



सत्यमेव जयते

File No: 454723/07-MINB2/12-2023

Government of India

Ministry of Environment, Forest and Climate Change

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



Dated 13/03/2024



To,

SRI NARAYAN DHAL
M/s Narayan Bricksat-Brajanagar, PO- Rudhia, PS-Panikoili, Dist- Jajpur, Brajanagar, 755043
rudhiabrickearth@gmail.com

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

Sir/Madam,

This is in reference to your application for Grant of EC under the provision of the EIA Notification 2006-regarding in respect of project PROPOSAL FOR FRESH EC OF RUDHIA BRICK EARTH QUARRY OVER AN AREA OF 4.81 ACRES OR 1.946 HA IN VILLAGE RUDHIA OF JAJPUR TAHASIL OF JAJPUR DISTRICT, ODISHA submitted to Ministry vide proposal number SIA/OR/MIN/454723/2023 dated 10/03/2024.

2. The particulars of the proposal are as below :

(i) EC Identification No.	
(ii) File No.	454723/07-MINB2/12-2023
(iii) Clearance Type	EC
(iv) Category	B2
(v) Project/Activity Included Schedule No.	1(a) Mining of minerals PROPOSAL FOR FRESH EC OF RUDHIA BRICK EARTH QUARRY OVER AN AREA OF 4.81 ACRES OR 1.946 HA IN VILLAGE RUDHIA OF JAJPUR TAHASIL OF JAJPUR DISTRICT, ODISHA
(vii) Name of Project	
(viii) Name of Company/Organization	SRI NARAYAN DHAL
(ix) Location of Project (District, State)	JAJAPUR, ODISHA
(x) Issuing Authority	SEIAA
(xii) Applicability of General Conditions	no
(xiii) Applicability of Specific Conditions	no

3.



ENVIRONMENTAL CLEARANCE FOR BRICK EARTH QUARRY

Subject: Application of Sri Narayan Chandra Dhal for extraction of Brick earth soil from Rudhia Brick Earth Quarry over an area Of 4.81 Acres or 1.946 Ha In Village Rudhia of Jajpur Tahasil of Jajpur District, Odisha -Environmental Clearance-Reg.

The project proponent, Sri Narayan Chandra Dhal, the highest bidder/lessee has submitted an application for EC to SEIAA, Odisha through the Parivesh portal of MoEF&CC, GoI vide online application no. SIA/OR/MIN/454723/2023 dated 08.12.2023 for mining of brick earth soil from Rudhia Brick Earth Quarry over an area of 4.81 Acres or 1.946 Ha In Village Rudhia of Jajpur Tahasil of Jajpur District, Odisha.

2. Proposal in brief:

Proposal No.	SIA/OR/MIN/454723/2023
Date of Application	08.12.2023
File No.	454723/07-MINB2/12-2023
Project Type	New EC proposal
Category	B2
Project/Activity including Schedule No.	1(a) Mining of minerals
Name of the Project	Proposal for EC of Rudhia Brick Earth Quarry over an area Of 4.81 Acres or 1.946 Ha In Village Rudhia of Jajpur Tahasil of Jajpur District, Odisha.
Name of the company/Organization	Sri Narayan Chandra Dhal
Location of Project	Village Rudhia of Jajpur Tahasil of Jajpur District, Odisha
ToR Date	N/A
Name of the Consultant	N/A

3. **Project details:** The highlights of the proposal as ascertained from the application and as revealed from proceedings/discussion held during the meeting of SEAC/SEIAA, are given as under.

- (i) This is a proposal for mining of brick earth soil from Rudhia Brick Earth Quarry over an area Of 4.81 Acres or 1.946 Ha In Village Rudhia of Jajpur Tahasil of Jajpur District, Odisha.



