



## State Level Environment Impact Assessment Authority, Jharkhand

Nursery Complex, Near Dhurwa Bus Stand, P.O+P.S-Dhurwa, Ranchi, Jharkhand-834 004

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Letter No.-EC/SEIAA/2018-19/2270/2019/

Ranchi, Date:

To: Miraj Ansari, (Proprietor)  
at Village-, Bargain,  
P.O-Lem Bargain,  
P.S-Sadar Bargain,  
Dist – Ranchi,  
Jharkhand-834009.

Sub: Environmental Clearance for the project “Brick Soil Mining For M/s M.B.C. Bricks, Proprietor: Miraj Ansari, at Mouza – Barwe, Thana – Ormanjhi, Thana No.– 25, District – Ranchi, Jharkhand, 1.98 Acres (0.80 Ha.).”

(Proposal No.SIA/JH/MIN/45251/2019)

Ref: Your application no. Nil dated 23.10.2019.

Sir,

It is in reference to “Brick Soil Mining For M/s M.B.C. Bricks, Proprietor: Miraj Ansari, at Khata No. 73, 17, Plot no. 149, 242, 243 at Mouza – Barwe, Thana – Ormanjhi, Thana No.– 25, District – Ranchi, Jharkhand, 1.98 Acres (0.80 Ha.)” submitted by you for seeking prior Environmental Clearance (EC).

This is a Brick Earth Mining with an area of 0.80 Ha [Khata No. 73, 17, Plot no. 149, 242, 243]. The latitude and longitude of the project site is N23°29'33.79" to N23°29'36.59" and E85°26'02.12" to E85°26'09.33". The nearest railway station is Tatisilwai at a distance of 13.70 km and the nearest airport is Ranchi at a distance of 20.87 km. Excavation will be carried out in field otherwise barren but suitable for agriculture purpose. Approx. 665 cum of top soil will be generated during the 5 years plan period @ 133 cum every year.

90% of geological reserve is considered mineable due to blockages in slopes / benches and other losses. A production plan of Sub Soil is 1140 cum / year has been envisaged for the brick earth which will be sufficient for manufacturing 6,00,000 numbers of bricks every year. Thus, a total of about 5700 cum quantity of brick earth Sub Soil will be excavated during the plan period of 5 years. This amounts to a broken surface area of 3600 sq.m or 0.89 acres in the five year plan period.

Year-wise Production of brick earth as per PFR for five years is as follows

| Year                 | Quantity of Sub Soil (m <sup>3</sup> ) | Nos of Bricks Proposed |
|----------------------|----------------------------------------|------------------------|
| 1 <sup>st</sup> Year | 1140                                   | 6,00,000               |

1

|                      |             |                  |
|----------------------|-------------|------------------|
| 2 <sup>nd</sup> Year | 1140        | 6,00,000         |
| 3 <sup>rd</sup> Year | 1140        | 6,00,000         |
| 4 <sup>th</sup> Year | 1140        | 6,00,000         |
| 5 <sup>th</sup> Year | 1140        | 6,00,000         |
| <b>Total</b>         | <b>5700</b> | <b>30,00,000</b> |

The indicated project cost is Rs 6.00 Lakh and a provision of Rs 1.82 Lakh has been indicated for Environment management.

The DFO, Wildlife Ranchi vide memo no. 1024, dated 16.09.19 the National Park, Bio-Diversity, & Sanctuary is not within 10 km and ESZ is also not within 10 km from proposed project site.

The DFO, Ranchi Division vide letter no. 4801, dated 15.10.2019 certified that the distance of project location from Reserved Forest / Protected Forest is more than 250m.

DMO, Ranchi vide memo no. 1260, dated, 21.11.2017 certified that no other lease exists within 500 m radius from proposed project site.

The CO, Ormanjhi vide letter no. 395(ii), dated 27.07.2017 for statutory clearance & vide letter no. 495(ii), dated –16.09.2019 has mentioned the class of land is not recorded as Jangal Jhari in Khatiyani & Register –II.

The proposal was appraised by State Level Expert Appraisal Committee (SEAC) and recommended for grant of Environmental Clearance in its meeting held on 04<sup>th</sup>, 05<sup>th</sup>, 06<sup>th</sup> & 07<sup>th</sup> November, 2019 in the light of Hon'ble NGT, Principal Bench, New Delhi order dated 13.09.18 and MoEF& CC O.M dated 12.12.18.

