



सत्यमेव जयते

File No: OL/TOR/MIN/BALODA_BAZAR/2899
Government of India
Ministry of Environment, Forest and Climate Change
(Issued by the State Environment Impact Assessment Authority(SEIAA),
CHHATTISGARH)



Dated 25/10/2024



To,

TARUN GILHARE
TARUN GILHARE
S/O Rewa Ram Gilhare SATNAMI PARA BIRKONI WARD NO 3 Birkoni, MAHASAMUND,
CHHATTISGARH, 493445
ec.baldakachar23@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 Tarun Kumar Gilhare grant of Terms of Reference (ToR) with public hearing for Sand mine (Mahanadi River) capacity – 89,820 cubic meter per year, Kharsa No. 230 (part), area – 4.99 Ha., Village - Baldakachhar, Tehsil - Kasdol, District - Baloda Bazar, Chhattisgarh.submitted to Ministry vide proposal number SIA/CG/MIN/454448/2023 dated 28/02/2024.

2. The particulars of the proposal are as below :

(i) TOR Identification No.	TO23B0107CG5298548N
(ii) File No.	OL/TOR/MIN/BALODA_BAZAR/2899
(iii) Clearance Type	TOR
(iv) Category	B1
(v) Project/Activity Included Schedule No.	1(a) Mining of minerals
(vii) Name of Project	Tarun Kumar Gilhare
(viii) Name of Company/Organization	TARUN GILHARE
(ix) Location of Project (District, State)	BALODA BAZAR, CHHATTISGARH
(x) Issuing Authority	SEIAA
(xii) Applicability of General Conditions	no
(xiii) Applicability of Specific Conditions	yes

3. 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 Ministry for an appraisal by the State Environment Impact Assessment Authority(SEIAA) Appraisal Committee (SEIAA) in the Ministry under the provision of EIA notification 2006 and its subsequent amendments.

4. The above-mentioned proposal has been considered by State Environment Impact Assessment Authority (SEIAA) Appraisal Committee of SEIAA in the meeting held on 03/10/2024. The minutes of the meeting and all the Application and documents submitted [(viz. Form-1 Part A, Part B, Part C EIA, EMP)] are available on PARIVESH portal which can be accessed by scanning the QR Code above.
5. The brief about configuration of plant/equipment, products and byproducts and salient features of the project along with environment settings, as submitted by the Project proponent in Form-1 (Part A, B and C)/EIA & EMP Reports/presented during SEIAA are annexed to this EC as Annexure (1).
6. The SEIAA, in its meeting held on 03/10/2024, based on information & clarifications provided by the project proponent and after detailed deliberations recommended the proposal for grant of Terms of Reference under the provision of EIA Notification, 2006 and as amended thereof subject to stipulation of specific and general conditions as detailed in Annexure (2).
7. The SEIAA has examined the proposal in accordance with the Environment Impact Assessment (EIA) Notification, 2006 & further amendments thereto and after accepting the recommendations of the State Environment Impact Assessment Authority (SEIAA) Appraisal Committee hereby decided to grant Terms of Reference for instant proposal of M/s. TARUN GILHARE under the provisions of EIA Notification, 2006 and as amended thereof.
8. The Ministry reserves the right to stipulate additional conditions, if found necessary.
9. The Terms of Reference 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.
10. This issues with the approval of the Competent Authority.

Copy To

S.No.	Address
1	Director, Ministry of Environment, Forest and Climate Change, Prithvi Wing, 2nd Floor, Indira Paryavaran Bhawan, Jorbagh Road, New Delhi - 100003
2	Integrated Regional Office RAIPUR, MoEF&CC , Govt. of India , Ground Floor, Aranya Bhawan, North Block, Sector- 19, Naya Raipur, Atal Nagar, Chhattisgarh – 492002
3	Director, Directorate of Geology and Mining, Chhattisgarh, Indravati Bhavan, Block-4, Second Floor, Nawa Raipur Atal Nagar, Chhattisgarh India
4	Member Secretary, Chhattisgarh Environment Protection Board, Paryavas Bhawan, Sector-19, Nava Raipur Atal Nagar, District-Raipur (Chhattisgarh)
5	Member Secretary, Central Ground Water Board, West Block-2, Wing-3, Ground Floor, Sector-1, R.K. Puram, New Delhi - 110066
6	Collector, Office of the Collector, BALODA BAZAR, District-BALODA BAZAR(C.G.) for information and necessary action.
7	Forwarded to Regional Officer, Regional Office, Chhattisgarh Environment Protection Board, Raipur for information and necessary action.

