



सत्यमेव जयते

File No: SEAC/SEIAA.3813/2024

Government of India

Ministry of Environment, Forest and Climate Change

(Issued by the State Environment Impact Assessment Authority(SEIAA),
ASSAM)



Dated: 06/01/2026



To,

KAPIL SK

Vill: Harbhanga, P.O: Tulsibil, P.S.: Gossaigaon, Dist: Kokrajhar, Assam, 783337
kuddinsk1978@gmail.com

Subject: Grant of Terms of Reference under the provision of the EIA Notification 2006-regarding.

Sir/Madam,

This is in reference to your application for Grant of Terms of Reference under the provision of the EIA Notification 2006-regarding in respect of project No. 1 Burichatam P.P Land Sand Gravel Mining Permit Area submitted to SEIAA & SEAC vide proposal number SIA/AS/MIN/470064/2024 dated .

2. The particulars of the proposal are as below:

| | |
|--------------------------------------------|----------------------------------------------------------|
| (i) EC Identification No. | EC24C0108AS5136250N |
| (ii) File No. | SEAC/SEIAA.3813/2024 |
| (iii) Clearance Type | Fresh ToR |
| (iv) Category | B2 |
| (v) Project/Activity Included Schedule No. | 1(a) Mining of minerals |
| (vii) Name of Project | No. 1 Burichatam P.P Land Sand Gravel Mining Permit Area |
| (viii) Name of Company/Organization | KAPIL SK |
| (ix) Location of Project (District, State) | KOKRAJHAR, ASSAM |
| (x) Issuing Authority | SEIAA |
| (xi) Applicability of General Conditions | no |
| (xii) Applicability of Specific Conditions | no |

In view of the particulars given in the Para 1 above, the project proposal interalia including Form-1(Part A and B) were submitted to the State Expert Appraisal Committee (SEAC), Assam under the provision of EIA notification 2006 and its subsequent amendments.

The above-mentioned proposal has been considered by State Expert Appraisal Committee (SEAC) in the meeting held on 03/12/2025. The minutes of the meeting and all the Application and documents submitted (viz. Form-1 Part A and Part B) are available on PARIVESH portal which can be accessed by scanning the QR Code above.

The brief about configuration of plant/equipment, products and by products and salient features of the project along with environment settings, as submitted by the Project proponent in Form-1 (Part A and B) /presented during SEIAA are annexed to this EC as Annexure (1).

The SEIAA, in its meeting held on 30/12/2025, based on information & clarifications provided by the project proponent and after detailed deliberations recommended the proposal for grant of EC under the provision of EIA Notification, 2006 and as amended thereof subject to stipulation of specific and general conditions as detailed in Annexure (2).

The SEAC has examined the proposal in accordance with the Environment Impact Assessment (EIA) Notification, 2006 & further amendments thereto and after recommendations of the State Environment Impact Assessment Authority (SEIAA) hereby decided to grant EC for instant proposal of **KAPIL SK** under the provisions of EIA Notification, 2006 and as amended thereof.

The SEIAA reserves the right to stipulate additional conditions, if found necessary.

The EC to the aforementioned project is under provisions of EIA Notification, 2006. It does not tantamount to approvals/consent/permissions etc. required to be obtained under any other Act/Rule/regulation. The Project Proponent is under obligation to obtain approvals /clearances under any other Acts/ Regulations or Statutes, as applicable, to the project.

This issues with the approval of the Competent Authority.

The GPS Coordinates are as follows-

1. 26° 28' 37.67" N 89° 55' 3.10" E
2. 26° 28' 34.03" N 89° 54' 58.89" E
3. 26° 28' 33.36" N 89° 55' 09.15" E
4. 26° 28' 28.01" N 89° 55' 07.95" E

EC is approved as per approved DSR and Approved Mining Plan for the project recommended Mining area 4.10ha with a quantity 30,330CuM Sand Gravel (15,165CuM Sand, 15,165CuM Gravel) for 2 (two) years subject to the terms and conditions laid down by SEAC and as per approved DSR - (Page No 414, Sl. 03).

