



सत्यमेव जयते

File No.: 464059/70-MIN/02-2024

Government of India

Ministry of Environment, Forest and Climate Change

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



Dated 05/07/2024



To,

NILAKANTHA BARIK
SANTASAHU, KENDRAPARA, ODISHA, , 754211
barikn1967@gmail.com

Subject: Amendment in Environmental Clearance (EC) 26/02/2024 granted to the project under the provision of the EIA Notification 2006 -regarding.

Sir/Madam,

This is in reference to your application submitted to SEIAA vide proposal number SIA/OR/MIN/464059/2024 dated 26/02/2024 for grant of an amendment in prior Environmental Clearance (EC) to the project under the provision of the EIA Notification 2006-and as amended thereof.

2. The particulars of the proposal are as below :

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| (i) EC Identification No. | EC24C0107OR5648387A |
| (ii) File No. | 464059/70-MIN/02-2024 |
| (iii) Clearance Type | Amendment in EC |
| (iv) Category | B2 |
| (v) Schedule No./ Project Activity | 1(a) Mining of minerals Bhagabatpur Luna River Sand Quarry over an area of 12.231acres or 4.95 ha under Derabish Tahasil of Kendrapara district of Odisha |
| (vii) Name of Project | |
| (viii) Location of Project (District, State) | KENDRAPARA, ODISHA |
| (ix) Issuing Authority | SEIAA |
| (x) EC Date | 26/02/2024 |
| (xii) Applicability of General Conditions | NO |
| (xiii) Status of implementation of the project | |

This has reference to your online application no. SIA/OR/MIN/464059/2024 dated 26.02.2024, wherein you have requested for amendment (i.e. amendment of EC regard to annual production of sand as per replenishment study report) of Environmental Clearance (EC) granted by SEIAA, Odisha vide letter no./EC Identification No. 8767/SEIAA dt. 21.08.2020 in favour Sri Nilakantha Barik, the successful bidder/lessee.

2. The application was examined in the State Environment Impact Assessment Authority (SEIAA), Odisha in its 168th

meeting held on 24.06.2024 & 25. 06. 2024 in accordance with the EIA Notification, 2006 as amended from time to time and the following points are noted;

(i) This is a proposal for amendment of EC of Bhagabatpur Luna River Sand Quarry over an area of 12.231acres or 4.95 ha under Derabish Tahasil of Kendrapara district of Odisha.

(ii) The project proponent has obtained EC from SEIAA, Odisha vide EC letter no. /EC Identification No. – 2082/SEIAA dt. 09.08.2021 and EC transfer vide letter no. 4840/SEIAA dt. 13.07.2022 in favour of successful bidder Sri Nilakantha Barik for Bhagabatpur Luna River Sand Quarry over an area of 12.231acres or 4.95 ha under Derabish Tahasil of Kendrapara district of Odisha.

(iii) During EC application the PP has submitted required documents along with mining plan where it is mentioned that mineable reserve of the proposed sand was 58000 cum with depth of sand deposition was 1.5 meter and proposed for annual extraction-58000 cum.

(iv) The SEIAA allowed 20000 cum of sand for 1st year lease period with allowing depth of mining is 1.0 meter.

(v) There is an EC conditions point no. 9.1 to 9.2 in page no. 03 that “Pending carrying out of the study & submission of the report, this clearance is being granted in an adhoc manner and is liable to be revoked after one year i.e., after 15th October 2022, if satisfactory replenishment study report is not submitted.”

(vi) The PP has not submitted EC compliance and production details.

(vii) The PP has submitted replenishment study report was done by the Ms. Geomac Solution Pvt. Ltd., the ORSAC empanel agency with mentioned that Mineable Reserve during Pre-monsoon survey- 2023 = 17666Cum, Mineable Reserve during Post-monsoon survey-2023 = 37670Cum. Quantity of sand replenished is 20004 cum and proposed production is 20004 cum.

(viii) Any deficiencies/omission have been noticed in the above documents- Nil.

(ix) Documents submitted for amendment of EC;

a. Form No. 4 for amendment of Environmental Clearance,

b. Replenishment study report

3. The proposal was placed in SEAC meeting held on 21.03.2024 and the SEAC decided to take decision on the proposal after receipt of following information from the Mining Officer/PP:

i) In the RS the average thickness calculated 1mt and for estimation taken 0.8 mt to derive replenishment amount of 20004cum. Reason to be asked from PP to explain.

ii) As per KML file 80% is water, PP may be asked to justify and send fresh KML file.

iii) Production of last year may be given: Hence, the proposal deferred for ADS

Again, the proposal was placed in 15th & 16th May 2024 and the SEAC recommended the following:

(i) Compliance is satisfactory. The difference in mRL is due to mining in pre monsoon which is probably the reason. Hence Replenishment quantity of 12056 cum is recommended.

4. Amendment of Environmental Clearance (EC) letter no./Identification no. 2082/SEIAA dt. 09.08.2021 issued for Bhagabatpur Luna River Sand Quarry in favour of Sri Nilakantha Barik is allowed for extraction quantity of sand 12056 cum per annum for the balance lease period. The other stipulated terms and conditions of the original EC letter initially granted on 09.08.2021 remains same subject to satisfactory compliance to all the stipulated terms and conditions of EC along with following additional stipulation attached as Annexure-1.

Copy To

1. Joint Secretary (Environment), Ministry of Environment, Forests and Climate Change Govt. of India, Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj, New Delhi-110003 for information.

2. Principal Secretary, Forests & Environment Dept., Government of Odisha for information.

3. Member Secretary, State Pollution Control Board, Odisha, Paribesh Bhawan, A/118, Nilakantha Nagar, Unit-8, Bhubaneswar for information.

4. Additional Principal Conservator of Forests, Regional Office (EZ), Ministry of Environment & Forests, A-31, Chandrasekharpur, Bhubaneswar for information.

5. Chairman, Central Pollution Control Board, CBD-cum-office Complex, East Arjun Nagar, New Delhi-110032 for information.

6. Member Secretary, CGWA, 18/11, Jamnagar House, Man Singh Road, New Delhi-110011for information.

7. Copy to Director of Mines, Steel & Mines Dept., Govt. of Odisha for information and necessary action.

8. Copy to the Collector/Sub Collector, Kendrapara, DFO, Kendrapara and Tahasildar Derabish /Mining Officer

Kendrapara for information and necessary action.

9. Chairman/Member / Member Secretary, SEIAA for information.

10. Chairman, SEAC/Member Secretary, SEAC, Paribesh Bhawan, A/118, Nilakantha Nagar, Unit-VIII, Bhubaneswar for information.

11. Guard file for record.

Annexure 1

Additional EC Conditions

(i) The PP is required to carry out the Annual rate of replenishment study (ARRS) through ORSAC empanel agency in subsequent year and submit the report to SEIAA, Odisha.

(ii) The validity of EC is for validity of DSR or validity of lease period whichever is earlier.

(iii) The Project Proponent (lease holder) shall deposit Rs.2,50,000/-, with the respective District Environment Society for raising 500 plants (minimum @100 trees per Ha) of native species within 2 years in a suitable location adjoining to quarry.

(iv) The PP will implement the EMP with a budgetary allocation as proposed in the EMP report during EC application.

(v) The Project Proponent shall upload/submitted six monthly EC compliance in the Parivesh Portal of MoEF & CC., Govt. of India only within six months (06) from date of issue of transfer of EC, failing which the EC is liable to be revoked.

(vi) In case, there is a change in the scope of the project, fresh Environment Clearance shall be obtained.

