

Government of India
Ministry of Environment, Forest & Climate Change

Indira Paryavaran Bhawan
Aliganj Road,
Jor Bhagh, New Delhi

No. J-11015/183/2010-IA-II.(M)

Dated : 16th April, 2015

To,

The Asst. Vice-President (Corporate-Affairs)
M/s Hindalco Industries Limited
Aditya Birla Centre,
3rd Floor, B wing, S.K. Ahire Marg,
Worli, Mumbai-400030
Maharashtra

E-mail: corporateaffairs@adityabirla.com

Subject: Transfer of Environmental Clearance for Gare IV/4 Coal Mine Project (1 MTPA of which 0.4 MTPA OC and 0.6 MTPA UG in ML area of 701.512 ha) located in Tehsil Gharghoda (now Tehsil – Tamnar), Dist. Raigarh, Chhattisgarh from M/s Jayaswal Neco Industries to M/s Hindalco Industries Limited , Mumbai, Maharashtra – reg.

The Ministry of Environment, Forest and Climate Change (MoEFCC), in accordance with the Environmental Impact Assessment (EIA) Notification, 2006 and subsequent amendment thereto had accorded Environmental Clearance (EC) to M/s Jayaswal Neco Industries for Gare IV/4 Coal Mine Project (1 MTPA of which 0.4 MTPA OC and 0.6 MTPA UG) in ML area of 701.512 ha located in Tehsil Gharghoda (now Tehsil – Tamnar), Dist. Raigarh, Chhattisgarh subject to compliance of terms and conditions stipulated in the EC letter No. J-11015/183/2010-IA.II (M) dated March 12, 2013.

WHEREAS the Supreme Court of India vide judgment dated 25th August, 2014 read with its order dated 24th September, 2014 has cancelled the allocation of 204 coal blocks and issued directions with regard to such coal blocks wherein the Central Government in pursuance of the said directions has to take immediate action to implement the said order.



WHEREAS in pursuance of the judgment and order of the Supreme Court, the nominated authority has, in accordance with provisions of the Coal Mines (Special Provisions) Second Ordinance, 2014 and the Coal Mines (Special Provisions) Rules 2014 conducted the auction of the mines.


WHEREAS Ministry of Coal (MOC) vide its O.M. letter no. 43020/20/2014-CPAM dated 16th March, 2015 has informed MoEFCC that MOC has recently approved 23 coal blocks (15 coal blocks from Schedule II and 8 coal blocks from Schedule III of the Ordinance) through bidding to different successful bidders/ companies. MOC has requested this Ministry to facilitate transfer of the Environment Clearance and Forest Clearance of these blocks to the new successful bidders before 31.03.2015.

WHEREAS Ministry of Coal vide Vesting Order under clause (b) of sub-rule (2) of rule 7 and sub-rule (1) of rule 13 and Order no. 104/16/2015/NA dated 23rd March, 2015 has allocated the Gare IV/4 Coal Mine Project located in Tehsil Gharghoda (now Tehsil – Tamnar), Dist. Raigarh, Chhattisgarh, to M/s Hindalco Industries Limited, Registered Office at Century Bhavan, 3rd Floor, Dr. Annie Besant'Road , Worli, Mumbai-400 030 Maharashtra as the successful bidder.

WHEREAS vide Gazette Notification S.O. 811 (E) Notification dated 23.03.2015, MOEFCC has made amendments to paragraph 11 in the Gazette Notification S.O.1533 (E) dated 14th September, 2006. Vide the said amendment; where an allocation of coal block is cancelled in any legal proceeding; or by the Government in accordance with law, the environmental clearance granted in respect of such coal block may be transferred, subject to the same validity period as was initially granted, to any legal person to whom such block is subsequently allocated, and in such case, obtaining of "no objection" from either the holder of environment clearance or from the regulatory authority concerned shall not be necessary and no reference shall be made to the Expert Appraisal Committee or the State Level Expert Appraisal Committee concerned.

WHEREAS pursuant to the MOC vesting Order no. 104/16/2015/NA dated 23rd March, 2015 and MoEFCC Gazette Notification S.O. 811(E) dated 23.03.2015, the EC granted vide letter no. J-11015/183/2010-IA.II (M) dated 12th March, 2013 to M/s Jayaswal Neco Industries for Gare IV/4 Coal Mine Project (1 MTPA of which 0.4 MTPA OC and 0.6 MTPA UG) in ML area of 701.512 ha located in Tehsil Gharghoda (now Tehsil – Tamnar), Dist. Raigarh, Chhattisgarh is hereby transferred to M/s Hindalco Industries Limited, Registered Office at Century Bhavan, 3rd Floor, Dr. Annie Besant Road, Worli, Mumbai-400030 Maharashtra subject to the following conditions:

- (i) Any change in scope of work will attract the provisions of Environment Protection Act (EPA), 1986 and Environmental Impact Assessment Notification, 2006 in conjunction with the subsequent amendments / circulars.
- (ii) All conditions stipulated in the EC letter No. J-11015/183/2010-IA.II (M) dated 12th March, 2013 shall remain unchanged.
- (iii) The successful bidder shall be liable, if any, for any act of violation of the EPA 1986 / EIA Notification 2006 /subsequent amendments and circulars which it has inherited during the transfer.
- (iv) Successful bidder shall be liable for compliance of all court directions, if any.


(Dr R Warriar)
Director

Copy to :

1. Secretary, Ministry of Coal, New Delhi.
2. Secretary, Department of Environment & Forests, Government of Chhattisgarh, Secretariat, Raipur.
3. Chief Conservator of Forests, Regional office (EZ), Ministry of Environment & Forests, E-2/240 Arera Colony, Bhopal 462016.
4. Chairman, Chhattisgarh State Environment Conservation Board, 1-Tilak Nagar, Shiv Mandir Chowk ,Main Road, Avanti Vihar, RAIPUR-Chhattisgarh- 492001.

5. Chairman, Central Pollution Control Board, CBD-cum-Office Complex, East Arjun Nagar, New Delhi -110032.
6. Member-Secretary, Central Ground Water Authority, Ministry of Water Resources, Curzon Road Barracks, A-2, W-3 Kasturba Gandhi Marg, New Delhi.
7. District Collector, Raigarh, Government of Chhattisgarh, New Delhi.
8. Monitoring File. 9. Guard File. 10. Record File.



(Dr R Warriar)
Director