Copy To

1. The Joint Secretary, Ministry of Environment, Forest and Climate Change, Government of India, MOEF&CC, Indira ParyavaranBhawan, Jorbagh Rd, New Delhi-110003.
2. The Secretary to the Govt. of Assam, Environment & Forest Department, Dispur, Guwahati-6 Cum Member Secretary, SEIAA, Assam for favour of kind information.
3. The P.C.C.F, HoFF, Govt. of Assam, Panjabari, Guwahati-37 for favour of kind information.
4. The Member Secretary, PCB Assam for favour of kind information.
5. The Divisional Forest Officer, Kachugaon Forest Division, Gossaigaon, Dist. Kokrajhar, BTC, Assam for information & necessary action to ensure that all **Specific Conditions & General Condition** are complied with.
6. The Integrated Regional Office, Ministry of Environment, Forest & Climate Change, 4th Floor, Housefed Building, G.S. Road, Rukminigaon, Guwahati-22 for kind information.
7. Office Copy.

Annexure 1

Specific EC Conditions for (Mining Of Minerals)

1. General Conditions By Seac

| S. No | EC Conditions |
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| 1.1 | <p>1. This is subject to the conditions that the proponent shall have to strictly follow all terms and conditions laid down in the approved mining plan.</p> <p>2. This is also subject to the conditions that: (a) mining shall be confined and limited to the area falling within the GPS coordinates and (b) the Proponent shall extract the approved quantity of mineral indicated herein with maximum mining depth of up to 1 meter only from the non-mined surface area.</p> <p>3. The quantities of minor mineral allowed for extraction in terms of the approved Mining Plan shall not be exceeded by the Proponent.</p> <p>4. The Orders of the Hon'ble Apex Court, the NGT (Eastern Bench), Kolkata; the Principal Bench of the NGT for the Sustainable Sand Mining or River Bed Mining and Mining of other Minor Minerals following the guidelines issued by the MoEF & CC in 2016 and 2020 {SSMMG' 2016 and EMGSM' 2020} shall be followed by the Proponent.</p> |

2. Specific Conditions By Seac

| S. No | EC Conditions |
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| 2.1 | <p>1. 1. Consent to Establish (CTE) and Consent to Operate (CTO) are to be obtained from the PCBA in terms of the guidelines circulated by the CPCB / MoEF& CC for non manual extraction which need to be adhered to by the concerned DFO.</p> <p>2. The Divisional Forest Officer shall ensure due vigilance in the mining area to avert any kind of irregularities / illegalities during the mining period.</p> <p>3. The DFO shall also ensure marking the boundary of the mining site on the ground fixing permanent concrete pillars, painted yellow with the Geo-coordinates depicted there in on the pillars / posts, following the GPS coordinates mentioned in the approved mining plan/DSR before allowing any mining.</p> <p>4. No mechanized machinery shall be allowed to be used for excavation of mineral from river bed and only on exceptional cases the DFO may permit use of JCB for loading and unloading of mineral in vehicles.</p> <p>5. CER activities shall be carried out / undertaken by the Proponent and minimum cost estimated to be Rs 1,00,000.00 (One lakh) only shall be earmarked for the purposes.</p> <p>6. Plantation activities shall be carried out / undertaken in any educational institution or Govt lands along the proposed mining area involving local NGOs, School / College students preferably by the PP covering an area of 1 ha with 1600 Nos of plants shall be planted during the plantation season to avert mortality and to ensure survival and proper growth. The DFO shall ensure such plantation activities to be carried out under the supervision of the concerned RQP responsible for preparation of Mining Plan.</p> <p>7. Efforts shall be made to selectively use the saplings of aesthetic, medicinal value, evergreen nature with due consultation of the DFO and shall make effort to label the plant species for the benefits of the villagers, common people and specially the school/college students.</p> <p>8. The recommended species of plants in the locality could be of species like Bakul (<i>Mimosops elengi</i>), Amlokhi (<i>Phyllanthus emblica</i>), Hilikha (<i>Terminalia chebula</i>), Asoca (<i>Saraca asoca</i>), Bael (<i>Aegle marmelos</i>), Jamun (<i>Syzygium cuminii</i>), Kordoi (<i>Averrhoa carambola</i>), Arjun (<i>Terminalia arjuna</i>), Jack fruit (<i>Artocarpus integrifolia</i>), Ow Tenga (<i>Dillenia indica</i>), Thekera (<i>Garcinia spp</i>) etc etc.</p> <p>9. CER activities shall be carried out by the PP within 1st year of the EC and for non compliance of the same stakeholders shall be made accountable in terms of the EIA Notification, 2006.</p> <p>10. Half Yearly Compliance Reports (HCR) are mandatory on the part of project Proponent which need to be uploaded on or before 1st June and 1st December of the calendar year in PARIVESH 2.0 portal and no activity shall be permitted by the DFO without HCR.</p> <p>Compliance of the same shall duly be uploaded by the Proponent in the PARIVESH 2.0</p> |

