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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/E-MAIL

October 02, 2026

EQ-11099/10/2025-AQM-HO-CPCB-HO /6785

To

The Member Secretary

DPCC and NCR SPCBs (As per the list)

Sub: Directions under Section 18(1)(b) of the Air (Prevention & Control of Pollution) Act, 1981 in continuation of CPCB Directions No. EQ-11099/10/2025-AQM-HO-CPCB-HO dated 29.09.2026 – step-wise procedure for enforcement of closure of units having less than 85% data availability on the CPCB OCEMS Portal

WHEREAS CPCB vide Directions No. EQ-11099/10/2025-AQM-HO-CPCB-HO dated September 29, 2026, issued under Section 18(1)(b) of the Air (Prevention & Control of Pollution) Act, 1981, directed DPCC and NCR SPCBs to take immediate action for closure and sealing of 648 industrial units (list at Annexure-I thereof) whose data availability on the CPCB OCEMS Portal was below 85% during 17–23 September 2026, in contravention of the CPCB Guidelines for Continuous Emission Monitoring Systems and CPCB Directions dated 25.05.2026; and

WHEREAS, CPCB vide Directions dated September 30, 2026 has further put in place an OCEMS-based Alerts Generation and Enforcement Mechanism for industries in Delhi-NCR, applicable during the critical winter months from 01.10.2026 to 28.02.2027, under which data availability below 85% itself triggers Orange and Red Alerts and the consequential actions, including closure; and

WHEREAS representations have been received from industry association/individual unit(s) that the OCEMS data availability was < 85% due to reasons such as OCEMS maintenance/calibration activity or APCD retro fitment/ installation works or works associated with stack emission monitoring facilities, or non-operation of the unit during the said period; such claims are unit-specific and can be accepted only after verification by the concerned SPCB/DPCC; and

‘परिवेश भवन’ पूर्वी अर्जुन नगर, दिल्ली - 110032.

Parivesh Bhawan, East Arjun Nagar, Delhi - 110 032.

दूरभाष /Tel : 43102030, 22305792, वेबसाइट /Website: www.cpcb.nic.in

WHEREAS, it is necessary that the closure directed vide Directions dated 29.09.2026 is given effect to by the SPCBs/DPCC in a uniform manner consistent with the principles of natural justice, so that units which have since restored compliant data transmission and proper functioning of their pollution control systems are distinguished from persistent defaulters, without in any manner diluting the requirement of a minimum 85% data availability; and

WHEREAS, the Central Board has delegated signatory powers to the Member Secretary, Central Pollution Control Board in its 196th Board meeting dated 29th March, 2022 to issue directions under Section 18(1)(b) of the Air (Prevention & Control of Pollution) Act, 1981 to State Board(s)/Pollution Control Committee(s);

NOW, THEREFORE, in continuation of, and for effective enforcement of, the Directions dated September 29, 2026, and in exercise of the powers vested under Section 18(1)(b) of the Air (Prevention & Control of Pollution) Act, 1981, DPCC and NCR SPCBs are hereby directed to follow the step-wise procedure enumerated below while giving effect to the said closure directions in respect of the 648 units:

- (a) The SPCB/PCC shall issue, within 03 days of receipt of this direction, a show-cause notice to each of the 648 units (other than units already closed and sealed in terms of directions dated 29.09.2026, which shall be dealt with under para (f) below) as to why closure in terms of the Directions dated 29.09.2026 should not be enforced. The unit shall reply within 03 days of receipt of the notice, through an undertaking signed by its authorised signatory, establishing that:
 - (i) the OCEMS is operational and transmitting data to the CPCB ODAMS portal, with not less than 85% data availability for all registered parameters, from the date of receipt of the show-cause notice till the date of submission of reply. Further, the OCEMS data for PM parameter must be live on the ODAMS portal as on the date of submission of the reply.
 - (ii) The unit shall clearly provide: a) the reasons for data non-availability during 17–23 September 2026; b) the corrective and preventive actions taken, along with supporting documentary evidence including calibration certificate of OCEMS; c) that the unit is being operated only on permitted fuel and no other fuel (other than the permitted fuel) is being used by the unit; d) that the APCD is operating & functioning properly or in the alternate, the unit is exempt from requirement of APCD by SPCB/DPCC or that the unit has furnished Adequacy Report for APCD as per CPCB instructions; and e) geo-tagged and time-stamped photographs showing the operational OCEMS equipment, operational APCD if applicable, and live OCEMS data status on the portal.

