



सत्यमेव जयते

File No:J 13012/91/2008-IA.II(T)
Government of India
Ministry of Environment, Forest and Climate Change
IA Division



Dated 19/11/2024



To,

Sh. Shailesh Verma
M/s Tata Steel Limited
Bombay House, 24 Homy Modi Steet, Fort, Mumbai, Maharashtra 400001
E-mail: ravi.prasoon@tatasteel.com

Subject: Transfer of Environment Clearance to titled “2X67.5 MW Coal based Captive TPP at village Anantapur, Tehsil Athagarh in Cuttack District, Odisha” from M/s Bhubaneshwar Power Private Limited to M/s Tata Steel Limited – Reg.

Ref. : (i) EC accorded by MoEF&CC vide EC letter no. J-13012/91/2008- IA. II(T), dated 14/05/2010.

Sir/Madam,

This is in reference to your application submitted to MoEF&CC vide proposal number IA/OR/THE/498007/2024 dated 03/10/2024 for grant of transfer of Environmental Clearance (EC) to the above mentioned project from M/s. Bhubaneshwar Power Private Limited to M/s Tata Steel Limited, Power Plant Athagarh under the provision of para 11 of the EIA Notification 2006-and as amended thereof

2. The particulars of the proposal are as below :

(i) EC Identification No.	EC24A0601OR5225654T
(ii) File No.	J 13012/91/2008-IA.II(T)
(iii) Clearance Type	Transfer of EC
(iv) Category	A
(v) Project/Activity Included Schedule No.	1(d) Thermal Power Plants
(vi) Sector	Thermal Projects
(vii) Name of Project	Transfer of Environmental Clearance granted vide letter no. J-13012/91/2008.IA.II(T) dated: 14.05.2010 from Bhubaneshwar Power Private Limited to Tata Steel Limited, Power Plant Athagarh

(viii) Name of Company/Organization	CUTTACK, ODISHA
(ix) Location of Project (District, State)	
(x) Issuing Authority	MoEF&CC
(xi) EC Date	14/05/2010
(xiii) Details of Transferee	M/s Tata Steel Limited, Bombay House, 24 Homy Modi Steet, Fort,MUMBAI,482,27,400001 M/s BHUBANESHWAR POWER PRIVATE LIMITED, Tata Steel Office, Gumidelli Towers at 1-10-39 to 44,Begumpet Airport Road, Begumpet, ,Hyderabad, Secunderabad, ,507,36,500016
(xiv) Details of Transferor	

3. Initially, MoEF&CC has accorded Environment Clearance on 14/05/2010 in favour of M/s Bhubaneshwar Power Private Limited for setting up (2X67.5 MW) Coal based Captive TPP at village Anantapur, Tehsil Athagarh in Cuttack District, Odisha". As per the extant provisions of EIA Notification, 2006 the instant proposal falls under category B. However, the proposal attracts general condition of the EIA Notification, 2006 i.e. the project site is located at a distance of 4.7 km from the Chandaka Dampara wildlife sanctuary. Permission from National Board of Wildlife (NBWL) obtained on 06/08/2012. In view of this, EC was accorded at central as Category A project. As per the EC accorded total land is 80 acres and no forest land is involved. PP obtained following amendment in the EC dated 14/05/2010 from MoEF&CC:

i. Vide letter dated 14/08/2015, MoEF&CC extended the validity of EC dated 14/05/2010 till 13/05/2017. Power plant got commissioned on 01/06/2016.

ii. Vide letter dated 20/12/2018, temporary permission for the transportation of coal by road from Raj Athagarh Railway Siding (about 16.78 Km) for a period of three years i.e. up to 20/12/2018 was accorded.

iii. Vide letter dated 15/06/2018, EC was amended for increasing the project land area from 80 acres to 160 acres with stipulation of additional EC conditions.

iv. Vide letter dated 03/07/2019, Ministry extended the time frame for transportation of coal by road form Raj Athagarh Railway siding (17 km) and Talcher (97 km) from 20/12/2018 to 22/12/2020 with stipulation of additional EC conditions.

4. Status of implementation of the EC dated 14/05/2010 & its subsequent amendment is furnished as below -

Facilities as per dated 14.05.2010 & its subsequent amendment			Present status of implementation	Other statutory approvals	Remarks
Facility	Configuration/ Production Capacity	Date			
Coal/ Lignite based plants	135MW (2x67.5)	14.05.2010 & its subsequent amendment	Project is operational for complete components/ units envisaged in the EC.	CTO is obtained on 23.03.2023 and is valid from till 01.04.2023 to 31.03.2026 Name change in the CTO in favor of M/s. Tata Steel Limited already obtained from SPCB on 21/08/2024.	The facilities envisaged in the EC dated 14/05/2010 has been implemented. In view of this, validity of EC dated 14/05/2010 is perpetual.

