



केन्द्रीय प्रदूषण नियंत्रण बोर्ड  
CENTRAL POLLUTION CONTROL BOARD  
पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय भारत सरकार  
MINISTRY OF ENVIRONMENT, FOREST & CLIMATE CHANGE GOVT. OF INDIA

Speed Post

February 09, 2018.

B-33014/7/2018/IPC-II/

To

**The Unit Head**  
M/s Shiva Cement Ltd.  
Village- Telinghana  
P.O. Biringatoli  
Via Kutra Dist.  
Sundargarh  
Orissa-770 018

**Sub: Closure direction under section 5 of the Environment (Protection) Act, 1986.**

WHEREAS, the cement plants are identified as one of the 17 categories of highly polluting industries, discharging environmental pollutants directly or indirectly into the ambient air and water and having potential threat to cause adverse effect on the water and air quality; and

WHEREAS, the Central Government has notified the standards for discharge of environmental pollutants from various categories of industries under the Environment (Protection) Act, 1986 and the rules framed there under; and

WHEREAS, there is need to inculcate habit of self-monitoring within the industries for complying with the prescribed standards and this can be achieved by the methods like installing online emission monitoring devices; and

WHEREAS, for strengthening the monitoring and compliance through self-regulatory mechanism, online source emission and effluent monitoring systems need to be installed and operated by the industries on 'polluter pays principle'; and

WHEREAS, direction under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981 was issued on February 05, 2014 to all the State Pollution Control Boards (SPCBs)/ Pollution Control Committees (PCCs) for installation of online emission monitoring systems w.r.t. PM, NO<sub>x</sub> and SO<sub>2</sub> in cement industries; and

WHEREAS, considering the requests/ representations received from industries/ industrial associations/ SPCBs / PCCs, an extension of time up to June 30, 2015 for installation of online monitoring systems was granted vide directions dated March 02, 2015 under section 18 (1) (b) of the Water (Prevention & Control of Pollution) Act, 1974 and the Air (Prevention & Control of Pollution) Act, 1981; and

WHEREAS, a letter dated May 29, 2015 was issued by the Chairman, CPCB to all the SPCBs/ PCCs informing that no further extension of time will be given after June 30, 2015 and consent to operate will be withdrawn along with forfeiture of bank guarantee of non-complying units; and

WHEREAS, concerned SPCBs/PCCs issued directions under section 33A of the Water (Prevention & Control of Pollution) Act, 1974 and section 31A of the Air (Prevention & Control of Pollution) Act, 1981 to 17 category of highly polluting industries to install online monitoring systems by June 30, 2015 and submit bank guarantee of 100% of the cost of online emission & effluent monitoring system; and

WHEREAS, as per action plan submitted for implementation of revised norms of cement industries vide email dated 24.04.2017, it was claimed that the unit had already complied w.r.t. revised emission norms.

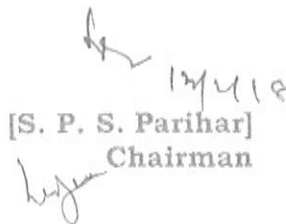
WHEREAS, CPCB RD-Kolkata inspected M/s Shiva Cement Ltd, Telinghana, P.O. Biringatoli, Sundargarh, Odisha on 20.12.2017 and to verify compliance of emission norm and observed that **online continuous emission monitoring system (OCEMS) has been connected with Kiln stack only and not with other stacks.**

WHEREAS, Show Cause Notice under Section 5 of Environment (Protection) Act 1986, was issued on July 24, 2015 to all cement plants to show-cause as to why the unit should not be closed down, if the unit has not complied fully with the directions issued w.r.t. installation of online emission monitoring system.

WHEREAS, the Ministry of Environment, Forest & Climate Change, Government of India, vide Notifications No. S. O. 157 (E) of 27.02.1996 and S. O. 730 (E) dated 10.07.2002, has delegated the powers vested under Section 5 of the Environment (Protection) Act, 1986 (29 of 1986) to the Chairman, Central Pollution Control Board, to issue directions to any industry or any local body or any other authority for violations of the standards and rules notified under the Environment (Protection) Rules, 1986 and amendment thereof;

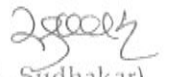
Now, THEREFORE, in view of the above observations/recommendations and exercising the powers delegated to the Chairman, Central Pollution Control Board under section 5 of the Environment (Protection) Act, 1986, M/s Shiva Cement Ltd, Telinghana, P.O. Biringatoli, Sundargarh, Odisha is hereby directed to close all operations with immediate effect till installation of online continuous monitoring system with all the stacks as per CPCB guidelines is done, connectivity with CPCB server is established and then seek permission from CPCB to restart operation.

In case of non-compliance, appropriate action as deemed fit under the provisions of Environment (Protection) Act, 1986 will be launched against the unit without any further notice.

  
[S. P. S. Parihar]  
Chairman

Copy to:

1	The Chairman Orissa Pollution Control Board A-118, Nilkanta Nagar Unit VIII, Bhubaneswar - 751 012 Orissa	For information & ensuring compliance please.
2.	The District Magistrate District - Koraput Orissa	
3.	The Chairman Central Electricity Supply Utility Of Orissa 2nd Floor, IDCO TOWER, Janpath, Bhubaneswar -751022	
4	The Regional Director Regional Directorate (Eastern) Central Pollution Control Board 502, Southend Conclave 1582, Rajdanga Main Road Kolkata - 700 107	For information please.
5	The Additional Secretary (AKM) Ministry of Environment, Forests and Climate Change Prithvi Wing, 2nd Floor, Room No. 216 Indira Paryavaran Bhawan Allganj, JorBagh Road, New Delhi - 110003	
6	The Divisional Head, IT, CPCB, Delhi	
7.	The Divisional Head (PKG), IPC-VI, CPCB	

  
(A. Sudhakar)  
Member Secretary

