सत्यमेव जयते

State Level Environment Impact Assessment Authority, Jharkhand.

C – 170, Road No. 4, Ashok Nagar, Ranchi, Jharkhand. 834 002.
Tel #: 0651–2243488; Fax #: 0651–2243487.
E-mail: info@jseiaa.com, website: www.jseiaa.org.

Letter No.-**EC/SEIAA/2014-15/566/2014**/2053 Ranchi, Date: 2/12/15

To: **Mohammad Naim,**
S/o Late Nanhu Miya,
Vill- Piri, P.O.- Barkakana,
Dist- Ramgarh, Jharkhand- 829102.

Sub.: Environmental Clearance for the project **"Brick Clay Mining of M/s N.N.C Bricks at Khata No. 17, Plot No. 755 & Khata No. 43, Plot No.- 751, 752, 753 at Village- Piri, Tehsil-Barkakana, Dist.-Ramgarh, Jharkhand. (0.93 Ha)."**

Sir,

It is in reference to the project "Brick Clay Mining of M/s N.N.C Bricks at Khata No. 17, Plot No. 755 & Khata No. 43, Plot No.- 751, 752, 753 at Village- Piri, Tehsil-Barkakana, Dist.-Ramgarh, Jharkhand. (0.93 Ha)"submitted by you for seeking prior Environmental Clearances (EC). The proposed annual production capacity as per Form I has been indicated as 1584 m^3.

The proposal was appraised by State Level Expert Appraisal Committee (SEAC) and recommended for grant of Environmental Clearance in its meeting held on 12th to 15th January, 2015.

State Level Environment Level Impact Assessment Authority (SEIAA), Jharkhand in its meeting held on 02.04.2015 discussed the project proposal along with recommendations made by SEAC and decided to grant EC to the project.

Following the decision of SEIAA, as mentioned above, Environmental Clearance is hereby issued to the project **"Brick Clay Mining of M/s N.N.C Bricks at Khata No. 17, Plot No. 755 & Khata No. 43, Plot No.- 751, 752, 753 at Village- Piri, Tehsil-Barkakana, Dist.-Ramgarh, Jharkhand. (0.93 Ha)"** alongwith the following conditions-

A. Specific Conditions

1. This Environmental Clearance is valid subject to the following condition below –
   That this project has-
   a. Obtained all legal rights to operate at concerned place.
   b. Complied with all existing concerned laws of the land and
   c. Complied with the decisions of SEIAA on the issue of Environmental Clearance till date.
2. A matter in the context of Environmental Clearance to Chururia Sand Ghat in Barakar River of M/S Starnet Marketing Pvt Ltd at Village- Chururia, Ghurnbeda&Daldali, P.S-Tundi, District- Dhanbad, Jharkhand (14.30 Ha) has come to the notice of SEIAA in which mining lease has been granted by the Mining department on such a piece of Land in which two plots have been found within the forest area and this has also come to the notice of SEAC during examination of the records submitted by the concerned proponent .

   SEIAA in it's 35th meeting dated 13.08.2015 decided that SEAC will considered after taking undertaking from the proponent about the distance from forest boundary to avoid the delay in obtaining the certificate of D.F.O.

But as matter mentioned in para 1 it has come to the knowledge of SEIAA that if the undertaking given by the proponent is found to be wrong and if the mining Lease granted by the Department of Mines and Geology in such an area where the land or any part of it under lease is found at any level or by any authority to be inside notified forest or demarcated forest or Jungle Jhari area (as recorded in revenue records). SEIAA decides that the E.C. issued will be treated as invalid / cancelled with immediate effect.

SEIAA decides that this condition will apply in all the similar cases in which E.C. has already been issued earlier.

3. Decision taken by SEIAA on 7.05.2013 regarding distance from forest boundary is substituted as follows:-

   "For renewal cases of mining lease position of earlier lease as and where it was legally running is allowed and in case of new lease it should be at a distance of 250 meters from the nearest forest boundary".

4. Condition laid down in all earlier minutes of proceedings regarding requirement of CTO/CTE by JSPCB is substituted as follows:-

   "Proponent will comply with all other mandatory provisions of status if so required".

5. The environmental clearance is subject to grant / renewal of mining permit by the Department of Mines, Government of Jharkhand to PP Latest Minor Mineral Concession Rules of Govt. of Jharkhand and all other Statutory Conditions as imposed by various agencies / District Authorities are complied with.

6. No mining shall be undertaken in the forest area without obtaining requisite prior forestry clearance. Minimum distance shall be maintained from Reserved / Protected Forest as stipulated in SEIAA Guidelines.

7. Environmental clearance is subject to final order of the Hon'ble Supreme Court of India / MOEF Guidelines applicable to Minor Minerals / Brick Earth Mining.