- (ii) The mining area is a part of Survey of India Topo sheet No. F45 and is bounded between the Latitude - 20° 54' 47.27" N to 20° 54' 51.59" N and Longitude – 86° 15' 53.08" E to 86° 16' 82.16" E.
 - (iii) The proposed quarry is not coming within the boundary of wildlife Sanctuary/National Park area etc.
 - (iv) The lease area is not coming DLC list/ any type of forest land as clarified by the Tahasiladr, Jajpur.
 - (v) The mining lease is an identified sairat source in the DSR. The Rudhia Brick Earth Quarry sairat source will be leased out under the OMMC Rules, 2016 by Tahasildar/Mining Officer, Jajpur on behalf of successful bidder (lessee) on the basis of public auction for a lease period of 5 years.
 - (vi) Method of mining-Manual, Depth of mining-1.0 meter.
 - (vii) Whether EC obtained earlier- No
 - (viii) Whether it is part of cluster – No.
 - (ix) Distance from nearest road bridge-1.4 km, village road -0.60 km, Bhitarkanika WLS-62.0 Km away from the proposed quarry.
 - (x) Date of approval of mining plan- the Deputy Director of Geology, Steel & Mines vide letter no. 12672 dt. 16.10.2023
 - (xi) As per the approved mining plan submitted, it is observed that the proposed production capacity per annum will be 1716 cum/annum (max.), total production in 5 years period-8580 cum, Geological reserve-13370 cum and Mineable reserve-8714 cum and depth of mining as per approved mining plan is 1.0 meter.
 - (xii) The cluster certificate has been furnished by the Tahasildar certifying that there are no other mines located within 500 meters from the periphery of the proposed mine lease area. Hence, it is not coming under cluster.
 - (xiii) The DSR has not been prepared as per the MoEF & CC, Govt. of India Notification S.O. 3611(E) dated 25.07.2018, Sustainable sand mining guidelines-2016 and Enforcement & Monitoring Guideline for sand mining-2020.
 - (xiv) EMP budget of 1.0 Lakh(Annual cost) & Rs..20,000/-(Recurring Cost)
4. EIA Notification, 2006 as amended time to time, and the minor mineral extraction project falls under Category B2 as the mining lease area is less than 5 ha.
 5. The proposal was considered by the State Level Expert Appraisal Committee (SEAC) in its meeting held on 30.01.2024 and the SEAC recommended to grant EC valid from the date of EC accorded up to the lease period with some specific conditions.

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6. The matter was further examined in the State Environment Impact Assessment Authority (SEIAA), Odisha in its 157th meeting held on 22.02.2024 in accordance with the EIA Notification, 2006 and further amendments thereto. After detailed deliberation in the matter the Authority decided to grant Environmental Clearance with usual stipulated conditions as applicable for brick earth soil quarry.
7. **Environmental Clearance (EC) is granted under the provisions of EIA Notification No. S.O. 1533 (E) dated the 14th September, 2006 of the Government of India in the erstwhile Ministry of Environment and Forests, as amended from time to time for mining of brick earth soil from Rudhia Brick Earth Quarry over an area Of 4.81 Acres or 1.946 Ha In Village Rudhia of Jajpur Tahasil of Jajpur District, Odisha with the following stipulations, environmental conditions and safeguards.**

A: Stipulations:

Sl.	Descriptions	Stipulation
(i)	Lease Area:	4.81 Acres or 1.946 Ha
(ii)	No Mining Zone:	7.5meter safety zone from all along the lease boundary.
(iii)	Maximum Depth of Mining:	1.00 Mtr. as per approved mining plan
(iv)	Permitted Quantity:	1716 cum in 1 st year 1716 cum in 2 nd year
(v)	Validity Period of EC:	The validity of EC is for 1 st year and 2 nd year or validity of DSR or validity of lease period whichever is earlier.

