

Government of India
Ministry of Environment, Forest & Climate Change

Indira Paryavaran Bhawan
Aliganj Road,
Jor Bagh, New Delhi

No. J-11015/96/2004-IA-II.(M)

Dated: June 4, 2015

To,

M/s Bharat Aluminium Company Limited
Aluminium Sadan, Core 6,
Scope Office Complex,
7 Lodhi Road,
New Delhi – 110003

Subject: Transfer of Environmental Clearance of Chotia I Captive Coal mining project (0.75 MTPA) in an ML area of 1101.03 Ha. located in Village(s) Chotia and Baniya, Tehsil Katghora, District Korba, Chhattisgarh from M/s Prakash Industries Limited to M/s Bharat Aluminium Company Limited- reg.

The Ministry of Environment, Forest and Climate Change (MoEFCC), in accordance with the Environmental Impact Assessment (EIA) Notification, 1994 and subsequent amendment thereto had accorded Environmental Clearance (EC) for **Chotia I Captive Coal mining project (0.75 MTPA) in an ML area of 1101.03 Ha located in Village(s) Chotia and Baniya, Tehsil Katghora, District Kobra, Chhattisgarh from M/s Prakash Industries Limited** subject to compliance of terms and conditions stipulated in the EC letter No. J-11015/96/2004-IA.II (M) dated November 10, 2005 respectively.

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. 104/11/2015/NA dated 23rd March, 2015 has allocated the **Chotia I Captive Coal mining project (0.75 MTPA) in an ML area of 1101.03 Ha. located in Village(s) Chotia and Baniya, Tehsil Katghora, District Korba, Chhattisgarh to M/s Bharat Aluminium Company Limited, Registered Office at Aluminium Sadan, Core 6, Scope Office Complex, 7 Lodhi Road, New Delhi – 110003** 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.

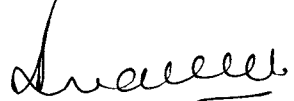
WHEREAS pursuant to the MOC vesting Order no. 104/11/2015/NA dated 23rd March, 2015 and MoEFCC Gazette Notification S.O. 811(E) Notification dated 23.03.2015, the EC granted vide letter no. J-11015/96/2004-IA.II (M) dated 10th November, 2005 to **M/s Prakash Industries Limited**, for **Chotia I Captive Coal mining project (0.75 MTPA) in an ML area of 1101.03 Ha. located in Village(s) Chotia and Baniya, Tehsil Katghora, District Korba, Chhattisgarh** is hereby transferred to **M/s Bharat Aluminium Company Limited, Registered Office at Aluminium Sadan, Core 6, Scope Office Complex, 7 Lodhi Road, New Delhi – 110003** 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-11015/96/2004-IA.II (M) dated 10th November, 2005** 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, Korba, Government of Chhattisgarh, New Delhi.
8. Monitoring File. 9. Guard File. 10. Record File.


(Dr R Warriar) **
Director

Government of India
Ministry of Environment, Forest & Climate Change

Indira Paryavaran Bhawan
Aliganj Road,
Jor Bagh, New Delhi

No. J-11015/96/2004-IA-II.(M)

Dated: June 17, 2015

To,

M/s Bharat Aluminium Company Limited
Aluminium Sadan, Core 6,
Scope Office Complex,
7 Lodhi Road,
New Delhi – 110003

Subject: Transfer of Environmental Clearance of Chotia II Captive Coal mining project (0.25 MTPA) in an ML area of 411.0 Ha. located in Village(s) Chotia and Baniya, Tehsil Katghora, District Korba, Chhattisgarh from M/s Prakash Industries Limited to M/s Bharat Aluminium Company Limited- reg.

The Ministry of Environment, Forest and Climate Change (MoEFCC), in accordance with the Environmental Impact Assessment (EIA) Notification, 1994 and subsequent amendment thereto had accorded Environmental Clearance (EC) for **Chotia II Coal mining project (0.25 MTP) in an ML area of 411 Ha located in Village(s) Chotia and Baniya, Tehsil Katghora, District Kobra, Chhattisgarh from M/s Prakash Industries Limited** subject to compliance of terms and conditions stipulated in the EC letter No. J-11015/95/20040IA-II (M) dated November 10, 2005 respectively.

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



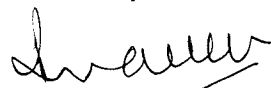
facilitate transfer of the Environment Clearance and Forest Clearance of these blocks to the new successful bidders before 31.03.2015.

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. 104/11/2015/NA dated 23rd March, 2015 has allocated the **Chotia II Coal mining project (0.25 MTP) in an ML area of 411 Ha located in Village(s) Chotia and Baniya, Tehsil Katghora, District Korba, Chhattisgarh to M/s Bharat Aluminium Company Limited, Registered Office at Aluminium Sadan, Core 6, Scope Office Complex, 7 Lodhi Road, New Delhi – 110003** 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. 104/11/2015/NA dated 23rd March, 2015 and MoEFCC Gazette Notification S.O. 811(E) Notification dated 23.03.2015, the EC granted vide letter no. J-11015/95/2004-IA.II (M) dated 10th November, 2005 to **M/s Prakash Industries Limited**, for **Chotia II Coal mining project (0.25 MTP) in an ML area of 411 ha located in Village(s) Chotia and Baniya, Tehsil Katghora, District Korba, Chhattisgarh** is hereby transferred to **M/s Bharat Aluminum Company Limited, Registered Office at Aluminum Sadan, Core 6, Scope Office Complex, 7 Lodhi Road, New Delhi – 110003** subject to the following conditions:

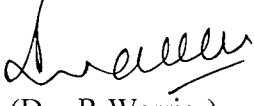
- (i) Any change in scope of work will attract the provisions of Environment Protection Act (EPA), 1986 and Environmental Impact Assessment Notification, 2006 in conjunction with the subsequent amendments / circulars.
- (ii) All conditions stipulated in the EC letter No. **J-11015/95/2004-IA.II (M) dated 10th November, 2005** shall remain unchanged.
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(Dr R Warriar)
Director

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