Annexure 1

Specific Terms of Reference for (Mining Of Minerals)

1. Additional Tor

S. No	Terms of Reference
1.1	<ol style="list-style-type: none"> 1. Project proponent shall submit a readable copy of the survey map in original size. 2. Project proponents shall submit the Individual Environment Management Plan and Common Environment Management Plan. 3. Project proponents shall submit the details of monitoring equipment along with its specification. Project proponent shall monitor as per the Methodology issued by MoEF&CC. 4. Project proponent shall submit the NOC of Gram Panchayat for riverside plantation. 5. Project proponents shall submit an affidavit for commitment to the public (Objections/suggestions raised by the public) during Public Hearing. 6. Project Proponents shall submit the post-monsoon RL data in the interval of 25 x 25 meter grid pattern and shall obtain certified information from the Mining Department. This grid pattern area shall cover outside the mining lease upto 100 meters from mining lease. 7. Project Proponent shall submit the GPS coordinates of Boundary. 8. Project Proponent shall submit the sand replenishment study duly verified by district mining officer of mining department. 9. Project Proponent shall submit the high flood level (HFL) details from the competent authority. Plantation in the river bank will have to be done leaving high flood level (HFL). 10. EIA study shall be done at minimum 8 no. of stations for data collection considering the predominant wind direction. 11. Project proponents shall submit the copy of panchnama and photographs of every monitoring station. 12. Project proponents shall submit an undertaking in the form of an affidavit that mining shall be conducted / carried out only manually (excavation of sand to be done manually). 13. The project proponent shall submit an undertaking that there is no court case pending relating to this project before any Court of Law in India. 14. The project proponent shall submit an undertaking in the form of an affidavit stating that there is no violation of Notification S.O. 804(E) dated 14/03/2017 issued by Ministry of Environment, Forest and Climate Change, Government of India and the direction given by Hon'ble Supreme Court of India in the matter of Common Cause vs Union of India order dated 02.08.2017. 15. Project proponents shall submit the DPR (Detailed Project Report) of plantation of 1500 plants in river bank and undertake plantation & incorporate in the EIA report. 16. Project proponents shall submit DPR (Detailed Project Report) of CER proposals preferably on river bank with details of works along with their estimates including land cost and incorporating the plant cost, fertilizer cost, irrigation cost and maintenance cost for at least 5 years & incorporated in the EIA report.

Standard Terms of Reference for (Mining of minerals)

1.

S. No	Terms of Reference
1.1	An EIA-EMP Report shall be prepared for peak capacity (89,820 Cum/year) operation in an ML/project area of 4.99 ha based on the generic structure specified in Appendix III of the EIA Notification, 2006.
1.2	An EIA-EMP Report would be prepared for peak capacity operation to cover the impacts and environment management plan for the project specific activities on the environment of the region, and the environmental quality encompassing air, water, land, biotic community, etc. through collection of data and information, generation of data on impacts including prediction modeling for 89,820 Cum/year of production based on approved Mining Plan. Baseline data collection can be for any season (three months) except monsoon.
1.3	Propoer KML file with pin drop and coordinate of mine at 500-1000 m interval be provided
1.4	A Study area map of the core zone (project area) and 10 km area of the buffer zone (1: 50,000 scale) clearly delineating the major topographical features such as the land use, surface drainage pattern including rivers/streams/nullahs/canals, locations of human habitations and other polluting sources. In case of ecologically sensitive areas such as Biosphere Reserves/National Parks/WL Sanctuaries/ Elephant Reserves, forests (Reserved/Protected), migratory corridors of fauna, and areas where endangered fauna and plants of medicinal and economic importance found in the 15 km study area should be given. The above details to be furnished in tabular form also.
1.5	Map showing the core zone delineating the agricultural land (irrigated and un-irrigated, uncultivable land as defined in the revenue records, forest areas (as per records), along with other physical features such as water bodies, etc should be furnished.
1.6	A contour map showing the area drainage of the core zone and 10 km of the study area (where the water courses of the core zone ultimately join the major rivers/streams outside the lease/project area) should also be clearly indicated in the separate map.
1.7	Catchment area with its drainage map of 10 km area within and outside the mine shall be provided with names, details of rivers/ riverlet system and its respective order. The map should clearly indicate drainage pattern of the catchment area with basin of major rivers. Diversion of drains/ river need elaboration in form of lengthe, quantity and quality of water to be diverted
1.8	Details of mineral reserves, geological status of the study area and the seams to be worked, ultimate working depth and progressive stage-wise working scheme until the end of mine life should be provided on the basis of the approved rated capacity and calendar plans of production from the approved Mining Plan. Geological maps and sections should be included. The Progressive mine development and Conceptual Final Mine Closure Plan should also be shown in figures. Details of mine plan and mine closure plan approval of Competent Authority should be furnished for green field and expansion projects.
1.9	Details of mining methods, technology, equipment to be used, etc., rationale for selection of specified technology and equipment proposed to be used vis-à-vis the potential impacts should be provided.
1.10	Impact of mining on hydrology, modification of natural drainage, diversion and channeling of the existing rivers/water courses flowing though the ML and adjoining the lease/project and the impact on the existing users and impacts of mining operations thereon.