| S. No | EC Conditions |
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| | portal. |

Standard EC Conditions for (Mining of minerals)

1. Statutory Compliance

| S. No | EC Conditions |
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| 1.1 | This Environmental Clearance (EC) is subject to orders/ judgment of Honble Supreme Court of India, Honble High Court, Honble NGT and any other Court of Law, Common Cause Conditions as may be applicable. |
| 1.2 | The State Government concerned shall ensure that mining operation shall not be commenced till the entire compensation levied, if any, for illegal mining paid by the Project Proponent through their respective Department of Mining & Geology in strict compliance of Judgment of Hon'ble Supreme Court dated 2nd August, 2017 in Writ Petition (Civil) No. 114 of 2014 in matter of Common Cause versus Union of India & Ors. |
| 1.3 | The Project Proponent shall follow the mitigation measures provided in MoEFCC's Office Memorandum No. Z-11013/57/2014-IA.II (M), dated 29th October, 2014, titled "Impact of mining activities on Habitations-Issues related to the mining Projects wherein Habitations and villages are the part of mine lease areas or Habitations and villages are surrounded by the mine lease area." |
| 1.4 | A copy of EC letter will be marked to concerned Panchayat / local NGO etc. if any, from whom suggestion / representation has been received while processing the proposal. |
| 1.5 | State Pollution Control Board/Committee shall be responsible for display of this EC letter at its Regional office, District Industries Centre and Collector's office/ Tehsildar's Office for 30 days. |
| 1.6 | The Project Authorities should widely advertise about the grant of this EC letter by printing the same in at least two local newspapers, one of which shall be in vernacular language of the concerned area. The advertisement shall be done within 7 days of the issue of the clearance letter mentioning that the instant project has been accorded EC and copy of the EC letter is available with the State Pollution Control Board/Committee and web site of the Ministry of Environment, Forest and Climate Change (www.parivesh.nic.in). A copy of the advertisement may be forwarded to the concerned MoEFCC Regional Office for compliance and record. |
| 1.7 | The Project Proponent shall inform the MoEF&CC for any change in ownership of the mining lease. In case there is any change in ownership or mining lease is transferred. PP needs to apply for transfer of EC as per provisions of the para 11 of EIA Notification, 2006 as amended from time to time. |
| 1.8 | The Project proponent complies with all the statutory requirements and judgment of Hon'ble Supreme Court dated 2nd August, 2017 in Writ Petition (Civil) No. 114 of 2014 in matter of Common Cause versus Union of India & Ors before commencing the mining operations. |

2. Air Quality Monitoring And Preservation

| S. No | EC Conditions |
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| 2.1 | Effective safeguard measures for prevention of dust generation and subsequent suppression (like regular water sprinkling, metalled road construction etc.) shall be carried out in areas prone to air pollution wherein high levels of PM10 and PM2.5 are evident such as haul road, loading and unloading point and transfer points. The Fugitive dust emissions from all sources shall be regularly controlled by installation of required equipments/ machineries and preventive maintenance. Use of suitable water-soluble chemical dust suppressing agents may be explored for better effectiveness of dust control system. It shall be ensured that air pollution level conform to the standards prescribed by the MoEFCC/ Central Pollution Control Board. |
| 2.2 | The Project Proponent shall install a minimum of 3 (three) online Ambient Air Quality Monitoring Stations with 1 (one) in upwind and 2 (two) in downwind direction based on long term climatological data about wind direction such that an angle of 120° is made between the monitoring locations to monitor critical parameters, relevant for mining operations, of air pollution viz. PM10, PM2.5, NO2, CO and SO2 etc. as per the methodology mentioned in NAAQS Notification No. B-29016/20/90/PCI/I, dated 18.11.2009 covering the aspects of transportation and use of heavy machinery in the impact zone. The ambient air quality shall also be monitored at prominent places like office building, canteen etc. as per the site condition to ascertain the exposure characteristics at specific places. The above data shall be digitally displayed within 03 months in front of the main Gate of the mine site. |