State Level Environment Level Impact Assessment Authority (SEIAA), Jharkhand in its meeting held on 08<sup>th</sup> November, 2019 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 **“Brick Soil Mining For M/s M.B.C. Bricks, Proprietor: Miraj Ansari, at Khata No. 73, 17, Plot no. 149, 242, 243 at Mouza – Barwe, Thana – Ormanjhi, Thana No.– 25, District – Ranchi, Jharkhand, 1.98 Acres (0.80 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. This EC letter is subject to Hon'ble NGT order dated : 13.09.2018 and MoEF& CC O.M. dated : 12.12.2018.

*Ria*

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*OPU*

- a. Providing for EIA, EMP and therefore public consultation for all areas from 5 to 25 Ha falling under category B-2 at par with category B-1 by SEIAA/SEAC as well as for cluster situation wherever it is not provided.
  - b. Form-1M be made more comprehensive for areas of 0 to 5 Ha by dispensing with the requirement for public consultation to be evaluated by SEAC for recommendation of grant of EC by SEIAA instead of DEIAA/DEAC.
  - c. If a cluster or an individual lease size exceeds 5 ha the EIA/EMP be made applicable in the process of grant of prior Environmental Clearance.
  - d. EIA and /or EMP be prepared for the entire cluster in terms of recommendations 5 (supra) of the guidelines for the purpose of recommendations 6, 7 and 8 thereof.
  - e. Revise the procedure to also incorporate procedure with respect to annual rate of replenishment and time frame for replenishment after mining closure in an area.
  - f. The MoEF& CC to prepare guidelines for calculation of the cost of restitution of damage caused to mined- out areas along with the Net present value of Ecological services forgone because of illegal or unscientific mining.
3. No mining/activity shall be undertaken in the forest land or deemed forest without obtaining requisite prior forestry clearance.
  4. This Environmental Clearance is granted subject to final outcome of Hon'ble Supreme Court of India, Hon'ble High Court, Hon'ble NGT, MoEF& CC and any other Court of Law, if any, as may be applicable to this project.
  5. Environmental clearance is subject to obtaining prior clearance from forestry and Wildlife angle including clearance from standing committee of NBWL, as may be applicable to this project (in case any fauna occurs / is found in the Project area or if the area involves forest land or Wildlife habitat i.e. core zone of elephant/tiger reserve etc. and or located within 10 km. of protected area).
  6. The project proponent may apply simultaneously for forest and NBWL clearance, in order to complete the formalities without undue delay, which till process on their respective merits, no rights will vest in or accrue to them unless all clearance are obtained.
  7. Additional Conditions:
    - a. PP shall provide better health facilities to the work force with maximum health coverage.
    - b. PP shall provide guard rails/ barricade with warning signals.
    - c. PP shall provide minimum two entries/ exits & install emergency escape from excavated areas.
    - d. Top soil up to 30 cm shall be preserved separately & used further in areas requiring improvement of agriculture productivity.
    - e. This EC is recommended subject to fulfilment of condition that PP shall install ID/natural draft Zig-Zag Kiln within the time frame allowed by state as per NGT order and get CTE from JSPCB.
    - f. This is subject to all due diligence as per regulatory bodies and Court directives.

3

- g. PP shall seek advise/instruction by informing concern departments as to the location of buried electrical lines/gas pipe lines, so that no event of electrocution/pipe line damage takes place to avoid injury and other health hazards.
8. **The Environmental Clearance is subject to MoEF& CC OM dated 24.06.2013 and order dated – 27.02.2012 passed in I.A. No. 12-13 of 2011 in SLP(C) No. – 19628-19629 of 2009 titled Deepak Kumar etc. Vs State of Haryana &Ors., as the followings:-**
- i. 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.
  - ii. The borrowing/excavation activity shall be restricted to a maximum depth of 2m below general ground level at the site.
  - iii. The borrowing/excavation activity shall be restricted to 2m above the ground water table at the site.
  - iv. The borrowing/excavation activity shall not alter the natural drainage pattern of the area.
  - v. The borrowing/excavation pit shall be restored by the project proponent for useful purpose(s).
  - vi. Appropriate fencing all around the borrowed/excavated pit shall be made to prevent any mishap.
  - vii. Measures shall be taken to prevent dust emission by covering of borrowing/excavated earth during transportation.
  - viii. Safeguards shall be adopted against health risks on account of breeding of vectors in the water bodies created due to borrowing/excavation of earth.
  - ix. Workers/labourers shall be provided with facilities for drinking water and sanitation.
  - x. A berm shall be left from the boundary of adjoining field having a width equal to at least half the depth of proposed excavation.
  - xi. A minimum distance of 15 m from any civil structure shall be kept from the periphery of any excavation area.
  - xii. The concerned SEIAA while considering granting environmental clearance for such activity for brick earth/ordinary earth will prescribe the guidelines as stated at (i) to (xi) above and specify that the clearance so granted shall be liable to be cancelled in case of any violation of above guidelines.
9. 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.
10. 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.

