

## NATIONAL ASSEMBLY SECRETARIAT

### REPORT OF THE STANDING COMMITTEE ON INTERIOR ON THE COMPULSORY SOLID WASTE MANAGEMENT AND RECYCLING BILL, 2017

I, Chairman of the Standing Committee on Interior, have the honor to present this report on the Bill to provide for establishing solid waste management and recycling system in housing schemes of Islamabad [The Compulsory Solid Waste Management and Recycling Bill, 2017] (Private Member's Bill) referred to the Committee on 31<sup>st</sup> January, 2017.

2. The Committee consists of the following: -

1) Rana Shamim Ahmad Khan	Chairman
2) Syed Javed Ali Shah	Member
3) Mr. Ghalib Khan	Member
4) Dr. Ibadullah	Member
5) Sheikh Muhammad Akram	Member
6) Syed Iftikhar-ul-Hassan	Member
7) Makhdoomzada Basit Bokhari	Member
8) Mian Shahid Hussain Khan Bhatti	Member
9) Makhdoom Syed Ali Hassan Gillani	Member
10) Ms. Tahmina Daultana	Member
11) Mir Dostain Khan Domki	Member
12) Mr. Nauman Islam Shaikh	Member
13) Mr. Ehsan-ur-Rehman Mazari	Member
14) Nawab Muhammad Yousuf Talpur	Member
15) Mr. Khial Zaman Orakzai	Member
16) Dr. Arif Alvi	Member
17) Kanwar Naveed Jameel	Member
18) Mr. Salman Khan Baloch	Member
19) Ms. Naeema Kishwer Khan	Member
20) Mr. Sher Akber Khan	Member
21) Mr. Ahsan Iqbal, Minister for Interior	Ex-officio Member

3. The Committee considered the Bill in its meetings held on 02-05-2017, 12-05-2017, 19-05-2017 and 29-05-2017. The Committee recommends that the Bill placed at Annex-A may not be passed by the Assembly.

Sd/-

(JAWAD RAFIQUE MALIK)

Secretary

Islamabad, the September 18, 2017.

Sd/-

(RANA SHAMIM AHMAD KHAN)

Chairman

Standing Committee on Interior

**A**  
**BILL**

to provide for establishing solid waste management and recycling system in housing schemes of Islamabad.

**WHEREAS** it is expedient to have clean environment it is mandatory for housing societies to establish Solid Waste Management System within their residential and commercial premises for recycling and re-usage of recoverable resources and final disposal of solid waste thereof;

**1. Short title and commencement.**- (1) This Act may be called the Compulsory Solid Waste Management and Recycling Bill, 2016.

(2) It shall extend to the Islamabad Capital Territory.

(3) It shall come into force on such date and in such areas, as the Federal Government may, by notification in the Official Gazette, appoint.

**2. Definitions.**- In this Act:-

(a) "act" means the Compulsory Solid Waste Management and Recycling Act 2016;

(b) "authority" means the Capital Development Authority constituted under section 4 of the CDA Ordinance, 1960, (xxii of 1960);

(c) "committee" means Committee Board formed under section 4 of the Act;

(d) "Government" means Federal Government as the Rules of Business may specify;

(e) "housing scheme" means a Housing Scheme having NOC/registration from CDA;

(f) "landfill" means a site for final disposal of non-recyclable material by burying it under layers of earth;

(g) "non-recyclable" means not able to be processed or treated for re-use in some form;

(h) "recyclable" means material that could be recycled again and again, including; paper, glass, bottles, cans, metals, certain plastics, fabrics, clothes, batteries etc.

(i) "re-use" means converting waste into re-usable material;

(j) "rules" means rules made under this Act;

(k) "solid waste" means any substance or object which has been, is being or is intended to be discarded or disposed of and includes liquid waste, solid waste, agricultural waste, nuclear waste, municipal waste, hospital waste, used polyethylene bags and residues from the incineration of all types of waste;

**3. Compulsory Solid Waste Management System.**- (1) Every owner and occupier of the house and shop will ensure to have a proper solid waste management mechanism under his occupancy;

(2) All housing schemes shall establish a proper solid waste management system, which may include;

(i) minimizing solid waste at source by making people aware to adopt environment friendly way life;

(ii) satisfactory waste collection, street sweeping system and making roadside dustbins;

(iii) arrangements for category separation of Biodegradable, Recyclable material, Inert, Electrical and electronic, Composite, Hazardous, Toxic and Medical wastes;

(iv) arrangements for recycling of recoverable waste resources;

(v) composting of waste;

- i) shall arrange its own landfill sites for final disposal of non-recyclable and non-compositing solid waste;
- (vii) shall appoint sufficient staff for carrying operations under section 4 of this Act;
- (viii) the management of the housing scheme shall ensure the compliance of sub-section (1) of this section;

4. (1) It shall be mandatory for all housing societies to establish an efficient solid waste management system before selling the residential and commercial plots in its vicinity.

