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पर्यावरण, बन और जलवायु परिवर्तन मंत्रालय
अधिसूचना

नई दिल्ली, 18 जनवरी, 2021

का.आ. 221(अ)—केंद्रीय सरकार, तत्कालीन पर्यावरण और बन मंत्रालय में, पर्यावरण (संरक्षण) अधिनियम, 1986 की धारा 3 की उप-धारा (1) और उप-धारा (2) के खंड (v) के अधीन अपनी शक्तियों के प्रयोग करते हुए, पर्यावरण समाधान निर्धारण अधिसूचना, 2006 (जिसे इसके बाद उक्त अधिसूचना कहा गया है) संख्या का. आ. 1533 (अ), तारीख 14 सितंबर, 2006 द्वारा प्रकाशित किया जा चुका है, उक्त अधिसूचना की अनुसूची में सभी संबंधित मूल्यव्यय नई परियोजनाओं या क्रियाकलापों के लिए उनके विस्तार और आधुनिकीकरण और/या उत्तराधिकारिक प्रभाव किया जा सकता है यथास्थिति, भूमि को अभिग्राम करने के नियम, परियोजना प्रबंधन द्वारा जिनी भी संसर्गात्मक कार्य या भूमि को तैयार करने से पूर्व संबंधित विनिवासक्ष प्रकाशित रूप से पूर्व पर्यावरणीय अनापेक्षित अपेक्षित होगी।

और कोरोना वायरस (कोविड-19) के प्रकोप के दौरान को देखते हुए और तत्पश्चात इसके निर्धारण के लिए घोषित लॉकडाउन (कुल या आशिक) ने, क्षेत्र में परियोजनाओं या क्रियाकलापों के कार्यान्वयन को प्रभावित किया है। पर्यावरण और बन जलवायु परिवर्तन मंत्रालय उक्त अधिसूचना में अनुसार अधिकृत प्रभाव से परे पूर्व पर्यावरणीय अनापेक्षित की विविधता के विस्तार के लिए अनुरोधों की संख्या प्रामाण में है, क्योंकि कोविड 19 महामारी आमतौर पर समाप्त नहीं हुई है। मामले की उक्त मंत्रालय में समीक्षा की गई है और पिछले इस तथ्य को ध्यान में रखते हुए है कि लॉकडाउन (कुल या आशिक) के कारण, क्षेत्र में क्रियाकलापों का जारी रखना कठिन हो सकता है।
S.O. 221(E).—Whereas, the Central Government in the erstwhile Ministry of Environment and Forests, in exercise of its powers by sub-section (1) and clause (v) of sub-section (2) of section 3 of the Environment (Protection) Act, 1986 has published the Environment Impact Assessment Notification, 2006 (hereinafter referred to as the said notification) vide number S.O.1533(E), dated the 14th September, 2006, making the requirement of prior environmental clearance from the concerned regulatory authority mandatory for all new projects or activities listed in the Schedule to the said notification, their expansion and modernisation and/or change in product mix, as the case may be, before any construction work or preparation of land by the project management except for securing the land;

And whereas, in view of the outbreak of Corona Virus (COVID-19) and subsequent lockdowns (total or partial) declared for its control, implementation of projects or activities in the field has been affected. Ministry of Environment, Forest and Climate Change in pursuance of sub-section (1) and clause (v) of sub-section (2) of section 3 of the Environment (Protection) Act, 1986 has published the Environment Impact Assessment Notification, 2006 vide number S.O.4254(E), dated 27th November, 2020 making the requirement of prior environmental clearance from the concerned regulatory authority mandatory for all new projects or activities listed in the Schedule to the said notification, their expansion and modernisation and/or change in product mix, as the case may be, before any construction work or preparation of land by the project management except for securing the land;

MINISTRY OF ENVIRONMENT, FOREST AND CLIMATE CHANGE
NOTIFICATION
New Delhi, the 18th January, 2021
Environment, Forest and Climate Change is in receipt of number of requests for extension of the validity of prior environmental clearances beyond the maximum period allowed in the said notification, as the COVID-19 pandemic has not yet come to an end. The matter has been examined in the said Ministry and the concern is genuine keeping in view the fact that due to lock downs (total or partial), continuation of activities in the field has been difficult.

Now, therefore, in exercise of the powers conferred by sub-section (1) and clause (v) of sub-section (2) of section 3 of the Environment (Protection) Act, 1986 (29 of 1986), read with sub-rule (4) of rule 5 of the Environment (Protection) Rules, 1986, the Central Government, after having dispensed with the requirement of notice under clause (a) of sub-rule (3) of rule 5 of the said rules in public interest, hereby makes the following further amendments in the notification of Government of India, in the erstwhile Ministry of Environment and Forests, number S.O. 1533 (E), dated the 14th September, 2006, published in the Gazette of India, Extraordinary, Part-II, Section 3, Sub-section (II), namely:-

In the said notification, -

(i) in paragraph 7, in sub-paragraph 7(i), under sub-heading II. “Stage (2) – Scoping”, after clause (viii), the following clause shall be inserted, namely:-

“(ix). Notwithstanding anything contained above, the period from the 1st April, 2020 to the 31st March, 2021 shall not be considered for the purpose of calculation of the period of validity of Terms of Reference granted under the provisions of this notification in view of outbreak of Corona Virus (COVID-19) and subsequent lock downs (total or partial) declared for its control, however, all activities undertaken during this period in respect of the said Terms of Reference shall be treated as valid.

(ii) for paragraph 9A, the following paragraph shall be substituted namely:-

“9A. Notwithstanding anything contained in this notification, the period from the 1st April, 2020 to the 31st March, 2021 shall not be considered for the purpose of calculation of the period of validity of Prior Environmental Clearances granted under the provisions of this notification in view of outbreak of Corona Virus (COVID-19) and subsequent lock downs (total or partial) declared for its control, however, all activities undertaken during this period in respect of the Environmental Clearance granted shall be treated as valid.”;

[F.No.22-25/2020-IA.III]

GEETA MENON, Joint Secy.

Note: The principal notification was published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (ii) vide number S.O. 1533 (E), dated the 14th September, 2006 and was last amended vide the notification number S.O. 4254(E), dated the 27th November, 2020.