



No. SEIAA/GUJ/EC/1(a)/359/2015

Date: 26/Mar/2015

Time Limit

Sub: Environment Clearance for mining of Bentonite of Jayntilal Bhikhalal Rabdiya [Lease Area: 04-00-00 Ha] at S.No.166, Village: Rayadhanzar, Taluka: Abdasa, Dist: Kutch State: Gujarat.....Mining project in Category 1 (a) of the Schedule of the EIA Notification dated 14/9/2006.

Dear Sir,

This has reference to 23 applications seeking environmental clearance for mining of **Bentonite** from the Department of Geology & Mining, Gandhinagar along with the information in specified performa endorsed by the Geologist of Kutch district, which is also duly verified by the Office of the Commissioner, Geology & Mining, Gandhinagar.

The brief information submitted by Commissioner, Geology & Mining, Gandhinagar as follows:

Sr No	Name of Applicant	Survey No.	Village	Taluka	Lease Area in Hectare	Rate of Mining
1.	Jayntilal Bhikhalal Rabdiya	S.No.166	Rayadhanzar	Abdasa	04-00-00	4500 MT/Month

A lease area of this proposal is less than 10 Ha and being mining projects they fall under project / activity no. 1(a) of the Schedule of the EIA Notification, 2006. As individual lease area of each of the proposals is less than 50 Hectare, they fall under category B.

Since the project was categorized as 'B2', it does not require Public Consultation as per Para 7(i) III. Stage (3) (e) of EIA Notification, 2006.

The SEAC, Gujarat had recommended 23 proposals to the SEIAA based on SEAC meeting held on dated 28.11.2014 where Geologist, Kutch District, Geology and Mining Department called for presentation and based on discussion SEAC Gujarat sent their recommendation for 23 proposals on dated 19.12.2014 to SEIAA to grant the Environment Clearance to these mining projects.

The proposal was considered by SEIAA, Gujarat in its meeting held on 21.02.2015 at Gandhinagar. After detailed deliberation and careful consideration, SEIAA hereby accords individual Environmental Clearance to above project under the provisions of the EIA Notification dated 14th September, 2006 subject to compliance of the following conditions.

SPECIFIC CONDITIONS:

1. Project proponent shall comply with all the guidelines and notifications issued by MOEFCC, New Delhi regarding cluster policy as part of compliance of orders of Hon'ble National Green Tribunal time to time.
2. If lease area of project proponent falls in the cluster and total borrowed area of the cluster fall under category B1 or A, as per the prevailing guidelines of MoEFCC, New Delhi, all the concerned procedures shall be followed up accordingly for compliance of Environmental Laws/Notifications/Rules and under such circumstances project proponent shall extend all support including financial contribution or otherwise also for compliance of environmental Laws/Notifications/Rules such cluster.
3. If lease area of applicant falls in the cluster and total borrowed area of the cluster fall under category B1 or A, EIA study shall be carried out for the said cluster as decided by the competent authority and EMP for the cluster shall be prepared based on outcome of the EIA study. In such a case, all the suggestions/recommendations of EIA/EMP prepared for the cluster shall be complied within a letter and spirit by the project proponent(s) including lease holders who have already been accorded Environmental Clearance.

4. **No mining shall be undertaken outside the area specified in this Environmental Clearance.**
5. **Any change in lease area (Individual/cluster), survey number, entailing capacity addition with change in mining technology, modernization and scope of working shall again require prior Environmental Clearance as per the provisions of EIA Notification, 2006 as amended time to time.**

CONDITIONS :

A.1 WATER:

6. The project proponent shall obtain necessary prior permission of the competent authorities for withdrawal of requisite quantity of water (surface water and/or ground water) required for the project.
7. Mining operation shall not intersect ground table and hence there shall not be any water / wastewater discharge from mining operations.
8. Garland Drains, setting tank and Catch drains of appropriate size, gradient and length shall be constructed around the excavated mine, mineral dumps, reject dumps to prevent silt and sediments flowing into any water body.
9. Domestic wastewater shall be disposed off through septic tank - soak pit.

A.2 AIR:

10. Effective safeguards, such as regular water sprinkling shall be out in critical areas prone to air pollution and having high levels of particulate matter such as loading and unloading point and all transfer points.
11. Drills shall either be operated with dust extractors or equipped with water injection system (wet drilling) to suppress air borne dust during drilling.
12. Only controlled blasting shall be practiced with all necessary care. Blasting operation shall be carried out only during the day time.
13. Internal roads shall be either paved properly or sprinkled with water at regular intervals for controlling fugitive emission during vehicular movement. Trees of native species shall be developed along both sides of internal road/s in order to contain dust.
14. Vehicles shall not be overloaded and mineral transportation shall be done only through covered trucks so that no spillage of mineral / dust take place.
15. Vehicles used in mining operations shall be maintained well so as to keep vehicular emissions in control.
16. Fugitive emission in work place ambient air shall be monitored. The emission shall conform to the standards prescribed by the concerned authorities.
17. Ambient air quality shall be monitored at site and the nearest human habitation and it shall conform to the norms prescribed by the MoEF, Govt. of India.

