

By Registered Post

File No. CP-27/21/2022-WM-I-Ho-CPCB-HO/ 8684-8712

Date: 12.01.2024

To,

The Chairman
All SPCBs / PCCs

Direction under Section 5 of the E (P) A, 1986 regarding registration of Waste Battery Recyclers through CPCB Online EPR Portal for Battery Waste Management - reg.

WHEREAS, the Ministry of Environment, Forest & Climate Change (MoEF&CC) has notified Battery Waste Management Rules, 2022 in exercise of the powers conferred section 3, 6 and 25 of the Environment (Protection) Act, 1986 vide notification no. G.S.R. 3984 (E) dated 22nd August, 2022; and

WHEREAS, amendments to Battery Waste Management Rules, 2022 has been notified by MoEF&CC on 25th October, 2023; and

WHEREAS, as per section 9 (1) of the above Rules, "All recyclers shall register with the State Pollution Control Board through the online portal." And as per section 12 (1) of the above Rules, "The State Pollution Control Board shall register entity involved in refurbishing and recycling through online portal"; and

WHEREAS, CPCB has developed the Online EPR portal for Battery Waste Management and prepared the Standard Operating Procedure (SOP) for Registration of Recyclers; and

WHEREAS, Module for Registration of Recyclers by SPCBs / PCCs through the Online EPR Portal has been made operational since August 11, 2023. Also training sessions have been conducted by CPCB for SPCBs / PCCs officials regarding operation of the Module. CPCB vide its letter dated November 6, 2023 requested SPCBs / PCCs to on-board Battery waste recyclers on portal and to process the applications received on Online EPR Portal for registration; and

WHEREAS, a series of review meetings were conducted by CPCB to follow-up with SPCBs / PCCs including meeting chaired by Member Secretary, CPCB for on-boarding of recyclers and timely processing of application on the Online EPR Portal. Regional Interaction Meets were also convened on 19th, 20th, 30th October, 2023 and November 20, 2023 in Bengaluru, Mumbai, Delhi, and Kolkata region respectively with the Recyclers and SPCBs / PCCs; and

WHEREAS, as per information available with CPCB, there are around 674 Waste Battery Recyclers are operational in 36 States/UTs and total applications received from recyclers is 282. So far, only 75 registrations have been granted to the Recyclers by SPCBs / PCCs; and

WHEREAS, as per Schedule II (v) of the Rules, "Producer will meet their Extended Producer Responsibility obligation through the Extended Producer Responsibility certificate made available by recycler or refurbisher"; and

WHEREAS, as per section 4 (11) of the Rules, "Producer shall file annual returns in Form 3 regarding the Waste Battery collected and recycled or refurbished towards fulfilling obligations under Extended Producer Responsibility with the Central Pollution Control Board and concerned State Pollution Control Board in Form 3 by 30th June of the next financial year. The details of the registered recyclers from whom the Extended Producer Responsibility certificates have been procured shall also be provided" and as per section 4 (15) of the Rules, "Producer shall not deal with any other entity not having registration mandated under these rules"; and

WHEREAS, as per section 9 (3) of the Rules, "Recyclers shall furnish the quarterly returns in Form 4 regarding the information on quantity of Waste Battery collected or received from various producers or entity, recycled quantities, compliance of material- wise recovery percentage as per recovery targets provided under sub-rule 4 of rule 10, quantity of hazardous and/or other waste including solid waste or plastic waste generated after recycling and of such quantity as per as per extant rules and the quarterly return shall be filed by the end of the month succeeding the end of the quarter"; and

WHEREAS, in the view of above, on-boarding of all the recyclers on the Online EPR Portal and timely processing of application of the Recyclers is essential to give adequate time to the Recyclers to generate certificates and transfer the same to registered producers, enabling them to fulfill their EPR targets. This is also required to ensure that the Recyclers and Producers file the Annual Returns as per the stipulated timelines mentioned in the Rules; and

NOW THEREFORE, in exercise of power vested under Section 5 of the Environment (Protection) Act, 1986, following directions are hereby issued:

- a. To provide the updated list of recyclers of Waste Battery of your State/UT;
- b. To ensure that all the Waste Battery Recyclers operational in your State/UT is on-board on the CPCB Online Portal.
- c. To complete the processing of all the applications through CPCB Online EPR Portal submitted by the Waste Battery Recyclers and ensure disposal of grant of registration within 15 working days from the receipt of application;

You are hereby directed to take necessary action for compliance of aforesaid direction and submit Action Taken Report to this office within 15 days of receipt of these directions.

15.12.11 L3
(Tanmay Kumar)
Chairman

Copy to:

1. Regional Director : For follow-up with SPCBs/PCCs in your jurisdiction
Concerned RD-CPCB

✓ 2. DH (IT) : For uploading on CPCB website and EPR portal


(Bharat Kumar Sharma)
Member Secretary

