AMENDMENT

MoEFCC substitutes rule 23 of the E-Waste (Management) Rules, 2022 with a penalty under section 15

G.S.R. 699(E) substitutes rule 23 of the E-Waste (Management) Rules, 2022: a contravention attracts a penalty under section 15 of the Act.

G.S.R. 699(E), A NOTIFICATION OF the Ministry of Environment, Forest and Climate Change dated November 12, 2024, makes the E-Waste (Management) Second Amendment Rules, 2024, further amending the E-Waste (Management) Rules, 2022. It recites that the Jan Vishwas (Amendment of Provisions) Act, 2023 (18 of 2023) inter alia amends the Environment (Protection) Act, 1986 for decriminalizing the offences under that Act.

THE CHANGE

Rule 23 of the E-Waste (Management) Rules, 2022 is substituted: any person who fails to comply or contravenes the provisions of these rules shall be liable to a penalty in accordance with the provisions of section 15 of the Act.

KEY FACTS

TYPE
Amendment

G.S.R. NUMBER
G.S.R. 699(E)

DATED
November 12, 2024

APPLIES FROM
On the date of their publication in the Official Gazette (rule 1(2)); no calendar date is printed

REFERENCES

G.S.R. 699(E)

CG-DL-E-12112024-258591

MoEFCC substitutes rule 23 of the E-Waste (Management) Rules, 2022 with a penalty under section 15

G.S.R. 699(E) · November 12, 2024

G.S.R. 699(E), a notification of the Ministry of Environment, Forest and Climate Change dated November 12, 2024, makes the E-Waste (Management) Second Amendment Rules, 2024, further amending the E-Waste (Management) Rules, 2022. It recites that the Jan Vishwas (Amendment of Provisions) Act, 2023 (18 of 2023) inter alia amends the Environment (Protection) Act, 1986 for decriminalizing the offences under that Act.

It substitutes rule 23, Action for contravention: any person who fails to comply or contravenes the provisions of these rules shall be liable to a penalty in accordance with the provisions of section 15 of the Act. The rules come into force on the date of their publication in the Official Gazette.

The Central Government made the amendment without first publishing a draft, stating that it is in the public interest to dispense with the requirement of notice under clause (a) of sub-rule (3) of rule 5 of the Environment (Protection) Rules, 1986.

The notification (F. No. 12/136/2021-HSMD) appears in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), No. 640, dated November 12, 2024. Its Note records that the principal rules were published by G.S.R. 801(E) dated November 2, 2022 and amended by G.S.R. 61(E) dated January 30, 2023, G.S.R. 534(E) dated July 24, 2023 and G.S.R. 164(E) dated March 8, 2024.

G.S.R. number	G.S.R. 699(E)
Dated	November 12, 2024
Gazette ID	CG-DL-E-12112024-258591
Rule	E-waste
Type	Amendment
Amends	E-Waste (Management) Rules, 2022
What it does	Rule 23 of the E-Waste (Management) Rules, 2022 is substituted: any person who fails to comply or contravenes the provisions of these rules shall be liable to a penalty in accordance with the provisions of section 15 of the Act.
Applies from	On the date of their publication in the Official Gazette (rule 1(2)); no calendar date is printed

Conditions	• Made without a draft for comment: the Central Government states that it is in the public interest to dispense with the requirement of notice under clause (a) of sub-rule (3) of rule 5 of the Environment (Protection) Rules, 1986. • The notification does not reprint the rule 23 it replaces.
Applies to	Any person who fails to comply with or contravenes the provisions of the E-Waste (Management) Rules, 2022.
Issued under	Sections 6, 8 and 25 of the Environment (Protection) Act, 1986 (29 of 1986) read with sub-rule (4) of rule 5 of the Environment (Protection) Rules, 1986
Signed by	VED PRAKASH MISHRA, Jt. Secy.

The notification, entry by entry

Entry	Text
Rule 23 of the E-Waste (Management) Rules, 2022, substituted	23. Action for contravention. - Any person who fails to comply or contravenes the provisions of these rules shall be liable to a penalty in accordance with the provisions of section 15 of the Act.

The notification (PDF, 2.1 MB)

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