A.3 OVER BURDEN / REJECTS / HAZARDOUS WASTE:

18. The project proponent shall strive to adopt zero waste mining concepts by reducing the quantum of reject through technological innovation or finding the use of fines through perspective buyers.
19. Top soil from the mining area shall be scrapped, stacked separately, preserved and utilized for the plantation work.
20. Overburden, waste rock and non-saleable mineral generated during prospecting or mining operations shall be stored separately in properly formed dumps on grounds earmarked. Slope and height of such dumps shall be restricted adequately to prevent any slippage of material. Such dumps should be properly terraced, stabilized and secured at toe to prevent the escape of material that may cause degradation of the surrounding land or silting of water courses.
21. Overburden or other rejects shall be backfilled into the worked out quarry so far as possible with a view to restore the land to its original use or desired alternate use.
22. Used oil / waste oil, if any, generated shall be sold only to the registered recyclers. In case of generation of hazardous waste, the project proponent shall strictly comply with the provisions of Hazardous Waste (Management, Handling and Transboundary Movement) Rules 2008, as may be amended from time to time.

A.4 SAFETY:

23. Only controlled blasting shall be performed with all necessary care for protection of public, workers and property from fly rock and vibration risks.
24. Blasting shall be done in such a manner to prevent formation of big size boulders and thereby to minimize need for secondary blasting.
25. When blasting is done, it shall be ensured that the persons have moved out of buildings and away from the danger zone. At the time of blasting, a guard shall be posted on either side of the road to warn the passers.
26. Explosives for blasting shall be used only after taking requisite permission from the Director General of Mines Safety, Government of India. All necessary safety measures shall be taken and requisite license shall be obtained for storage of explosives.

27. Anti-vibration devices shall be provided to vibrating tools / equipments to be used by workers during mining. Vibrations shall be maintained within safe limit.
28. All the precautions are to be observed as per Reg. 106 of MMR, 1961 for safety and security. Face masks, helmets, safety shoes etc. shall be provided to all the workers working in the mining areas and its usage shall be ensured and supervised.
29. First Aid Box should be made readily available at the site.
30. Occupational health surveillance of workers shall be undertaken periodically by a doctor who is expert in occupational health and hygiene and its records shall be maintained.
31. Information regarding occupational mine diseases caused due to air pollution and its preventive measures shall be displayed at site in vernacular language for workers.

A.5 NOISE:

32. Noise level in and around the lease area shall be kept well within the standards by providing noise control measures including engineering control like acoustic insulation, hoods, silencers, enclosures etc. on all sources of noise generation. Ambient noise level shall conform to the standards prescribed under the Environment (Protection) Act & Rules, 1986.

A.6 GREEN BELT DEVELOPMENT:

33. Green belt shall be developed in periphery of the lease area as per the CPCB guidelines and strictly as per the time schedule. The green belt should comprise of rows of varying height native trees with thick foliage.
34. Drip irrigation system shall be used for the green belt development within the premises.

B. OTHER CONDITIONS:

35. This Environmental Clearance does not confer any right to the project proponent on the land proposed for lease and all necessary statutory clearances / permissions shall be obtained from respective department before start of mining operations.
36. Mining operation shall be restricted to above ground water table and it shall be ensured that it does not intersect ground water table.
37. The project proponent shall ensure that no natural water course gets obstructed due to mining operations.
38. The pits left unfilled in lease area shall be converted to water body. Higher benches of excavated void/mining pit shall be terraced and its slope shall be made gentler for easy accessibility to the water body.
39. No mining shall be carried out in the safety zone of any bridge / embankment and in the vicinity of natural / manmade archeological sites.
40. No wildlife habitat shall be infringed and in addition to that before issuing the mining lease, it has to be ensured that no wildlife moments shall be existing in the lease area proposed for mining.
41. A booklet containing the Dos and Don'ts shall be prepared in vernacular languages for the use of site in-charge and workers to ensure that all necessary environmental, safety and health measures are undertaken.
42. Funds earmarked for environmental protection measures shall be kept in a separate account and shall not be diverted for other purpose. Records of year wise expenditure shall be maintained.
43. The project proponent shall also comply with any additional condition that may be imposed by the SEAC or the SEIAA or any other competent authority for the purpose of environmental protection and management.
44. Half yearly compliance reports on the conditions stipulated hereinabove shall be submitted to the SEIAA, State Pollution Control Board and the Regional Office of the Ministry of Environment and Forests, Bhopal, on 1st June and 1st December of each calendar year by individual project proponent.
45. The project proponent shall have to comply with the provisions of Gujarat Minor Mineral Concession Rules (GMMCR) as and when amended by the State Govt. with respect to the provisions for approval of mining plan, EMP for cluster, creation of separate corpus, etc. in view of the recommendations made by the MoEF in its report of March 2010 and the model guidelines framed by the Ministry of Mines.
46. The project proponent shall have to get their Mining Plan approved by the competent authority, within a period of one year from the date of grant of environmental clearance.
47. Decisions/Directions of Hon'ble Court and Hon'ble National Green Tribunal given in the matter of minor minerals shall be binding on the project proponent.
48. The Individual project proponent shall inform the public that the project has been accorded environmental clearance by the SEIAA and that the copies of the clearance letter are available with the GPCB and may also be seen at the Website of SEIAA/ SEAC/ GPCB. This shall be advertised within seven days from the date of the clearance letter, in at least two local newspapers that are widely circulated in the region, one of which shall be in the Gujarati language and the other in English. A copy each of the same shall be forwarded to the concerned Regional Office of the Ministry.

