioned Acts & Rules.

WHEREAS, Dr. D. B. Saha, Superintendent, Uluberia Sub-Divisional Hospital appearing in the hearing failed to explain the reason for such blatant violation of the Acts and Rules under reference.

NOW THEREFORE, in exercise of the powers conferred under the Provision of Water (Prevention & Control of Pollution) Act, 1974, Air (Prevention & Control of Pollution) Act, 1981, Environment (Protection) Act, 1986 with all their amendments and Rules thereunder, especially the provisions under Bio-Medical Waste (Management & Handling) Rules, 1998 and its subsequent amendments, the Board is hereby directing the Uluberia Sub-Divisional Hospital to stop further admission of patients with immediate effect and close the hospital within one month from the date of issuance of this order.

This deferred closure order is issued in due consideration of the interest of the patients already admitted to the hospital so that the hospital authorities can shift the admitted patients to other suitable hospitals.

This closure will however not be applicable to any mortuary/morgue situated within the hospital premises.

The suspension of closure order will only be considered after the Health Care Establishment takes positive steps regarding the treatment of BMW as provided under the Rules and obtains the legal permits to operate the hospital as referred above.

The Officer-In-Charge of the Uluberia Police Station is directed to execute the closure order after one month from the date of issuance of this order and submit the compliance report within seven days after the execution of the order.

This direction is issued to the Officer-In-Charge, Uluberia Police Station in conformity of the Order of the Hon'ble Calcutta High Court dated 21-08-1998.

This Order has the approval of the Competent Authority

By Order

Sd/-

Member Secretary

West Bengal Pollution Control Board