3. Water Quality Monitoring And Preservation

| S. No | EC Conditions |
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| 3.1 | The water balance/water auditing shall be carried out and measure for reducing the consumption of water shall be taken up and reported to the Regional Office of the MoEF&CC and State Pollution Control Board/Committee. |
| 3.2 | Project Proponent shall regularly monitor and maintain records w.r.t. ground water level and quality in and around the mine lease by establishing a network of existing wells as well as new piezo-meter installations during the mining operation in consultation with Central Ground Water Authority/ State Ground Water Department. The Report on changes in Ground water level and quality shall be submitted on six-monthly basis to the Regional Office of the Ministry, CGWA and State Groundwater Department / State Pollution Control Board. |
| 3.3 | The Project Proponent shall undertake regular monitoring of natural water course/ water resources/ springs and perennial nallahs existing/ flowing in and around the mine lease including upstream and downstream. Sufficient number of gullies shall be provided at appropriate places within the lease for management of water. The parameters to be monitored shall include their water quality vis-à-vis suitability for usage as per CPCB criteria and flow rate. It shall be ensured that no obstruction and/ or alteration be made to water bodies during mining operations without justification and prior approval of MoEFCC. The monitoring of water courses/ bodies existing in lease area shall be carried out four times in a year viz. pre- monsoon (April May), monsoon (August), post-monsoon (November) and winter (January) and the record of monitored data may be sent regularly to Ministry of Environment, Forest and Climate Change and its Regional Office, Central Ground Water Authority and Regional Director, Central Ground Water Board, State Pollution Control Board and Central Pollution Control Board. Clearly showing the trend analysis on six-monthly basis. |
| 3.4 | Quality of polluted water generated from mining operations which include Chemical Oxygen |

| S. No | EC Conditions |
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| | Demand (COD) in mines run-off; acid mine drainage and metal contamination in runoff shall be monitored along with Total Suspended Solids (TDS), Dissolved Oxygen (DO), pH and Total Suspended Solids (TSS). The monitored data shall be uploaded on the website of the company as well as displayed at the project site in public domain, on a display board, at a suitable location near the main gate of the Company. The circular No. J- 20012/1/2006-IA.II (M) dated 27.05.2009 issued by Ministry of Environment, Forest and Climate Change may also be referred in this regard. |
| 3.5 | Project Proponent shall plan, develop and implement rainwater harvesting measures on long term basis to augment ground water resources in the area in consultation with Central Ground Water Board/ State Groundwater Department. A report on amount of water recharged needs to be submitted to Regional Office MoEFCC annually. |
| 3.6 | In case, immediate mining scheme envisages intersection of ground water table, then Environmental Clearance shall become operational only after receiving formal clearance from CGWA. In case, mining operation involves intersection of ground water table at a later stage, then PP shall ensure that prior approval from CGWA and MoEFCC is in place before such mining operations. The permission for intersection of ground water table shall essentially be based on detailed hydro-geological study of the area. |
| 3.7 | Industrial waste water (workshop and waste water from the mine) should be properly collected and treated so as to conform to the notified standards prescribed from time to time. The standards shall be prescribed through Consent to Operate (CTO) issued by concerned State Pollution Control Board (SPCB). The workshop effluent shall be treated after its initial passage through Oil and grease trap. |