5. **Reasons for transfer of EC and ownership details:** It is submitted that National Company Law Tribunal (NCLT) Hyderabad Bench vide its order dated 06/06/2024 in CP(CAA) No. 04/230/HBD/2024 has approved the amalgamation of M/s. Bhubaneshwar Power Private Limited with M/s. Tata Steel Limited. In pursuance to the said order, M/s. Tata Steel Limited has approached the MoEF&CC for the transfer of EC.

6. Corporate Identification Number (CIN):

Name of Entity	CIN Number	Remarks
M/s Bhubaneswar Power Private Limited	U40109TG2006PTC050759	CIN number of M/s Bhubaneswar Power Private Limited and M/s Tata Steel Limited is different. In view of this, proposal involves transfer of EC with change in ownership and the same has also been mentioned by the PP in their proposal.
M/s Tata Steel Limited	L27100MH1907PLC000260	

7. Documents submitted for the EC transfer:

i. National Company Law Tribunal (NCLT) Hyderabad Bench vide its order dated 06/06/2024 in CP(CAA) No. 04/230/HBD/2024.

ii. No objection certificate by M/s Bhubaneswar Power Private Limited for the transfer of EC dated 14.05.2010 & its subsequent amendment from M/s Bhubaneswar Power Private Limited to M/s Tata Steel Limited.

iii. Undertaking by M/s Tata Steel Limited. in non-judicial stamp paper stating that they will abide by all the conditions stipulated in the EC dated 14.05.2010 & its subsequent amendment.

8. Time period for the transfer of EC as per MoEF&CC OM dated 03/11/2023: MoEF&CC vide OM dated 03/11/2023 issued clarification on the time period within which the Environmental Clearance (EC) has to be transferred after transfer/acquisition/ demerger/ change in name etc., of the Company. As per the said OM:

• Transferor /transferee shall apply for transfer of EC in the laid down proforma on PARIVESH along with all the requisite documents within twelve months of such transfer/ acquisition/ demerger / change in name etc., of the Company – ***In the instant proposal, date of ownership change was 06/06/2024 whereas PP has submitted the application for transfer of EC on 03/10/2024 itself.***

• PP is also required to applicant shall also submit the proof of submission of application to the concerned SPCB/PCCs for transfer of CTE/CTO. – ***In the instant proposal, PP has already obtained CTO in the name of M/s Tata Steel Limited from SPCB on 21/08/2024.***

9. Considering the above, Ministry hereby transfers the EC dated 14.05.2010 and its subsequent amendment from M/s Bhubaneswar Power Private Limited to M/s Tata Steel Limited in respect of Project for 2X67.5 MW Coal based Captive TPP at village Anantapur, Tehsil Athagarh in Cuttack District, Odisha, subject to satisfactory compliance to all the stipulated specific and general conditions mentioned in the EC letter dated 14.05.2010 and its subsequent amendment.

10. M/s. Tata Steel Limited shall comply with all the specific and general conditions stipulated in the environmental clearance letter dated 14.05.2010 and its subsequent amendment.

11. In case, there is a change in the scope of the project, fresh environmental clearance shall be obtained.

12. This issues with the approval of the Competent Authority.

Yours faithfully,
(Sundar Ramanathan)
Scientist 'E'/Additional Director
Tel: 011- 20819378
Email- r.sundar@nic.in

Copy To

1. The Secretary, Ministry of Power, Shram Shakti Bhawan, Rafi Marg, New Delhi 110001.

2. The Secretary, Department of Environment & Forests, Government of Odisha, Secretariat, Bhubaneswar (Odisha).

3. Deputy Director General of Forests (C), Regional office (EZ), Ministry of Environment & Forests, A-31, Chandershekharpur, Bhubaneswar- 751023 (Odisha).
4. The Member Secretary, Central Pollution Control Board, Parivesh Bhawan, East Arjun Nagar, Delhi – 110032.
5. The Chairman, Odisha State Pollution Control Board, Parivesh Bhawan, A/118, Nilkanthanagar, Unit VIII, Bhubaneswar - 751012 (Odisha).
6. The District Collector, Cuttack, Government of Odisha.
7. PARIVESH Portal

Send Approval Copy To (In case of multiple use comma as separator)