49. The project authorities shall inform the GPCB, Regional Office of MoEF and SEIAA about the date of financial closure and final approval of the project by the concerned authorities and the date of start of the project.
50. The SEIAA may revoke or suspend the clearance, if implementation of any of the above conditions is not found satisfactory.
51. The project proponent in a time bound manner shall implement these conditions. The SEIAA reserves the right to stipulate additional conditions, if the same is found necessary. The above conditions will be enforced, inter-alia under the provisions of the Water (Prevention & Control of Pollution) Act, 1974, Air (Prevention & Control of Pollution) Act, 1981, the Environment (Protection) Act 1986 and Hazardous Wastes (Management Handling and Transboundary) Rules, 2008 along with their amendments and rules.
52. The environmental clearance is being issued without prejudice to the action, if any, initiated under the E.P. Act or any court case, if any, pending in the court of law and it does not mean that the project proponent has not violated any environmental laws in the past. This clearance does not give immunity to the project proponent for the case, if any, filed against him in any court of law or action initiated under the E.P. Act.
53. Precise mining area shall be jointly demarcated at the site by officials of Mining / Revenue Department prior to mining operations. Records of such site plan, duly verified by competent authority shall be maintained.
54. The project proponent shall carry out activities under CSR in consultation with the District Development Officer / District Collector.
55. Project proponent shall ensure that Mining Plan of the proposed project will be prepared and approved by the competent authority within a period of one year from the date of grant of environmental clearance.
56. Geology and Mining Department will take all measures to comply with all the conditions stipulated in this Environmental Clearance and all the conditions stipulated in this clearance shall be incorporated while granting lease to individual lease holder.
57. This clearance is issued with respect to only environmental considerations and it does not imply that SEIAA approved the way by which lease is granted to the project. While granting lease, the concerned authority shall ensure compliance of relevant Rules, Regulations, Notifications, Government Resolutions, Circulars, Judgments / Orders of Hon'ble Courts and NGT, etc.
58. Any appeal against this environmental clearance shall lie with the National Green Tribunal, if preferred, within a period of 30 days as prescribed under Section 16 of the National Green Tribunal Act, 2010.

With regards,
Yours sincerely,

(N.K.PATEL)

Member Secretary

Issued to:

Jayntilal Bhikhalal Rabdiya

S.No.166, Village: Rayadhanzar, Taluka: Abdasa,

Dist: Kutch

Served Through: The Geologist / Asst. Geologist, Geology & Mining Div., Collector Office, Kutch District

Copy to:-

1. The Secretary, SEAC, C/O. G.P.C.B. Gandhinagar - 382010.
2. The Commissioner, Geology & Mining, Block No. ½, 7th Floor, Udyog Bhavan, Sector – 11, Gandhinagar.
3. The Chairman, Central Pollution Control Board, Parivesh Bhavan, CBD -cum-Office Complex, East Arjun Nagar, New Delhi-110032
4. Zonal Officer, Central Pollution Control Board, Parivesh Bhavan, Opp Ward Office, Ward Number 10, Subhanpura, Vadadara – 390 023
5. The Chief Conservator of Forests (Central), Ministry of Environment & Forests, Regional Office (WZ), E-5, Arera Colony, Link Road-3, Bhopal-462016, MP
6. Monitoring Cell, Ministry of Environment and Forests, Paryavaran Bhavan, CGO Complex, New Delhi-110003.
7. The Member Secretary, Gujarat Pollution Control Board, Paryavaran Bhavan, Sector-10 A, Gandhinagar-382010
8. Select File

(N.K.PATEL)

Member Secretary