4. Noise And Vibration Monitoring And Prevention

| S. No | EC Conditions |
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| 4.1 | The peak particle velocity at 500m distance or within the nearest habitation, whichever is closer shall be monitored periodically as per applicable DGMS guidelines. |
| 4.2 | The illumination and sound at night at project sites disturb the villages in respect of both human and animal population. Consequent sleeping disorders and stress may affect the health in the villages located close to mining operations. Habitations have a right for darkness and minimal noise levels at night. PPs must ensure that the biological clock of the villages is not disturbed; by orienting the floodlights/ masks away from the villagers and keeping the noise levels well within the prescribed limits for day /night hours. |
| 4.3 | The Project Proponent shall take measures for control of noise levels below 85 dBA in the work environment. The workers engaged in operations of HEMM, etc. should be provided with ear plugs /muffs. All personnel including laborers working in dusty areas shall be provided with protective respiratory devices along with adequate training, awareness and information on safety and health aspects. The PP shall be held responsible in case it has been found that workers/ personals/ laborers are working without personal protective equipment. |

5. Mining Plan

| S. No | EC Conditions |
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| 5.1 | The Project Proponent shall adhere to approved mining plan, inter alia, including, total excavation (quantum of mineral, waste, over burden, inter burden and top soil etc.); mining technology; lease area; scope of working (method of mining, overburden & dump management, O.B& dump mining, mineral transportation mode, ultimate depth of mining, concurrent reclamation and reclamation at mine closure; land-use of the mine lease area at various stages of mining scheme as well as at the end-of-life; etc.). |
| 5.2 | The land-use of the mine lease area at various stages of mining scheme as well as at the end-of-life shall be governed as per the approved Mining Plan. The excavation vis-à-vis backfilling in the mine lease area and corresponding afforestation to be raised in the reclaimed area shall be governed as per approved mining plan. PP shall ensure the monitoring and management of rehabilitated areas until the vegetation becomes self-sustaining. The compliance status shall be submitted half-yearly to the MoEFCC and its concerned Regional Office. |

6. Land Reclamation

| S. No | EC Conditions |
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| 6.1 | The slope of dumps shall be vegetated in scientific manner with suitable native species to maintain the slope stability, prevent erosion and surface run off. The selection of local species regulates local climatic parameters and help in adaptation of plant species to the microclimate. The gullies formed on slopes should be adequately taken care of as it impacts the overall stability of dumps. The dump mass should be consolidated with the help of dozer/ compactors thereby ensuring proper filling/ leveling of dump mass. In critical areas, use of geo textiles/ geo-membranes / clay liners / Bentonite etc. shall be undertaken for stabilization of the dump. |
| 6.2 | The Overburden (O.B.), waste and topsoil generated during the mining operations shall be stacked at earmarked OB dump site(s) only and it should not be kept active for a long period of time. The physical parameters of the OB / waste dumps / topsoil dump like height, width and angle of slope shall be governed as per the approved Mining Plan and the guidelines/circulars issued by D.G.M.S. The topsoil shall be used for land reclamation and plantation. |
| 6.3 | Catch drains, settling tanks and siltation ponds of appropriate size shall be constructed around the mine working, mineral yards and Top Soil/OB/Waste dumps to prevent run off of water and flow of sediments directly into the water bodies (Nallah/ River/ Pond etc.). The collected water should be utilized for watering the mine area, roads, green belt development, plantation etc. The drains/ sedimentation sumps etc. shall be de-silted regularly, particularly after monsoon season, and maintained properly. |
| 6.4 | Check dams of appropriate size, gradient and length shall be constructed around mine pit and OB dumps to prevent storm run-off and sediment flow into adjoining water bodies. A safety margin of 50% shall be kept for designing of sump structures over and above peak rainfall (based on 50 years data) and maximum discharge in the mine and its adjoining area which shall also help in providing adequate retention time period thereby allowing proper settling of sediments/ silt material. The sedimentation pits/ sumps shall be constructed at the corners of the garland drains. |