11. Environmental clearance is subject to final order of the Hon'ble Supreme Court of India / MOEF Guidelines applicable to Minor Minerals / Brick Earth Mining.
12. 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.
13. 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.
14. 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.
15. The borrowing / excavation activity shall not alter the natural drainage pattern of the area.
16. The borrowing / excavated pit shall be restored by the project proponent for useful purpose (s).
17. Appropriate fencing all around the borrowed / excavated pit shall be made to prevent any mishap.
18. Measures shall be taken to prevent dust emission by covering of borrowed / excavated earth during transportation.
19. Safeguards shall be adopted against health risks on account of breeding of vectors in the water bodies created due to borrowing / excavation of earth.
20. Workers / labours shall be provided with facilities for drinking water and sanitation.
21. A considerable space from mine pit shall be left from the boundary of adjoining field, having, minimum width of 5M.
22. A minimum distance of 15 m from any civil structure shall be kept from the periphery of any excavation area.
23. 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.
24. 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.
25. 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.
26. 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.

27. 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.
28. 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.
29. Suitable rainwater harvesting scheme shall be planned and implemented as per guidelines of Ground Water Directorate, Government of Jharkhand / Central Ground Water Board.
30. 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.
31. 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.
32. Pre-placement medical examination and periodical medical examination of the workers engaged in the project shall be carried out and records maintained.
33. The project proponent shall take all precautionary measures during mining operation for conservation and protection of endangered fauna.
34. 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.
35. Proper safety measures as per statutory requirement are to be implemented around the mined out Pit prior to closure of site.
36. A final mine closure scheme plan of mine pit shall be submitted to concerned DMO in advance of final mine closure for approval.
37. 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.
38. 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.
39. 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<sub>2</sub> ,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, Zila Parishad / 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 31<sup>st</sup> 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 be submitted to the concerned Regional Office of JSPCB by e-mail.

7

15. All statutory clearances shall be obtained before start of mining operations.
16. It shall be mandatory for the project management to submit six (06) monthly compliance report in respect of the stipulated prior environmental clearance terms and conditions in hard copies and soft copies to the regulatory authority concerned Regional Office of MoEF& CC at Ranchi and Jharkhand State Pollution Control Board (J.S.P.C.B.), Ranchi/SEIAA/CPCB.
17. Concealing factual data or submission of false/fabricated data and failure to comply with any of the conditions mentioned above may result in withdrawal of this clearance and attract action under the provisions of Environment (Protection) Act, 1986.
18. The SEIAA, Jharkhand or any other competent Authority may alter modify the above conditions or stipulate any further condition in the interest of Environment Protection.

**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 accorded shall be valid for the period of lease of the mine, the PP does 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 and other Wastes (Management and Transboundary Movement) Rules, 2016 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/2018-19/2270/2019/ 658

Dated: 08/11/19

Copy to:

1. Additional Chief Secretary, Department of Forests, Environment&Climate Change, Govt. of Jharkhand.
2. Deputy Commissioner, District - Ranchi, Jharkhand.
3. Divisional Forest Officer, Ranchi Forest Division, Ranchi, Jharkhand.

4. Divisional Forest Officer, Wildlife Division, Ranchi, Jharkhand.
5. Director IA Division, Monitoring Cell, MoEF and Climate Change, Indira Paryavaran Bhavan, Jorbag Road, Aliganj, New Delhi – 110003.
6. Ministry of Environment, Forest and Climate Change, Regional Office, Bunglow No. A-2, Shyamli Colony, Ranchi – 834002.
7. District Mining Officer, Ranchi, Jharkhand.
8. Member Secretary, Jharkhand State Pollution Control Board, Ranchi.
9. Member Secretary, Jharkhand State Expert Appraisal Committee, Ranchi.
10. Website.
11. Guard file.

  
08.11.19  
Member Secretary  
State Level Environment Impact  
Assessment Authority, Jharkhand  


