

Government of India  
Ministry of Environment, Forest & Climate Change

Indira Paryavaran Bhawan  
Aliganj, Jor Bagh Road,  
New Delhi-110003

No. J-11015/61/2006-IA-II.(M)

Dated : 16<sup>th</sup> April, 2015

To,

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

E-mail: corporateaffairs@adityabirla.com

**Subject: Transfer of Environmental Clearance of Kathautia Opencast Coalmine Project (0.80 MTPA) in an ML area of 938.27 ha in villages Kathautia, Kajri, Garikhas, Palhekhurd, Sika, Sakhui and Batsara, Tehsil Daltonganj district Palamau, Jharkhand from M/s Usha Martin Limited 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 Usha Martin Limited for Kathautia Opencast Coalmine Project (0.80 MTPA) in an ML area of 938.27 ha in villages Kathautia, Kajri, Garikhas, Palhekhurd, Sika, Sakhui and Batsara, Tehsil Daltonganj district Palamau, Jharkhand subject to compliance of terms and conditions stipulated in the EC letter No. J-11015/61/2006-IA.II (M) dated June 19<sup>th</sup>, 2006.

WHEREAS the Supreme Court of India vide judgment dated 25<sup>th</sup> August, 2014 read with its order dated 24<sup>th</sup> 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.



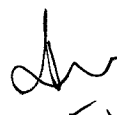
WHEREAS in pursuance of the judgment and order of the Supreme Court, the nominated authority has, in accordance with provisions of the Coal Mines (Special Provisions) Second Ordinance, 2014 and the Coal Mines (Special Provisions) Rules 2014 conducted the auction of the mines.

WHEREAS Ministry of Coal (MOC) vide its O.M. letter no. 43020/20/2014-CPAM dated 16<sup>th</sup> 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. 104/3/2015/NA dated 23<sup>rd</sup> March, 2015 has allocated the Kathautia Opencast Coalmine Project (0.80 MTPA) in an ML area of 938.27 ha in villages Kathautia, Kajri, Garikhas, Palhekhurd, Sika, Sakhui and Batsara, Tehsil Daltonganj district Palamau, Jharkhand, to M/s Hindalco Industries Limited, Registered Office at Century Bhavan, 3<sup>rd</sup> Floor, Dr. Annie Besant Road , Worli, Mumbai-400 030 Maharashtra as the successful bidder.

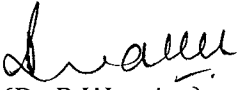
WHEREAS vide Gazette Notification S.O. 811 (E) Notification dated 23.03.2015, MOEFCC has made amendments to paragraph 11 in the Gazette Notification S.O.1533 (E) dated 14<sup>th</sup> September, 2006. Vide the said amendment; where an allocation of coal block is cancelled in any legal proceeding; or 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. 104/3/2015/NA dated 23<sup>rd</sup> March, 2015 and MoEFCC Gazette Notification S.O. 811(E) dated 23.03.2015, the EC granted vide letter



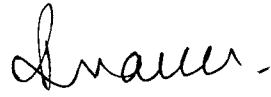
no. J-11015/61/2006-IA.II (M) dated 19<sup>th</sup> June, 2006 to M/s Usha Martin Limited for Kathautia Opencast Coalmine Project (0.80 MTPA) in an ML area of 938.27 ha in villages Kathautia, Kajri, Garikhas, Palhekhurd, Sika, Sakhui and Batsara, Tehsil Daltonganj district Palamau, Jharkhand is hereby transferred to M/s Hindalco Industries Limited, Registered Office at Century Bhavan, 3<sup>rd</sup> Floor, Dr. Annie Besant Road, Worli, Mumbai-400 030 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-11015/61/2006-IA.II (M) dated 19<sup>th</sup> June, 2006 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 & Forest, Government of Orissa, Secretariat, Bhubaneswar.
3. PCCF (WL), Govt. of Orissa in regard to implementation of WL Conservation Plan.
4. Chief Conservator of Forest, Regional Office (EZ), Ministry of Environment & Forest, A-Chadrashekarapur, Bhubaneswar -751023
5. Chairman, Orissa State Pollution Control Board, Parivesh Bhawan, A/118, Nilkanthanagar, Unit VIII, Bhubaneswar-751012.
6. Chairman, Central Pollution Control Board, CBD-cum-Office Complex, East Arjun Nagar, New Delhi
7. Member Secretary, Central Ground Water Authority, Ministry of Water Resources, Curzon Road Barracks, A-2, W-3, Kasturba Gandhi Marg, New Delhi.
8. District Collect, **Palamau**, Government of Orissa.
9. Monitoring File 10. Guard File 11 Record File.

  
(Dr R Warriar)  
Director