S. No	Terms of Reference
1.11	A detailed Site plan of the mine showing the proposed break-up of the land for mining operations such as the quarry area, OB dumps, green belt, safety zone, undisturbed area -if any, and landscape features such as existing roads, drains/natural water bodies to be left undisturbed along with any natural drainage adjoining the lease/project areas, and modification of thereof in terms of construction of embankments/bunds, proposed diversion/rechannelling of the water courses, etc., approach roads, major haul roads, etc should be indicated.
1.12	Study on the existing flora and fauna in the study area (10km) should be carried out by an institution of relevant discipline. The list of flora and fauna duly authenticated separately for the core and study area and a statement clearly specifying whether the study area forms a part of the migratory corridor of any endangered fauna should be given. If the study area has endangered flora and fauna, or if the area is occasionally visited or used as a habitat by Schedule-I species, or if the project falls within 15 km of an ecologically sensitive area, or used as a migratory corridor then a Comprehensive Conservation Plan along with the appropriate budgetary provision should be prepared and submitted with EIA-EMP Report; and comments/observation from the CWLW of the State Govt. should also be obtained and furnished.
1.13	One-season (other than monsoon) primary baseline data on environmental quality - air (PM10, PM2.5, SOx, NOx and heavy metals such as Hg, Pb, Cr, As, etc), noise, water (surface and groundwater), soil - along with one-season met data coinciding with the same season for AAQ collection period should be provided. The detail of NABL/ MoEF&CC certification of the respective laboratory and NABET accreditation of the consultant to be provided.
1.14	Map (1: 50, 000 scale) of the study area (core and buffer zone) showing the location of various sampling stations superimposed with location of habitats, other industries/mines, polluting sources, should be provided. The number and location of the sampling stations in both core and buffer zones should be selected on the basis of size of lease/project area, the proposed impacts in the downwind (air)/downstream (surface water)/groundwater regime (based on flow). One station should be in the upwind/upstream/non-impact/non-polluting area as a control station. The monitoring should be as per CPCB guidelines and parameters for water testing for both ground water and surface water as per ISI standards and CPCB classification wherever applicable. Observed values should be provided along with the specified standards.
1.15	For proper baseline air quality assessment, Wind rose pattern in the area should be reviewed and accordingly location of AAMSQ shall be planned by the collection of air quality data by adequate monitoring stations in the downwind areas. Monitoring location for collecting baseline data should cover overall the 10 km buffer zone i.e. dispersed in 10 km buffer area. In case of expansion, the displayed data of CAAQMS and its comparison with the monitoring data to be provided
1.16	A detailed traffic study along with presence of habitation in 100 mts distance from both side of road, the impact on the air quality with its proper measures and plan of action with timeline for widening of road. The project will increase the no. of vehicle along the road which will indirectly contribute to carbon emission so what will be the compensatory action plan should be clearly spell out in EIA/ EMP report.
1.17	The socio-economic study to conducted with actual survey report and a comparative assessment to be provided from the census data should be provided in EIA/ EMP report also occupational status & economic status of the study area and what economically project will contribute should be clearly mention. The study should also include the status of infrastructural facilities and amenities present in the study area and a comparative assessment with census data to be