Specific Stipulation

- Consent / NoC shall be obtained from the concerned authority if village road is to be used for transportation. The said road shall also be maintained by the lessee.
- In view of likely revision of DSR the mention of this deposit with final coordinates is to be ensured.
- The boundary area of the deposit as per the updated DSR defined by geo coordinates based on DGPS survey be superimposed on the cadastral map.
- Plantation programme to be completed within first two years and to be maintained in remaining years.
- However EC shall be granted after submission of the following: Compliance report to previous EC conditions is submitted. (ii) The Collector and District

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Magistrate, Jajpur had permitted on 08.09.2016 to establish brick kiln over the proposed plot which gharabari kisam. Since, the kissam of land is Gharabari. Hence, conversion of kissam of land to appropriate category for mining activities.

B: ENVIRONMENTAL CONDITIONS AND SAFEGUARDS WHICH NEED TO BE COMPLIED WITH BY THE TAHASILDAR/MINING OFFICER BEFORE EXECUTING LEASE AGREEMENT:

- 7.1 **Boundary Demarcation:** - The boundary of the lease area shall be demarcated on ground at the project cost, by erecting 1.20 meter (4 feet approx.) high reinforced concrete pillars above ground, each inscribed with its serial number, distance from pillar to pillar and GPS co-ordinates by any empanelled agency of ORSAC.
- 7.2 **Digital Map:** -A digital map (in KML format as well as PDF version) showing GPS coordinates of all boundary pillars duly countersigned by the Tahasildar shall be submitted to SEIAA, Odisha through email at seiaaodisha@gmail.com.
- 7.3 **Intimation of EC:** -The copies of the EC shall be sent to the Sarpanch (s) of the concerned Gram Panchayat (s), Urban Local Bodies and relevant other Offices of the Government with a request to display the same for 30 days from the date of receipt.
- 7.4 **Tree Plantation:** -Compensatory Tree Planting (CTP) shall be carried out with minimum @100 trees per Ha. of lease area as per the approved cost norm for plantations of the State Forest Department. The Project Proponent (lease holder) shall deposit Rs.1,00,000/-, with the respective District Environment Society for raising 200 plants of native species within 2 years in a suitable location adjoining to quarry.
- 7.5 **State EMF Fund:** - An amount equal to five percent (5%) of the royalty payable shall be collected from the lessee by the Tahasildar/Mining Officer and deposited to the State Environment Management Fund, which will be utilized as per provisions of Rule 49(3) of the OMMC Rule, 2016 preferably, in and around the areas where mining activities are undertaken.
- 7.6 **Condition by Collector:** - Any other condition(s) the Collector & Chairman, District Environment Impact Assessment Authority (DEIAA), may impose in the interest of protection and safeguarding the local environment.
- 7.7 **Compliance report for Transfer of EC:** - Any transfer of EC to a PP/Lessee shall be considered by SEIAA, Odisha only after receipt of the full compliance report through Tahasildar/Mining Officer concerned of the above environmental conditions and safeguards.



C: ENVIRONMENTAL CONDITIONS AND SAFEGUARDS WHICH NEED TO BE COMPLIED ON FIELD AFTER THE LEASE AGREEMENT:

- 7.8 **Maximum permissible depth of mining:** -Quarry excavation shall not proceed below a level on the hill slope, and shall not touch the base of the hill in any case. The exploitation of brick earth soil material from the hill shall be carried out in a systematic manner, spreading the quarrying activity to cover all the economic veins of mineral and proceeding uniformly to more and more depths from all sides simultaneously. Maximum depth from the top surface, at any point, up to which quarrying may be permitted shall be 1.0 meters as stipulated in rule 37(1) (a) of the OMMC Rule, 2016.
- 7.9 **Maximum permissible quantity:** Maximum quantity of material is permitted to remove from the quarry area is 1716 cum in 1st year and 1716 cum in 2nd year a full year (January to December). Any flouting of this quantitative restriction shall make this EC liable to cancellation.
- 7.10 **District Survey Report:** In view of likely revision of District Survey Report (DSR) as per the Ministry guidelines on DSR, the mention of this deposit in DSR with final coordinates shall be ensured by Tahasildar/Mining Officer within two years. The District Survey Report (DSR) shall be prepared by the competent District Authority as per the MoEF & CC, Govt. of India Notification S.O.3611 (E) dated 25.07.2018 and Enforcement & Monitoring Guidelines for Sand Mining-2020 and also as per the Hon'ble Supreme Court order vide its order dated 10.11.2021 in Civil Appeal Nos. 3661-3662 of 2020 (State of Bihar Vrs. Pawan Kumar and Others) submitted to competent authority for approval.
- 7.11 **EC Extension:** - Any further extension of EC beyond two years shall be considered only with submission of duly approved District Survey Report.
- 7.12 **No change in the mining plan without prior approval of SEIAA:** - Any change in the calendar plan, change in production quantity or method of mining shall not be made without prior approval of the SEIAA. Mining activity shall adhere to the working parameters of approved mining plan prepared for this project. The detailed production of brick earth soil from the lease area of each year shall be submitted in tabular form during submission of compliance report.
- 7.13 **Environmental Management Plan:** EMP shall be implemented by PP to ensure compliance with the environmental conditions specified above. The year wise funds earmarked for environmental protection measures shall be kept in separate account and shall be spent according to the plan proposed in coordination with Tahasildar/Mining Officer. Year wise progress of implementation of EMP shall be reported to the SEIAA, Odisha and OSPCB along with the compliance report. The



STATE ENVIRONMENT IMPACT ASSESSMENT AUTHORITY, ODISHA

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statutory body constituted by Ministry of Environment, Forest & Climate Change under Environment (Protection) Act, 1986

Tahasildar/Mining Officer shall ensure the compliance of this condition along with all lease holders of his jurisdiction. The Project Authority/Lessee shall expend of Rs. 1.30 Lakh/annum towards Environment Management Plan (EMP) i.e. Pollution Control, Plantation, Road repair etc.

7.14 **No Mining Zone:** The lessee shall ensure that no quarrying or mining is carried out in the areas as specified below: -

- a) Within 1km of boundary of national park and wildlife sanctuary.
- b) 15 meter from any civil structure be kept from the periphery of any excavation area.
- c) The borrowing/excavation activity shall be restricted to 1.0 m above the ground water table at the site.
- d) The borrowing/excavation activity shall be restricted to a maximum depth of 1.0 meter below general ground level at the site.

7.15 **Transport Safeguards:**

- a) No transportation of the minerals shall be allowed on any road passing through villages/habitations without prior explicit permission.
- b) Transportation of minerals through existing rural roads can be allowed only by the concerned Govt. Department/ Gram Panchayat/BDO after required strengthening such that the carrying capacity of road is increased to handle the mineral carrying truck traffic. The project proponent shall bear the cost towards the widening and strengthening of existing public roads in case the same is proposed to be used for the project.
- c) Project proponent shall ensure that the transport of minerals will be as per IRC Guidelines with respect to complying with traffic congestion and traffic density.
- d) Vehicles hired for transportation of minor mineral from the site should be in good condition and should have pollution check certificate and should conform to applicable air and noise emission standards and should be operated only during non-peak hours. Speed of vehicle be regulated and in no case >30 Kms / hr be allowed.
- e) The vehicles shall not be overloaded and shall be covered with Tarpaulin. The Tahasildar/Mining Officer may collect an appropriate additional road maintenance levy from the lessee as part of the lease conditions on the basis of quantum of mineral transported, and utilize the proceeds of the levy for proper maintenance of the extraction paths and roads to prevent their degradation on account of plying of mineral carrying trucks.
- f) Water spraying should be made on the village road to control particulate matter (dust particles) pollution in surrounding air during transportation from the quarry. Garland drain shall be constructed on the hill slope to arrest downward flow of particulate matter with rainwater.

