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Anwar Shirpurwala
Executive Director

Ref.No.MAIT/PY/341

June 08, 2016

Dear Sir,

Request for clarification on Plastic Waste Management Rules 2016

Warm greetings from MAIT!

Since April 2016, a number of attempts have been made by MAIT through mails and phone calls to get clarification on Plastic Waste Rules. With reference to the communication that has happened so far, we would like to seek response from MOEFCC on the understanding of Plastic Waste Rules among industry members. Based on the review of the Rules, Industry is of the opinion that the Rules are not applicable to the IT hardware suppliers/manufacturers/producers. Following are the sections of the Rules, based on which we have developed the understanding:

1) Form I Application for Registration for Producers and Brand Owners

- In this Form, “producer” is required to provide the manufacturing capacity of carry bag or multi-layered plastics (MLP) and its manufacturing process flow diagram, as well as the list of raw materials used, valid consent for liquid/gaseous emissions. These are not applicable to “user” industry that does not manufacture plastic bag or MLP but instead, procure them from 3rd party vendors. In view of this, it appears that registration is only required for manufacturing units, who are manufacturing plastic carry bags or multi-layered packaging.
- The same ambiguities arise for the registration for “Brand Owner”. For example, quantum of raw materials used, valid consent for liquid/gaseous emissions, which should only be applicable to those who are involved in plastic bag/MLP production.

2) Rules 4 (a), 4 (b), 4 (f), 4 (i)

- These Rules seem to suggest that the Plastic Waste Management Rules, 2016 apply to carry bags, plastic sheets or like, cover made of plastic sheet and multi-layered packaging of only daily commodity (such as food-stuffs, tobacco, pharmaceuticals and drinking water).

3) Environmental Liability under E-waste Management Rules 2016

- Under e-waste collection system the producers of electronic and electrical equipment accept packaging material along with e-waste.
- Industry is of the opinion that this Rule is announced by MOEF&CC for the small & big plastic manufacturers in the country, who need to get themselves registered with SPCBs so that the proper control mechanism can be drawn for this industry as well, as it has been done for the IT industry under e-Waste Rules.

In case of the IT industry, considering the above mentioned points, the environmental concern is covered under the e-Waste Management Rules, hence, industry is of the opinion that Plastic Waste Management Rules 2016 are not applicable to the IT Hardware manufacturers.

In case there is any difference in the understanding of the Industry with the intent of MOEF&CC, we request you to please let us know a date and time at which we could come to meet you and get a clarity.

With warm regards,



Anwar Shirpurwala

Shri B N Sinha
Joint Secretary
Ministry of Environment, Forests and Climate Change

CC : Shri A N Jha, Secretary, Ministry of Environment, Forests and Climate Change
Dr. Aruna Sharma, Secretary, Department of Electronics & Information Technology
Dr. Debashis Dutta, Sr. Director, Department of Electronics & Information Technology
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