8. Environmental clearance is subject to obtaining clearance under the Wildlife (Protection) Act, 1972 from the competent authority, as may be applicable to this project (in case any fauna occurs / is found in the Project area). No damage is to be done to fauna if found in ML area (as mentioned in various schedules). In case found they should be given protection, collected alive with the help of the expert and transferred them or handing over them to the concerned authorities.

9. The activity associated with borrowing / excavation of ' brick earth' and 'ordinary earth' for purpose of brick manufacturing, construction of roads, embankments etc. shall not involve blasting.

10. The borrowing / excavation activity shall be restricted to a maximum depth of 2 m below general ground level at the site. However – excavation shall not intercept with ground water level at site.

11. The borrowing / excavation activity shall not alter the natural drainage pattern of the area.

12. The borrowing / excavated pit shall be restored by the project proponent for useful purpose (s).

13. Appropriate fencing all around the borrowed / excavated pit shall be made to prevent any mishap.

14. Measures shall be taken to prevent dust emission by covering of borrowed / excavated earth during transportation.

15. Safeguards shall be adopted against health risks on account of breeding of vectors in the water bodies created due to borrowing / excavation of earth.

16. Workers / labours shall be provided with facilities for drinking water and sanitation.

17. A considerable space from mine pit shall be left from the boundary of adjoining field, having, minimum width of 5M.

18. A minimum distance of 15 m from any civil structure shall be kept from the periphery of any excavation area.
19. The project proponent shall ensure that no natural watercourse and / or water resources shall be obstructed due to any mining operations. Adequate measures shall be taken for conservation and protection of the first order and the second order streams, if any emanating / passing through the mine lease area during the course of mining operation.
20. The top soil, if any shall temporarily be stored at earmarked site(s) only and it should not be kept unutilized for long. The topsoil shall be used for land reclamation and plantation.
21. Greenbelt shall be developed all along the mine lease area and haul roads. The Project proponent shall do tree plantation in at least 33% of the space, preferably along the periphery and in vacant space. Fast growing and local species will be planted. In case land is not available within the lease area or it is not possible to plant trees due to nature of land then PP will do necessary afforestation at other places / land.
22. Effective safeguard measures such as regular water sprinkling shall be carried out in critical areas prone to air pollution and having high levels of particulate matter such as loading and unloading point and transfer points. Extensive water sprinkling shall be carried out on haul roads which should be made pucca with suitable water drainage arrangements. It should be ensured that the Ambient Air Quality parameters conform to the norms prescribed by the Central Pollution Control Board in this regard.
23. The project proponent should implement suitable conservation measures to augment ground water resources in the area as per guidelines of Ground Water Directorate, Government of Jharkhand / Central Ground Water Board.
24. The project proponent shall if required, obtain necessary prior permission/NOC of the competent authorities for drawl of requisite quantity of water required for the project.
25. Suitable rainwater harvesting scheme shall be planned and implemented as per guidelines of Ground Water Directorate, Government of Jharkhand / Central Ground Water Board.
26. Vehicular emissions shall be kept under control and regularly monitored. Measures shall be taken for maintenance of vehicles used in mining operations and in transportation of mineral. The mineral transportation shall be carried out through the covered trucks only and the vehicles carrying the mineral shall not be overloaded. No transportation of ore outside the mine lease area shall be carried out after the sunset.
27. Effective safeguard measures should be taken to control fugitive emissions so as to ensure that RSPM (PM10 and PM 2.5) levels are within prescribed limits.
28. Pre-placement medical examination and periodical medical examination of the workers engaged in the project shall be carried out and records maintained.
29. The project proponent shall take all precautionary measures during mining operation for conservation and protection of endangered fauna.
30. Provision shall be made for the housing of labour within the site with all necessary infrastructure and facilities such as fuel for cooking, mobile toilets, septic tanks, safe drinking water, medical health care, etc. The housing may be in the form of temporary structures to be removed after the completion of the project.
31. Proper safety measures as per statutory requirement are to be implemented around the mined out Pit prior to closure of site.
32. A final mine closure schemeplan of mine pit shall be submitted to concerned DMO in advance of final mine closure for approval.
33. The excavated earth – by such Brick mining pit owner – shall be supplied only to owners of manufacturing of bricks –having "Consent to Operate" under the provision of section 25 and 26 of The water (prevention and control of pollution) Act, 1974 and under section 21 of The Air (prevention and control of pollution) Act, 1981.
34. All haul roads connection to mining pit head to concerned Brick kilns – shall have muram / Brick paved road to avoid fugitive emission during transportation activities. In addition to this there shall be tree plantation in both side along the haul road.

35. Prime agricultural land shall not be used for earth mining – until and unless – permission of conversion of land has been obtained by component authority.