7.16 **Other Environmental Conditions: -**

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- a) The lessee shall ensure safety of human life and livestock from accidents in case village / any habitation is very nearby the mining lease area.
- b) The digging shall be upto a maximum depth of 2.0 meter so that the site is not rendered devoid of soil and absolutely unproductive and barren. Earthman has to be left to see the depth of digging. After excavation necessary reclamation measure such as vermiculture, planting of grass and herbs and shrubs should be carried out at the site. Proper fencing of the area shall be done after the quarrying is over.
- c) The activity associated with borrowing /excavation of 'brick earth' and 'Brick earth' for purpose of brick manufacturing, construction of roads, embankments etc. shall not involve blasting, or use of any explosive.
- d) The borrowing/excavated shall not alter the natural drainage pattern of the area.
- e) The borrowing/excavated pit shall be restored by the project proponent for useful purpose(s).
- f) Appropriate fencing all around the borrowed /excavated pit shall be made to prevent any mishap.
- g) Measures shall be taken to prevent dust emission by covering of borrowed /excavated earth during transportation.
- h) Safeguards shall be adopted against health risks on account of breeding of vectors in the water bodies created due to borrowing /excavation of earth.
- i) Workers/labourers shall be provided with facilities for drinking water and sanitation.
- j) A berm shall be left from the boundary of adjoining field having a width equal to at least half the depth of proposed excavation.
- k) Fugitive dust emissions from all the sources should be controlled regularly.
- l) Water spraying arrangement on haul roads, should be provided and properly maintained.
- m) Vehicles hired for transportation of minor mineral from the site should be in good condition and should have pollution check certificate and should conform to applicable air and noise emission standards and should be operated only between 6AM to 6PM (dawn to dusk).
- n) The vehicles shall not be overloaded and shall be covered with Tarpaulin. The Tahasildar/Mining Officer may collect an appropriate road maintenance levy from the lessee as part of the lease conditions on the basis of quantum of mineral transported, and utilize the proceeds of the levy for proper maintenance of the extraction paths and roads to prevent their degradation on account of plying of mineral carrying trucks.
- o) Measures should be taken to comply with the provisions laid under Noise Pollution (Regulation and Control) (Amendment) Rules, 2010 issued by the MoEF, GOI.



- p) The proponent shall take necessary measures to ensure no adverse impacts due to mining operations on the human habitation existing nearby.
- q) Waste oils, used oils generated from machinery/equipment, mining operations, if any, shall be disposed as per the Hazardous Wastes (Management, Handling, and trans-boundary movement) Rules, 2008 and its amendments thereof to the recyclers authorized by SPCB, Odisha.
- r) Topsoil, if any, shall be stacked properly with proper slope with adequate measures and should be used for plantation purpose.
- s) Dumping of quarry material is in no case permissible on any forest land; and all dump yard shall be on duly permitted non forest land.
- t) Waste oils, used oils generated from the EM machines, mining operations, if any, shall be disposed as per the Hazardous Wastes (Management, Handling, and trans-boundary movement) Rules, 2008 and its amendments thereof to the recyclers authorized by SPCB, Odisha.
- u) At the end of mine closure, the proponent shall immediately remove all the sheds put up in the quarry and all the equipment in the area before closure of the quarry.
- v) Permanent barricading/barbed wired fencing of the mining lease area site shall be done after completion of mining activities to prevent any danger for stray animals and human habitations from accidents.
- w) The Project Proponent shall undertake phased restoration, reclamation and rehabilitation of land affected by mining and completes this work before abandonment of mine. Filling of the ditch by fly ash is to be ensured by the lessee, as also fencing the area, guard wall for safety of cattle & traffic.

7.17 **Common Forum for EMP:-** All the individual quarry lessee holders coming under the Tahasil may create a common forum in coordination with the Tahasildar/Mining Officer and contribute funds to it for grading, compaction and maintenance of haulage road, provision of water spray on the village road to control particulate matter (dust particles) pollution in surrounding air during transportation from the quarry, and provision of thick, multilayer and a continuous green belt around the lease area excluding the entry and exit gate for prevention of environmental pollution and noise during mining activity.

