



F. No. DPCC/(10)(10)(39)/leg-2019/91 - 102

Dated: 28/09/2021

Subject:- Directions u/s 31 (A) of Air (Prevention and Control of Pollution) Act, 1981, read with Rule 20 (A) (6) of the Air (Prevention and Control of Pollution) (Union Territories) Rules, 1983, to stop bursting and sale of all kind of fire crackers.

Whereas, Central Pollution Control Board is the State Board for all the Union Territories to exercise powers and performs functions under the Air (Prevention & Control of Pollution) Act, 1981.

And whereas, Central Pollution Control Board has delegated all its powers and functions under Air (Prevention and Control of Pollution) Act, 1981 in respect of NCT of Delhi to Delhi Pollution Control Committee vide Notification No. S.O. 198(E) dated 15.03.1991.

And whereas, the whole Union Territory of Delhi has been declared as an Air Pollution Control area, under sub section (I) of section 19 of the Air (Prevention & Control of Pollution) Act, 1981 vide notification no. GSR 106 (E) dated 20.02.1987.

And whereas, Delhi faces grave air pollution particularly in winter season and level of pollutants like Particulate Matter Concentration (PM2.5 and PM10) goes much beyond the prescribed standards for Ambient Air Quality.

And whereas, Hon'ble National Green Tribunal vide orders has directed Govt. of NCT of Delhi and DPCC to initiate steps to curb Fugitive Emissions/ Air Pollution NCT of Delhi.

And whereas, as per section 17(1) (a) of Air Act, 1981 Delhi Pollution Control Committee (DPCC) is to plan a comprehensive program for the prevention, control and abatement of air pollution and to secure execution thereof.

And whereas several experts have indicated a possibility of another surge of COVID-19 and large scale celebrations by bursting of fire crackers, will result not only in agglomeration of people, in violation of social distancing norms, but also would result in high level of air pollution leading to serious health issues in Delhi, which under the prevalent pandemic crisis situation is not favourable for the cause of larger community health given the possible high level of exposure to air pollutants leading to short term and long term adverse health effects given the significant relationship between air pollution and respiratory infections.

And whereas, when severe AQI levels reach such a dangerous level, the deadly air pollutants can make their way into lungs causing severe discomfort and health issues, and hazardous AQI levels can be highly unacceptable to health by aggravating to chronic health conditions caused by breathing poisonous air.

And whereas, bursting of fire crackers would cause extensive air pollution and releases metal particles, dangerous toxins, harmful chemicals and noxious gases which would form one of the main sources of air pollution. The air quality in the severe category may cause respiratory effects even on healthy people and severe health impact on people with lung /heart diseases. The health impacts may be experienced even during light physical activity.

And whereas, the Hon`ble National Green Tribunal on 1st December 2020 in Original Application No. 249/2020 entitled as, "Tribunal on its own Motion Versus Ministry of Environment, Forest & Climate Change &Ors. had directed:

"There will be total ban on sale and use of all kinds of fire crackers during Covid-19 pandemic in the NCR and all cities/towns in the country where the ambient air quality falls under the 'poor' and above category."

And whereas, the Hon`ble Supreme Court of India vide its order dated 23.07.2021 in Civil Appeal No. 2865-2867 of 2021 titled as "Uttar Pradesh Udyog Vyapar Pratinidhi Mandal &Anothers Vs Ministry of Environmnet Forest and Climate Change &Anothers Etc " has dismissed the appeal against the order of the Hon`ble National Green Tribunal dated 01.12.2020 as mentioned above.

Now, therefore, in view of the above and in exercise of the powers conferred under Section 31(A) of Air (Prevention and Control of Pollution) Act, 1981, read with Rule 20 (A) (6) of the Air (Prevention and Control of Pollution) (Union Territories) Rules, 1983, and keeping in view the need in public interest to curb high air pollution in Delhi, Delhi Pollution Control Committee hereby directs as under:

"There will be a 'Complete Ban' on bursting and sale of all kinds of fire crackers upto 01.01.2022 in the territory of NCT of Delhi."

The District Magistrates and Deputy Commissioners of Police shall implement the aforesaid directions. Daily action taken reports are required to be submitted to Delhi Pollution Control Committee on email ID: msdpcc@nic.in."

This issues with the approval of the Competent Authority.


(Dr. K.S. Jayachandran)
Member Secretary

To

1. Commissioner, Delhi Police, Jai Singh Road, Near Bangla Sahib Gurdwara, New Delhi-
2. The Divisional Commissioner, 5 Sham Nath Marg, Delhi-110054.

Copy to:

1. Secretary to Hon'ble Lieutenant Governor.
2. Secretary to Hon'ble Chief Minister, Delhi.
3. Secretary to Hon'ble Minister (E&F), GNCTD
4. OSD to Chief Secretary, Govt. Of Delhi.
5. The Vice Chairman (DDA), Delhi, Development Authority, Vikas Sadan, I.N.A., New Delhi-110023.
6. The Commissioner, North Delhi Municipal Corporation, 4th Floor, Dr. SPM, Civic Centre, Minto Road, Delhi – 110002.
7. The Commissioner, South Delhi Municipal Corporation 9th Floor, Dr. SPM, Civic Centre, Minto Road, Delhi – 110002.
8. The Commissioner, East Delhi Municipal Corporation, Plot No.419, Udyog Sadan, FIE, Patparganj, Delhi-110092.
9. The Chief Executive Officer, Delhi Cantonment Board, Sadar Bazar, Delhi Cantt. , Delhi-110010.
10. The Secretary, New Delhi Municipal Council, 3rd floor, Palika Kendra, Parliament Street, New Delhi-110001.


(Dr. K.S. Jayachandran)
Member Secretary