



WEST BENGAL POLLUTION CONTROL BOARD

(Department of Environment, Govt. of West Bengal)

Paribesh Bhawan

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Memo No. 1238/2 S/(BM)-1398/2002

Date : 25.07.2008

NOTICE FOR CLOSURE

WHEREAS, **Restorative Clinic & Research Centre (Pvt.) Ltd.** (hereinafter referred as Health Care Establishment) located at Station Road, Sodepur, Kolkata- 700110, 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 inspection of the Health Care Establishment by the official of the WEST BENGAL POLLUTION CONTROL BOARD (hereinafter referred as the Board) on 12.03.2008 and 03.07.2008 revealed that they have failed to ensure the segregation of bio-medical waste at the source of generation as mandated by Rule-6 of the aforementioned Bio-medical Waste (Management & Handling) Rules.

WHEREAS, the unit has also failed to mutilate of disposable syringes, puncturing of used saline bottles etc. as required under the Rule.

WHEREAS, a hearing was conducted on 26.03.2008 based on the findings of the inspection carried on 12.03.2008 revealing major mismanagement of bio-medical waste. During hearing the unit was duly apprised of the shortcomings in their waste management and handed over the copy of the inspection report for facilitating the improvement in waste handling by the Health Care Establishment. After hearing the unit subsequently submitted an action plan on 03.04.2008 for improving the in house bio-medical waste management practice. But further inspection on 03.07.2008 revealed no improvement of waste management specially segregation of bio-medical waste at the source of generation, mutilation of used disposable syringes, puncturing of saline bottles etc.

WHEREAS, a further hearing was conducted by the Board on 23.07.2008 providing the hospital authority the opportunity to explain their position vis-à-vis non-compliance of the above mentioned Acts & Rules.

WHEREAS, the representative of the Health Care Establishment appearing in the hearing, failed to explain the reason for non-implementation of the action plan submitted by the Health Care Establishment for improving the in house waste management and continued violation regarding segregation, mutilation etc. as per the provisions of the above mentioned Rules.

NOW THEREFORE, in exercise of the powers conferred under the Environment (Protection) Act, 1986 especially the provisions of Bio-medical Waste (Management & Handling) Rules, 1998 and its subsequent amendments, the Board is hereby directing the Health Care Establishment 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 Notice for 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 Notice for Closure Order will however not be applicable to any mortuary/morgue, if situated within the premises of the Health Care Establishment.

The suspension of the closure order will only be considered after the Health Care Establishment will take positive steps regarding the in house bio-medical waste management like segregation, mutilation, etc. as required under the Rules.

The Officer-In-Charge of the Khardah 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 of the Khardah 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