7.18 **Reclamation & Restoration:-** Pursuant to MoEF & CC, O.M No 22-34/2018-1A.IIIdated 16.01.2020 and in compliance to the directions dated 8th January 2020 of Hon'ble Supreme Court in W.P. (Civil) No.114/2014 in the matter of Common Cause vs Union of India, the mining lease holder shall, after ceasing mining operations, undertake re-grassing 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. The Project Proponent shall submit a detailed plan of action in this regard to Tahasildar/Mining Officer within six months, indicating definite timelines and

(Signature)



physical outcomes for the reclamation & restoration of the mined-out area. The Tahasildar/ Mining Officer shall submit a compliance report to SEIAA, Odisha at the end of lease period.

- 7.19 **Half-yearly Compliance Report:** - It shall be mandatory for the project management to submit half yearly compliance reports on the status of implementation of the above stipulated environmental and upload the compliance report including results of monitored data, as applicable in the website of the Ministry for monitoring of EC Conditions, failing which EC is liable to be revoked.
- 7.20 **Concomitant Monitoring:** - The conditions stipulated in the environmental clearance will be closely monitored on the ground by the lease granting authority, i.e. the Tahasildar/ Mining Officer, who shall ensure compliance of the stipulated conditions and take corrective measures promptly in case of any non-compliance and also ensure that the project proponent submits quarterly compliance reports.
- 7.21 **Independent Monitoring:** -The concerned Regional Office of the MoEF & CC/ SPCB, Odisha shall periodically monitor compliance of the stipulated conditions as applicable for this project. The project authorities should extend full cooperation to the MoEF & CC officer(s)/SPCB officer(s) by furnishing the requisite data / information / monitoring reports.
- 7.22 **Revocation of EC:** -The SEIAA, Odisha may revoke or suspend the EC, if implementation of any of the above conditions is not satisfactory. The SEIAA, Odisha reserves the right to alter /modify the above conditions or stipulate any further condition in the interest of environment protection.
- 7.23 **Change in Ownership of Lease:** - This EC shall not be transferred without the permission of SEIAA, Odisha. The Tahasildar/ Mining Officer shall inform the SEIAA of any change in ownership of the mining lease. No mining is allowed without transfer of EC as per provisions of the para 11 of EIA Notification, 2006, as amended from time to time.
8. 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.



STATE ENVIRONMENT IMPACT ASSESSMENT AUTHORITY, ODISHA
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statutory body constituted by Ministry of Environment, Forest & Climate Change under Environment
(Protection) Act, 1986

9. This Environmental Clearance (EC) is subject to orders/judgment of Hon'ble Supreme Court of India, Hon'ble High Court and Hon'ble NGT as may be applicable.
10. 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.

Yours Faithfully,


Member Secretary

Copy to

1. Additional Chief Secretary, Forest, Environment & Climate Change Dept., Government of Odisha for information.
2. Member Secretary, State Pollution Control Board, Odisha, Paribesh Bhawan, A/118, Nilakantha Nagar, Unit-8, Bhubaneswar for information.
3. Member Secretary, SEAC, Paribesh Bhawan, A/118, Nilakantha Nagar, Unit-VIII, Bhubaneswar for information.
4. Deputy D.G.Forest., Integrated Regional Office (IRO), Ministry of Environment & Forests, A-31, Chandrasekharpur, Bhubaneswar for information.
5. The Director of Mines, Steel & Mines Dept, Govt. of Odisha Bhubaneswar for information.
6. Collector & DM, Jajpur/ DFO, Cuttack / Sub Collector, Jajpur, Tahasildar, Jajpur / Mining Officer, Jajpur for Information and necessary action.
7. Guard file for record/Website/Parivesh Portal.


Member Secretary