B. General conditions

1. No change in mining methodology and scope of working should be made without prior approval of the Statutory authorities / Department of Mines, Government of Jharkhand / Jharkhand State Pollution Control Board, Ranchi during the EC period.
2. No change in the calendar plan including excavation, quantum of mineral and waste should be made.
3. The Project proponent shall make internal roads pucca and shall maintain a good housekeeping by regular cleaning and wetting of the haul roads and the premises.
4. The Project proponent shall maintain register for production and dispatch and submit return to the Board.
5. The Project proponent shall not cut trees / carry out tree felling in leased out area without the permission of competent authority.
6. Measures should be taken for control of noise levels below prescribed norms in the work environment. Workers engaged in operations of HEMM, etc. should be provided with ear plugs / muffs.
7. Personnel working in dusty areas should wear protective respiratory devices and they should also be provided with adequate training and information on safety and health aspects. Occupational health surveillance program of the workers should be undertaken periodically to observe any contractions due to exposure to dust and take corrective measures, if needed.
8. Dispensary facilities for First Aid shall be provided at site.
9. The funds earmarked for environmental protection measures should be kept in separate account and should not be diverted for other purpose. Year wise expenditure should be reported to the Jharkhand State Pollution Control Board, Ranchi. PP shall carry out CSR activities as per Government Guidelines (%of Profit / turnover).
10. The Jharkhand State Pollution Control Board, Ranchi directly or through its Regional Office, shall monitor compliance of the stipulated conditions. The project authorities should extend full cooperation to the officer (s) by furnishing the requisite data / information / monitoring reports.
11. The project proponent shall submit six monthly reports on the status of compliance of the stipulated environmental clearance conditions including results of monitored data (both in hard copies as well as by e-mail) to the Jharkhand State Pollution Control Board, Ranchi its concerned Regional Office and to SEIAA.
12. The proponent shall upload the status of compliance of the environmental clearance conditions, including results of monitored data on their website and shall update the same periodically. It shall simultaneously be sent to Jharkhand State Pollution Control Board and its concerned Regional Office The criteria pollutant levels namely ; SPM ,RSPM,SO_2 ,NOx (ambient levels) or critical sectoral parameters , indicated for the project shall be monitored and displayed at a convenient location near the project shall be monitored and displayed at a convenient location near the main gate of the company in the company in the public domain.
13. A copy of the clearance letter shall be sent by the project proponent to concerned Panchayat, ZilaParisad / Municipal Corporation, Urban Local Body and the Local NGO, if any, from whom suggestions/ representations, if any, were received while processing the proposal. The clearance letter shall also be put on the website of the Company by the project proponent.
14. The environmental statement for each financial year ending 31st March in Form-V as is mandated to be submitted by the project proponent to the Jharkhand State Pollution Control Board as prescribed under the Environment (Protection) Rules, 1986,as amended

subsequently ,shall also be put on the website of the company along the status of compliance of EC conditions and shall also to the concerned Regional Office of JSPCB by e-mail.

15. All statutory clearances shall be obtained before start of mining operations.

C. Other points

1. The Authority reserves the right to add any new condition or modify the above conditions or to revoke the clearance if conditions stipulated above are not implemented to the satisfaction of Authority or for that matter for any other Administrative reason.
2. The Environmental Clearance will be valid till the period of land lease and subject to grant / renewal of mining permit which are generally granted for period of 6 month at one time. The PP shall not increase production rate and alter lease area during the validity of Environmental Clearance.
3. In case of any deviation or alteration in the project proposed from those submitted to SEIAA, Jharkhand for clearance, a fresh reference should be made to SEIAA to assess the adequacy of the conditions imposed and to incorporate any new conditions if required.
4. The above stipulations would be enforced among others under the Water (Prevention & Control of Pollution) Act, 1974, the Air (Prevention & Control of Pollution) Act, 1981, the Environment (Protection) Act, 1986, Hazardous Wastes (Management, Handling and Tran boundary Movement) Rules, 2008 and the Public Liability Insurance Act, 1991 along with their amendments and rules made there under and also any other orders passed by the Hon'ble Supreme Court of India/ High Court of Jharkhand and any other Court of Law relating to the subject matter.
5. 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.

Sd/-
Member Secretary
State Level Environment Impact
Assessment Authority, Jharkhand.

Memo No.- **EC/SEIAA/2014-15/566/2014/** 2053 Dated: 02/12/15

Copy to:

1. Principal Secretary, Department of Forests& Environment, Jharkhand.
2. Deputy Commissioner, Ramgarh, Jharkhand.
3. Divisional Forest Officer, Ramgarh Division, Ramgarh, Jharkhand.
4. Director IA Division, Monitoring Cell, MoEF and Climate Change, Indira Paryavaran Bhavan, Jorbag Road, Aliganj, New Delhi - 110003
5. District Mining Officer, Ramgarh, Jharkhand.
6. Member Secretary, Jharkhand State Pollution Control Board, Ranchi.
7. Secretary, Jharkhand State Expert Appraisal Committee, Ranchi.
8. Website.
9. Guard file.

Member Secretary
State Level Environment Impact
Assessment Authority, Jharkhand