S. No	Terms of Reference
	provided and to link it with the initialization and quantification of need based survey for CSR activities to be followed.
1.18	The Ecology and biodiversity study should also indicate the likely impact of change in forest area for surface infrastructural development or mining activity in relation to the climate change of that area and what will be the compensatory measure to be adopted by PP to minimize the impact of forest diversion.
1.19	Baseline data on the health of the population in the impact zone and measures for occupational health and safety of the personnel and manpower for the mine should be submitted.
1.20	Impact of proposed project/activity on hydrological regime of the area shall be assessed and report be submitted. Hydrological studies as per GEC 2015 guidelines to be prepared and submitted
1.21	Impact of mining and water abstraction from the mine on the hydrogeology and groundwater regime within the core zone and 10 km buffer zone including long-term monitoring measures should be provided. Details of rainwater harvesting and measures for recharge of groundwater should be reflected in case there is a declining trend of groundwater availability and/or if the area falls within dark/grey zone.
1.22	Site specific Impact assessment with its mitigation measures, Risk Assessment and Disaster Preparedness and Management Plan should be provided.
1.23	Impact of choice of mining method, technology, selected use of machinery and impact on air quality, mineral transportation, etc, Impact of blasting, noise and vibrations should be provided.
1.24	Impacts of mineral transportation within the mining area and outside the lease/project along with flow-chart indicating the specific areas generating fugitive emissions should be provided. Impacts of transportation, handling, transfer of mineral and waste on air quality, generation of effluents from workshop etc, management plan for maintenance of HEMM and other machinery/equipment should be given. Details of various facilities such as rest areas and canteen for workers and effluents/pollution load emanating from these activities should also be provided.
1.25	The number and efficiency of mobile/static water sprinkling system along the main mineral transportation road inside the mine, approach roads to the mine and also the frequency of their use in impacting air quality should be provided.
1.26	Conceptual Final Mine Closure Plan and post mining land use and restoration of land/habitat to the pre- mining status should be provided. A Plan for the ecological restoration of the mined out area and post mining land use should be prepared with detailed cost provisions. Impact and management of wastes and issues of re-handling (wherever applicable) and backfilling and progressive mine closure and reclamation should be furnished.
1.27	Adequate greenbelt nearby areas, transportaion area of mineral shall be provided with details of species selected and survival rate Greenbelt development should be undertaken particularly around the transport route.
1.28	Cost of EMP (capital and recurring) should be included in the project cost and for progressive

S. No	Terms of Reference
	and final mine closure plan.
1.29	Details of R&R. Detailed project specific R&R Plan with data on the existing socio- economic status of the population (including tribals, SC/ST, BPL families) found in the study area and broad plan for resettlement of the displaced population, site for the resettlement colony, alternate livelihood concerns/employment for the displaced people, civic and housing amenities being offered, etc and costs along with the schedule of the implementation of the R&R Plan should be given.
1.30	CSR Plan along with details of villages and specific budgetary provisions (capital and recurring) for specific activities over the life of the project should be given.
1.31	Corporate Environment Responsibility:
1.32	a) The Company must have a well laid down Environment Policy approved by the Board of Directors.
1.33	e) Environment Management Cell and its responsibilities to be clearly spleel out in EIA/ EMP report
1.34	Status of any litigations/ court cases filed/pending on the project should be provided.
1.35	PP shall submit clarification from PCCF that mine does not falls under corridors of any National Park and Wildlife Sanctuary with certified map showing distance of nearest sanctuary.
1.36	Copy of clearances/approvals such as Forestry clearances, Mining Plan Approval, mine closer plan approval. NOC from Flood and Irrigation Dept. (if req.), etc. wherever applicable.
1.37	In case of expansion of the proposal, the status of the work done as per mining plan and approved mine closure plan shall be detailed in EIA/ EMP report
1.38	Details on Public Hearing should cover the information relating to notices issued in the newspaper, proceedings/minutes of Public Hearing, the points raised by the general public and commitments made by the proponent and the time bound action proposed with budgets in suitable time frame. These details should be presented in a tabular form. If the Public Hearing is in the regional language, an authenticated English Translation of the same should be provided.
1.39	PP shall carry out survey through drone highlighting the ground reality for atleast 10 minutes
1.40	Detailed Chronology of the project starting from the first lease deed allotted/Block allotment/ Land acquired to its No. of renewals, CTO /CTE with details of no. renewals, previous EC(s) granted details and its compliance details, NOC details from various Govt bodies like Forest NOC(s), CGWA permissions, Power permissions, etc as per the requisites respectively to be furnished in tabular form.
1.41	The first page of the EIA/ EMP report must mention the peak capacity production, area, detail of PP, Consultant (NABET accreditation) and Laboratory (NABL / MoEF & CC certification)
1.42	The compliances of ToR must be properly cited with respective chapter section and page no in

S. No	Terms of Reference
	tabular form and also mention sequence of the respective ToR complied within the EIA-EMP report in all the chapter,s section.