(2) No housing society would be entitled to apply for the no objection certificates from CDA prior to the due compliance of sub-section (1) of this section. It shall be mandatory for every housing society to submit an affidavit prior to the application for NOC;

(3) Approval of maps and residential and commercial constructions are conditional with the due compliance of sub-section (1) of this section 3.

5. **Committee Board.**- A committee shall be formed for hearings of complaints, which shall function under the Code of Civil Procedure, 1908 and shall compose;

- (1) Chairman, Capital Development Authority ..... Chairman
- (2) Secretary, Minister of Capital Administration and Development ..... Member
- (3) A nominee of Mayor of Islamabad City ..... Member
- (4) Chairman/Vice Chairman of concerned Union Council ..... Member

6. **Assessing and Re-assessing Inspector.**- The authority shall appoint Inspectors to be authorized to inspect and monitor the arrangements made by all housing schemes. The inspector(s) shall ensure the strict compliance of the Act in every housing scheme.

7. **Complaint.**- A person may make complaint or the authority on its own take the notice of the non-compliance of the provisions of this Act and shall issue a show cause notice to the management of the scheme.

8. **Inspection.**- (1) Upon the instruction of committee, the authority may delegate power to the respective Inspector to assess the housing scheme;

(2) The authority shall delegate Inspectors to conduct visits of all housing schemes on routine basis.

9. **Penalties.**- (1) Upon the report of Inspector or its own if the authority is satisfied that the concerned housing scheme is negligent of making arrangements as provided in the Act, the committee shall:

- (i) immediately issue show cause notice to the management of the concerned housing society to explain the causes of non-compliance which must be replied within 15 working days;
- (ii) upon the receiving of reply the committee may give them 60 days notice for the redressal;
- (iii) after expiration of the period as given in the paragraph (ii) of sub-section (1) the committee shall be empowered to summon the concerned administration in person to explain the non-compliance if any;
- (iv) On an un-satisfactory reply or in case of the absence the committee would be empowered to impose the fine which is as follows:
  - (a) Rs. 50,000/- to 1,00,000/- for grave violation of sub-section(1) of section 3;
  - (b) 5 to 10 lac rupees for violation of paragraphs (i) to (vii) of sub-section (2) of section 3.

- (2) in case of non-compliance of clause (i) to (iv) of sub-section (1) of this section, the committee shall be empowered to unilaterally cancel the registration of the housing societies;
- (3) Decision of the committee shall not be reviewed in any court, what so ever
- 10. Delegation.-** The Government may delegate all or any of its powers and functions under this Act to the authority or any other officers by name or designation.
- 11. Powers to make rules.-** The Government may make rules by notification in the official gazette.
- 12. Saving.-** The provision of this Act shall be in addition to and not in derogation of any other law.

### **STATEMENT OF OBJECTIONS AND REASONS**

Solid waste itself is a hidden killer, which spreads in millions of tons around the world daily. These harmful substances have various environmental, wildlife and human health hazard effects. Unfortunately, none of the cities in our country has established a proper solid waste management system right from its collection to proper disposal. Mostly, waste is dumped on the streets. In various cases, these harmful substances cause environmental hazards by migrating through the soil from nearby landfills to open grounds, ponds, rivers and agricultural land. Most of the solid waste is composed of recyclable materials, but the valuable recyclable materials, are lost because different types of waste are not collected separately. Further, there are no controlled sanitary landfill sites, citizens are not aware of the relationship between ways of disposing off waste and the resulting environmental and public health problems. In most of the areas, public health is at serious risk because of uncollected or migrated waste through it blocking the drains, forming stagnant ponds, and providing breeding ground for mosquitoes.

This Bill aims to save environment and make it greener for future generations by making it compulsory for Housing Schemes to establish Solid Waste Management System, recycling and re-usage of recoverable resources and final disposal of solid waste.

Sd/-  
**MAJOR (R) TAHIR IQBAL,**  
**Members, National Assembly.**