

Battery (M & H) Rules,(Amendment) 2010

Annual Returns under the Battery (Management & Handling) Rules, 2001

- [April 2018- March 2019](#)

Obligation on the part of entrepreneur under the Batteries (Management and Handling) Rules, 2001

The Batteries (Management & Handling) Rules, 2001 apply to every manufacturer, importer, re-conditioner, assembler, dealer, recycler, auctioneer, consumer and bulk consumer involved in manufacture, processing, sale, purchase and use of batteries or components thereof.

Responsibilities of manufacturer, importer, assembler and re-conditioner:

It is the responsibility of a manufacturer, importer, assembler and re-conditioner-

- to ensure that the used batteries are collected back as per the schedule against new batteries sold excluding those sold to original equipment manufacturer and bulk consumer(s);
- to ensure that the used batteries collected back are of similar type and specifications as that of the new batteries sold;
- to file a half-yearly return of their sales and buy-back to the State Board in Form-I ([Annexure-I](#)) latest by 30th June and 31st December of every year ;
- to set up collection centres either individually or jointly at various places for collection of used batteries from consumers or dealers;
- to ensure that used batteries collected are sent only to the registered recyclers ;
- to ensure that necessary arrangements are made with dealers for safe transportation from collection centres to the premises of registered recyclers ;
- to ensure that no damage to the environment occurs during transportation ;
- to create public awareness through advertisements, publications, posters or by other means with regard to the following -
 - hazards of lead ;
 - responsibility of consumers to return their used batteries only to the dealers at designated collection centres; and
 - addresses of dealers and designated collection centres;
- use the international recycling sign on the Batteries ;
- buy recycled lead only from registered recyclers ; and
- bring to the notice of the State Board or Ministry of Environment and Forests any violation by the dealers.

Registration of Importers:

- Registration of importers. - (i) the importers shall get registered as per Form I with the Central Pollution Control Board for a period of five years and a provision -of cancellation for failure in collection of the required number of used batteries as per the said rules, non-submission of timely half yearly returns to the State Pollution Control Boards with a copy to the Central Pollution Control Board, renewal of the registration shall be as per the compliance status: Provided that the registration granted to the importer shall not be cancelled unless he has been given a reasonable opportunity of hearing;

- an appeal shall lie against any order of suspension or cancellation or refusal of registration passed by the Member-Secretary of the Central Pollution Control Board or any other officer designated by the Central Pollution Control Board;
- the appeal shall be in writing and shall be accompanied with a copy of the order appealed against and shall be made within period of thirty days from the date of passing of the order."

Responsibility of dealers

- Registration with State Pollution Control Board for five years and a provision of cancellation for failure in collection of the required number of used batteries as per the said rules, non-submission of timely half yearly returns to the State Pollution Control Boards, renewal of the registration shall be as per the compliance status, to submit details as per [Form IV](#), registration would be considered as deemed registered if not objected to within thirty days: Provided that the registration granted to the dealer shall not be -cancelled unless he has been given a reasonable opportunity of hearing;
- An appeal shall lie against any order of suspension or cancellation or refusal of registration passed by the Member-Secretary of the State Pollution Control Board or any other officer designated by the State Pollution Control Board;
- The appeal shall be in writing and shall be accompanied with a copy of the order appealed against and shall be made within period of thirty days from the date of passing of the order."

Responsibilities of recycler:

Each recycler shall -

- apply for registration to the Ministry of Environment and Forests or an agency designated by it if not applied already, by submitting information in Form-VI ([Annexure VI](#)) ;
- ensure strict compliance of the terms and conditions of registration; however, those already registered with the Ministry of Environment and Forests or an agency designated by it for reprocessing used batteries would be bound by the terms and conditions of such registration;
- submit annual return as per Form-VII ([Annexure-VII](#)) to the State Board ;
- make available all records to the State Board for inspection ;
- mark 'Recycled' on lead recovered by reprocessing ; and
- create public awareness through advertisements, publications, posters or others with regard to the following-
- hazards of lead; and
- Obligation of consumers to return used batteries only to the registered dealers or deliver at the designated collection centers.

Procedure for registration/renewal of registration of recyclers:

Every recycler of used lead acid battery shall make an application in Form-VI along with the following documents to the Joint Secretary, Ministry of Environment and Forests or any officer designated by the Ministry or an agency designated by it for grant of registration or renewal;

- a copy of valid consents under Water (Prevention and Control of Pollution) Act, 1974, as amended and Air (Prevention and Control of Pollution) Act, 1981, as amended;
- a copy of the valid authorization under Hazardous Wastes (Management and Handling) Rules, 1989 as amended ;
- a copy of valid certificate of registration with District Industries Centre; and
- a copy of the proof of the installed capacity issued by either State Pollution Control Board/District Industries Centre.

The Joint Secretary, Ministry of Environment and Forests or any officer designated by the Ministry or an agency designated by it shall grant registration to the recycler after ensuring that the recycler possesses appropriate facilities, technical capabilities, and equipment to recycle used batteries and dispose of hazardous waste generated;

The registration granted under this rule shall be in force for a period of two years from the date of issue or from the date of renewal unless suspended or cancelled earlier;

Responsibilities of consumer or bulk consumer:

- It shall be the responsibility of the consumer to ensure that the used batteries are not disposed of in any manner other than depositing with the dealer, manufacturer, importer, assembler, registered recycler, re-conditioner or at the designated collection centers.
- It shall be the responsibility of the bulk consumer to -
 - ensure that the used batteries are not disposed of in any manner other than by depositing with the dealer/ manufacturer/ registered/ recycler/ importer/ reconditioned or at the designated collection centers; and
 - file half-yearly return in Form-VIII ([Annexure-VIII](#)) to the State Board.
- Bulk consumers or their user units may auction used batteries to registered recyclers only.

Responsibilities of auctioneer:

The auctioneer is responsible to-

- ensure that used batteries are auctioned to the registered recyclers only;
- file half-yearly returns of their auctions to the State Boards in Form-IX ([Annexure-IX](#)); and
- Maintain record of such auctions and make these records available to the State Board for inspection.
- Prescribed Authority:

The prescribed authority for ensuring compliance of the provisions of these rules is the State Board (Punjab Pollution Control Board). And, it shall file an annual compliance status report to the Central Pollution Control Board by 30th April of every year

Batteries (M & H) Rules, 2001

- [Status of Lead Acid Batteries Manufacturer, Reconditioner & Assembler \(April 2015-March 2016\)](#)
- [Status of Lead Acid Batteries Manufacturer, Reconditioner & Assembler \(April' 2012-March'2013\)](#)
- [Status of Lead Acid Batteries Manufacturer, Reconditioner & Assembler 2011-2012](#)
- [Form-II- The importer of new lead acid batteries shall obtain registration from the MoEF & CC by Submitting an Application dated 29.2.2016](#)
- [Form-III - The importer of new lead acid batteries shall submitted an undertaking to PPCB dated 29.2.2016](#)
- [Form-V - For Dealers to file half yearly returns of the sale of new batteries and buy back of old batteries to the manufacturers by 31st May and 30th November of every year dated 29.2.2016](#)