7. Transportation

| S. No | EC Conditions |
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| 7.1 | The Main haulage road within the mine lease should be provided with a permanent water sprinkling arrangement for dust suppression. Other roads within the mine lease should be wetted regularly with tanker-mounted water sprinkling system. The other areas of dust generation like crushing zone, material transfer points, material yards etc. should invariably be provided with dust suppression arrangements. The air pollution control equipments like bag filters, vacuum suction hoods, dry fogging system etc. shall be installed at Crushers, belt-conveyors and other areas prone to air pollution. The belt conveyor should be fully covered to avoid generation of dust while transportation. PP shall take necessary measures to avoid generation of fugitive dust emissions. |
| 7.2 | No Transportation of the minerals shall be allowed in case of roads passing through villages/ habitations. In such cases, PP shall construct a 'bypass' road for the purpose of transportation of the minerals leaving an adequate gap (say at least 200 meters) so that the adverse impact of sound and dust along with chances of accidents could be mitigated. All costs resulting from widening and strengthening of existing public road network shall be borne by the PP in consultation with nodal State Govt. Department. Transportation of minerals through road movement in case of existing village/ rural roads shall be allowed in consultation with nodal State Govt. Department only after required strengthening such that the carrying capacity of roads is increased to handle the traffic load. The pollution due to transportation load on the environment will be effectively controlled and water sprinkling will also be done regularly. Vehicular emissions shall be kept under control and regularly monitored. Project should obtain Pollution Under Control (PUC) certificate for all the vehicles from authorized pollution testing centers. [If applicable in case of road transport]. |

8. Green Belt

| S. No | EC Conditions |
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| 8.1 | The Project Proponent shall develop greenbelt in 7.5m wide safety zone all along the mine lease boundary as per the guidelines of CPCB in order to arrest pollution emanating from mining operations within the lease. The whole Green belt shall be developed within first 5 years starting from windward side of the active mining area. The development of greenbelt shall be governed as per the EC granted by the Ministry irrespective of the stipulation made in approved mine plan. |

9. Miscellaneous

| S. No | EC Conditions |
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| 9.1 | 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. |
| 9.2 | The Project Proponent shall prepare digital map (land use & land cover) of the entire lease area once in five years purpose of monitoring land use pattern and submit a report to concerned Regional Office of the MoEF&CC. |
| 9.3 | A separate 'Environmental Management Cell' with suitable qualified manpower should be set-up under the control of a Senior Executive. The Senior Executive shall directly report to Head of the Organization. Adequate number of qualified Environmental Scientists and Mining Engineers shall |

| S. No | EC Conditions |
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| | be appointed and submit a report to RO, MoEF&CC. |
| 9.4 | The concerned Regional Office of the MoEF&CC shall randomly monitor compliance of the stipulated conditions. The project authorities should extend full cooperation to the MoEF&CC officer(s) by furnishing the requisite data / information / monitoring reports. |
| 9.5 | In pursuant to Ministry's O.M No 22-34/2018-IA.III dated 16.01.2020 to comply with the direction made by Honble Supreme Court on 8.01.2020 in W.P. (Civil) No 114/2014 in the matter Common Cause vs Union of India, the mining lease holder shall after ceasing mining operations, undertake regrassing the mining area and any other area which may have been disturbed due to other mining activities and restore the land to a condition which is fit for growth of fodder, flora, fauna etc. |
| 9.6 | The above conditions will be enforced inter-alia, under the provisions of the Water (Prevention & Control of Pollution) Act, 1974, the Air (Prevention & Control of Pollution) Act, 1981, the Environment (Protection) Act, 1986 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 and any other Court of Law relating to the subject matter. |
| 9.7 | The Project Authorities should inform to the Regional Office regarding date of financial closures and final approval of the project by the concerned authorities and the date of start of land development work. |
| 9.8 | The Project Proponent shall submit six monthly compliance reports on the status of the implementation of the stipulated environmental safeguards to the MOEFCC & its concerned Regional Office, Central Pollution Control Board and State Pollution Control Board. |
| 9.9 | The Ministry or any other competent authority may alter/modify the above conditions or stipulate any further condition in the interest of environment protection. |
| 9.10 | Concealing factual data failure to comply with any or submission of false/ fabricated data and of the conditions mentioned above may result in withdrawal of this clearance and attract action under the provisions of Environment (Protection) Act, 1986. |