

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DEPARTMENT OF ENVIRONMENT AND FOREST
6th Level, C-Wing, Delhi Secretariat, New Delhi-110002

F. No.10 (15)/ENV/2020/Vol-1/ 6276-91

Dated: 19.12.2024

Subject: Directions u/s 5 of the Environment (Protection) Act, 1986 to invoke a perpetual ban on manufacturing, storage, selling (including delivery through online marketing platforms) on all kind of firecrackers and bursting of firecrackers in NCT of Delhi.

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, the whole Union Territory of Delhi has been declared as an Air Pollution Control area, under the sub section (1) of section 19 of the Air (Prevention & Control of Pollution) Act, 1981 vide notification no. GSR 106 (E) dated 20.02.1987.

And whereas, considering that the burning of firecrackers contributes significantly in causing an air pollution spike during the festive season, the Government of NCT of Delhi, has been imposing a Complete Ban on bursting and sale of all kinds of fire crackers in the territory of NCT of Delhi since 2020 under Air (Prevention and Control of Pollution) Act, 1981.

And whereas, keeping in view the past experience on deterioration of ambient air quality during the months of October to January, the ambit of the directions has been increased for complete ban on manufacturing, storage, selling (including delivery through online marketing platforms) and bursting of all kind of fire crackers in NCT of Delhi during subsequent years.

And whereas, Hon'ble Supreme Court of India vide its orders dated 04.11.2024 in W P 13029/1985 was pleased to direct Delhi Government to state what effective steps are proposed next year to ensure that the ban on use of firecrackers is fully implemented and had also directed for a decision on perpetual ban on firecrackers.

And whereas, the Direction for Complete ban on manufacturing, storage, sale (including delivery through online marketing platforms) and bursting of all kinds of firecrackers in territory of Delhi till 01.01.2025, issued on 14.10.2024 to Delhi Police, had not been completely effective, as observed by Hon'ble Supreme Court of India, which might be due to limited period of the ban which led to prior storage/ sale/ manufacturing/ transportation of the firecrackers in the City resulting in the establishment of the supply chain on same during the months of no ban.

And whereas, there is a need for directions under Environment (Protection) Act 1986 for effective ban on manufacturing, storage, sale (including delivery through online Marketing platforms) and bursting of all kind of firecrackers in NCT of Delhi round the year. This which would send clear message to all stakeholders not to indulge in manufacturing, storage, sale (including delivery through online Marketing platforms) and bursting of all kind of firecrackers, throughout the year in Delhi, which would also aid in effective and complete enforcement.

Asst. Secy. (Env.)

Now, therefore, in view of the above, in exercise of the powers conferred under Section 5 of the Environment (Protection) Act, 1986 read with notification No.SO 667 (E) issued by Ministry of Home Affairs, Government of India dated 10.09.1992, following directions are hereby issued to Delhi Police and Divisional Commissioner, Department of Revenue, GNCTD to be implemented in whole of NCT of Delhi:

"There shall be a complete ban on manufacturing, storage, selling (including delivery through online marketing platforms) and bursting of all kind of fire crackers in NCT of Delhi throughout the year with immediate effect."

The Delhi Police and Revenue Department, GNCTD shall ensure implementation of the directions under their respective jurisdiction in letter and spirit. The violation of the directions issued under Section 5 of the Environment (Protection) Act, 1986 shall be punishable under Section 15 of the said Act.

**By order and in the name of the
Lieutenant Governor of National Capital Territory of Delhi**

A.K. Singh
19/12/24

(A.K. Singh)

Principal Secretary (Environment)

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To,

1. Divisional Commissioner, Department of Revenue, GNCTD.
2. Commissioner, Delhi Police.

Copy for kind information to:

1. Principal Secretary to Hon'ble Lieutenant Governor, GNCTD
2. Additional Chief Secretary, Urban Department, GNCTD
3. Commissioner, Municipal Corporation of Delhi.
4. Chairman, Delhi Pollution Control Committee.
5. Chairman, New Delhi Municipal Council.
6. Pr. Secretary (Environment and Forest), GNCTD.
7. Vice Chairman, Delhi Development Authority.
8. Chief Executive Officer, Delhi Cantonment Board
9. Member Secretary, Commission for Air Quality Management in National Capital Region and Adjoining Areas, STC Building, New Delhi
10. Secretary to Hon'ble Minister (Environment), GNCTD
11. Addl. Secretary, GAD: with request to circulate to all GNCTD depts.
12. Addl. Secretary to Hon'ble Chief Minister, GNCTD
13. All District Magistrates (Revenue Department), Govt. of NCT of Delhi
14. Staff Officer to Chief Secretary, Delhi.

A.K. Singh
19/12/24

(A.K. Singh)

Principal Secretary (Environment)