- (iii) The unit shall declare that exemption certificate/adequacy report/APCD work order, as applicable, is uploaded on the CPCB's APCD portal.
- (iv) The unit shall undertake to maintain not less than 85% OCEMS data availability on a continuous basis, and that any information furnished in its reply which is found to be false or misleading shall render it liable to immediate closure, besides other action under the Air (Prevention & Control of Pollution) Act, 1981.
- (b) The SPCB/DPCC shall examine the reply of the unit within 03 working days of its receipt in terms of corrective actions claimed by the unit and supporting documents, such as servicing record, maintenance reports, work orders, replacement invoices, calibration document, AMC document etc., and, preventive measures put in place to avoid recurrence of OCEMS data non-availability, and ensure that the unit is using permitted fuel and that the APCD is functioning satisfactorily or in the alternate the unit is exempted by SPCB/DPCC from the requirement of APCD or the unit has furnished adequacy certificate for the APCD as per the CPCB instructions.
- (c) In cases where the SPCB/DPCC is satisfied, for reasons to be recorded in writing, that the unit has fulfilled all the requirements at (a) above, the show-cause notice may be disposed of by a speaking order. Such unit shall thereafter be monitored under, and be subject to, the alert protocol and the actions thereto as issued by CPCB vide Directions dated September 30, 2026.
- (d) Where a unit fails to reply within the stipulated time, or its reply is not found satisfactory, the SPCB/DPCC shall forthwith enforce closure of the unit in terms of the Directions dated 29.09.2026, by sealing the relevant components of the manufacturing process/unit operations, including the DG set, in coordination with the concerned DC/DM. Revocation of such closure shall be considered only upon fulfilment of the requirements at (a) above and after verification by the SPCB/DPCC.
- (e) A unit in whose case the show-cause notice has been disposed of under (c) above, and which is again found to have data availability below 85%, or in respect of which a Red Alert is generated, at any time up to 28.02.2027, shall not be eligible again for the procedure at (a) to (c) above, and shall be proceeded against forthwith in terms of the Red Alert actions under the Directions dated 30.09.2026 and closure under the Directions dated 29.09.2026.
- (f) Units already closed and sealed pursuant to the Directions dated 29.09.2026 may apply to the concerned SPCB/PCC for revocation of closure, furnishing the information and undertaking specified at (a) above. The SPCB/PCC shall decide such applications within 03 working days of receipt, after verification including physical inspection, and may, if required, permit a time-bound trial operation under supervision solely for the purpose of demonstrating OCEMS functioning and data transmission.

The SPCBs/PCC of Delhi NCR shall ensure stepwise compliance of above while ensuring enforcement of closure direction dated September 29, 2026 issued by CPCB in respect of 648 units w.r.t. <85% data availability and submit action taken report along with unit wise compliance status to CPCB within one week from issuance of this direction i.e. by 10/10/2026 positively.



(Prasoona Gargava)
Member Secretary



List of NCR SPCBs/DPCC

1. The Member Secretary
Rajasthan Pollution Control Board
4, Jhalana Institutional Area,
Jhalana Doongri, Jaipur,
Rajasthan – 302004
2. The Member Secretary
Haryana State Pollution Control Board
C-11, Sector-6,
Panchkula- 134109, Haryana
3. The Member Secretary
Delhi Pollution Control Committee
4th and 5th Floor, ISBT Building,
Kashmere Gate, Delhi-110006
4. The Member Secretary
Uttar Pradesh Pollution Control Board,
Building. No. TC-12V, Vibhuti Khand,
Gomti Nagar Lucknow-226 010

Copy to:

1. The Joint Secretary (CP Division) : *For kind information, please.*
Ministry of Environment, Forests
and Climate Change Indira
Paryavaran Bhawan Jor Bagh
Road,
New Delhi - 110 003
2. The Member Secretary, : *For kind information, please.*
Commission for Air Quality
Management (CAQM) in National
Capital Region and Adjoining Areas
17th Floor, Jawahar Vyapar Bhawan,
(STC Building), Tolstoy Marg,
New Delhi - 110001
3. The Regional Director (Chandigarh) : *For information and follow-up with HSPCB
& DPCC, please.*
Central Pollution Control Board
BSNL Exchange, 2nd Floor
Sector 49-C, Chandigarh-160047
4. The Regional Director (Bhopal) : *For information and follow-up with
RSPCB, please.*
Central Pollution Control Board
3rd Floor, Sahkar Bhawan
North T.T Nagar, Bhopal- 462003
5. The Regional Director (Lucknow) : *For information and follow-up with
UPPCB, please.*
Central Pollution Control Board
Ground Floor, PICUP Bhawan
Vibhuti Khand, Gomti Nagar
Lucknow- 226020
6. The DH, AQM Division, CPCB : *For information, please.*
7. The DH, CPCB : *For information and follow-up, please.*
(IPC-I, II, III, IV, V, VI, VII;
WM-I, II & III;
UPC-I & UPC-II)
8. The DH, IT Division, CPCB : *With a request to upload this letter on
CPCB website and follow up
please.*


(Prasoon Gargava)
Member Secretary