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ABSTRACT

Environment -- 110 Announcement of the Hon'ble Chief Minister on the floor of the Assembly on 05.06.2018 regarding ban on one-time use and throwaway plastics irrespective of thickness with effect from 01.01.2019 under Environment (Protection) Act, 1986 - Notification - Orders - Issued.

Environment and Forests (EC.2) Department

G.O. (Ms) No.84

Dated:25.06.2018

விளம்பரி, ஆளி-11,

திருவள்ளூர் ஆண்டு -2049

ORDER :

The Hon'ble Chief Minister on 05.06.2018, on the floor of the Legislative Assembly, with a view to make Tamil Nadu Plastic Free, has announced, ban on 'one time use and throwaway plastics', irrespective of thickness, with effect from 1st January, 2019 under the provisions of the Environment (Protection) Act, 1986.

2. Accordingly, the following Notification will be published in the TamilNadu Government Gazette:-

NOTIFICATION

WHEREAS, plastic carry bags and other plastic items used in daily life cause short term and long term environmental damage and health hazard;

AND WHEREAS, Article 48-A of the Constitution of India, inter alia, envisages that the State shall endeavour to protect and improve the environment;

AND WHEREAS, it has come to the knowledge of the Government that, the use of 'one time use and throwaway plastics' such as plastic carry bags, plastic sheets used for food wrapping, spreading on dining table etc., plastic plates, plastic coated tea cups and plastic tumbler, water pouches and packets, plastic straw and plastic flags are causing serious environmental hazards and health problems amongst human beings as well as plants and animals;

AND WHEREAS, it is observed that the plastic wastes are also causing clogging of sewers and drains apart from resulting in pollution of water bodies;

AND WHEREAS, with a view to prevent the recurrence of such problems, the State Government have decided to issue the following directions imposing ban on manufacture, storage, supply, sale and use of 'one time use and throwaway plastics', such as,

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plastic sheets used for food wrapping, spreading on dining table etc., plastic plates, plastic coated tea cups and plastic tumbler, water pouches and packets, plastic straw, plastic carry bag and plastic flags irrespective of thickness.

NOW, THEREFORE, in exercise of the powers conferred under section 5 of the Environment (Protection) Act, 1986 (Central Act 29 of 1986) read with Government of India, Ministry of Environment and Forests Notification No.S.O.152(E), dated 10th February, 1988, the Governor of Tamil Nadu hereby issues the following directions:-

2. This Notification will come into force on the 1st January, 2019:

THE DIRECTIONS

- 1.(a) No industry or person shall manufacture, store, supply, transport, sale or distribute, 'use and throwaway plastics'.
- (b) No person including shopkeeper, vendor, wholesaler, retailer, trader, hawker or salesmen shall use, 'use and throwaway plastics':

Provided that the plastic used for the following purposes are exempte:

- (a) The plastic carry bags manufactured exclusively for export purpose against any export order in a plastic industry located in Special Economic Zone (SEZ) and Export Oriented Units (EOU).
- (b) The plastic bags which constitute or form an integral part of packaging in which goods are sealed prior to use at manufacturing/processing units.
- (c) The plastic bags and sheets used in Forestry and Horticulture nurseries against the orders from the Government Departments.
- (d) The plastic used for packing of milk and milk products (dairy products), oil, medicine and medical equipments.
- (e) Carry bags made from compostable plastics bearing a label "compostable" and conforming to the Indian Standard: IS or ISO 17088:2008 titled as Specifications for "Compostable Plastics".

- 2.(a) The Commissioners, in respect of the Municipal Corporations and the District Collectors, in respect of the local areas other than Municipal Corporations shall ensure prevention of storage, supply, transport, sale, distribution and use of the above said plastic items;
- (b) District Environmental Engineers shall ensure prevention of manufacturing of the above said plastic items

Explanation 1 - "Plastic" means material which contains as an essential element a high polymer such as polyethylene terephthalate, high density polyethylene, Vinyl, lo

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density polyethylene, polypropylene, polystyrene resins, multi-materials like acrylonitrile butadiene styrene, polyphenylene oxide, polycarbonate, Polybutylene terephthalate.

Explanation 2 – “use and throwaway plastic” means items such as plastic carry bags or plastic flags, plastic sheets used for food wrapping, spreading on dining table etc. plastic plates, plastic coated tea cups and plastic tumbler, water pouches and packets, plastic straw irrespective of thickness.

Explanation 3 – “plastic sheet” means sheet made of plastic.

Explanation 4 – “Carry bag” means bag made from plastic material, used for the purpose of carrying or dispensing commodities which have a self carrying feature but do not include bag that constitute or form an integral part of the packaging in which goods are sealed prior to use.

Explanation 5 – The word “compostable plastic” means plastic that undergoes degradation by biological processes during composting to yield Carbon di-oxide, water, inorganic compounds and biomass at a rate consistent with other known compostable materials, excluding conventional petro-based plastics, and does not leave visible, distinguishable or toxic residue.

(BY ORDER OF THE GOVERNOR)

Md. NASIMUDDIN
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Works Manager, Government Central Press, Chennai-79.

(for publication of the notification in the Extra-ordinary Gazette on 27th June 2018

and to send 50 copies to Government),

All Additional Chief Secretaries/Principal Secretaries/

Secretaries to Government, Secretariat, Chennai-9.

All District Collectors/ All District Judges/ All Chief Judicial Magistrates.

All Departments of Secretariat.Chennai-9.

The Director of Environment, Chennai-15.

The Chairman, Tamil Nadu Pollution Control Board, Chennai-32.

Copy to:-

The Hon'ble Chief Minister office, Chennai-600 009.

The Private Secretary to the Principal Secretary to Government,
Environment and Forests Department, Chennai- 600 009.

The Private Secretary to the Principal Secretary to Government, Law Department,
Chennai- 600 009.

The Personal Assistant to Hon'ble Minister (Environment), Chennai-600 009.

Stock File/Spare Copy.

// FORWARDED: BY ORDER //

Jaya
15/6/18
Section Officer.

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15/6/18