



BY SPEED POST

**J-13012/99/2008-IA.II (T)
Government of India
Ministry of Environment & Forests**

Paryavaran Bhawan,
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New Delhi-110 003
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E-mail: plahujarai@yahoo.com
Dated: May 28, 2010.

To

M/s Moser Baer Power & Infrastructure Ltd.
43 B, Okhla Industrial Estate
New Delhi – 110 020.

Sub: 2 x 600 MW Sub-Critical Coal Based Thermal Power Plant at villages Laharpur Murra, Guwari, Belia & Jethari, Tehsil Jaithari and Annupur in District Annupur, in Madhya Pradesh by M/s Moser Baer Power & Infrastructure Ltd - reg. Environmental Clearance

Sir,

The undersigned is directed to refer to your letter no. MBPMPL/MP/TPT/MOEF-10/182 dated 24th April, 2009 and subsequent communications dated 25th May, 2009, 8th September, 2009, and 9th October, 2009 on the subject mentioned above seeking environmental clearance under the provisions of EIA Notification, 2006

2. The Ministry of Environment & Forests has examined the application. It has been noted that the proposal is for setting up of 2x600 MW Sub-Critical Coal based Thermal Power Plant at villages Laharpur Murra, Guwari, Belia & Jethari, Tehsil Jaithari and Annupur in District Annupur, in Madhya Pradesh. Coal will be sourced from SECL, Bilaspur. Firm coal linkage is available. Water requirement of 5480 cum/hr will be sourced from Son River flowing at a distance of about 6.0 Kms from the proposed plant. Water allocation from the Water Resources Department, Govt. of Madhya Pradesh has been obtained. Ash content in coal will be maximum 45%. Sulphur content in coal will be 0.3%. Ash will be supplied to Cement manufacturers like M/s ACC Cement, M/s Birla Cement, M/s Prism Cement, M/s Maihar Cement. Land requirement will be 996 acres, including water reservoir, ash pond and township. No forest land is involved. Kirnar nallah flows within the boundary of the plant which ultimately joins Son river. It is proposed to divert this nallah for maximum flood discharge for about 3.2 kms. The study area has high tribal population of 36.4 %. The project involves 262 land oustees; 16 home stead oustees; and 12 home stead and land oustees. There are no national parks, wildlife sanctuaries, biosphere / tiger reserves, heritage sites etc. within 10 km of the site. Bandhavgar Tiger Reserve is located at about 90 km from the site. One stack (Bi-Flue) of 275 m shall be installed. Public hearing was re-conducted on 27.03.2010. Cost of the project will be Rs. 6241 Crores.

3. The project has been considered in accordance with the provisions of the EIA notification issued by the Ministry of Environment & Forests vide S.O. 1533 (E), dated September 14, 2006.

4. Based on the information submitted by you and presentation made by you and consultant GIS Enabled Environment and Neo-Graphic Centre, Ghaziabad Uttar Pradesh before the Expert Appraisal Committee (Thermal) in its meeting held on 30th April – 1st May, 2010 the Ministry of Environment and Forests hereby accords environmental clearance to the above project under the provisions of EIA notification dated September 14, 2006, subject to the compliance of the following Specific and General conditions:

A. Specific Conditions:

- (i) Environmental Clearance is subject to condition that no forests land involved in the thermal power project area as well as in the Coal mine from which coal is to be sourced.
- (ii) The company shall pay compensation for acquisition of private land and displacement of homestead as per the Central Government/State Government norms. The compensation to be paid to the land loser and for displacement of families shall not be less than the norms/package as per the Policy on National Resettlement and Rehabilitation Rules, 2007. Action plan for R&R with package for the project affected persons shall be submitted within three months from the date of issue of this letter.
- (iii) Sulphur and ash contents in the coal to be used in the project shall not exceed 0.5 % and 34 % respectively at any given time. In case of variation of coal quality at any point of time fresh reference shall be made to MOEF for suitable amendments to environmental clearance condition wherever necessary.
- (iv) A bi-flue stack of 275 m height shall be provided with continuous online monitoring equipments for SO_x, NO_x and Particulate Matter. Exit velocity of flue gases shall not be less than 22 m/sec. Mercury emissions from stack may also monitored on periodic basis.
- (v) Provision for installation of FGD shall be provided for future use. High Efficiency Electrostatic Precipitators (ESPs) shall be installed to ensure that particulate emission does not exceed 50 mg/Nm³. Adequate dust extraction system such as cyclones/ bag filters and water spray system in dusty areas such as in coal handling and ash handling points, transfer areas and other vulnerable dusty areas shall be provided.
- (vi) The proponent shall upload the status of compliance of the stipulated EC conditions, including results of monitored data on their website and shall update the same periodically. It shall simultaneously be sent to the Regional Office of MOEF, the respective Zonal Office of CPCB and the SPCB. The criteria pollutant levels namely; SPM, RSPM (PM_{2.5} & PM₁₀), SO₂, NO_x (ambient levels as well as stack emissions) shall be displayed at a convenient location near the main gate of the company in the public domain.
- (vii) Detailed hydro-geological study shall be conducted and submitted within six months from an institute/ organization of repute to assess impact on surface water regime. Specific mitigation measures shall be spelt out and action plan for implementation of the same shall be provided. It shall be ensured that the area drainage is not disturbed due to the proposed power plant. Hydro-geological study of the area shall be also reviewed annually and results submitted to the Ministry and concerned agency in the State Govt. In case adverse impact on ground water quantity and

quality is observed at any stage, immediate mitigating steps to contain any adverse impact on ground water shall be undertaken.

- (viii) Source of water for meeting the requirement during lean season shall be specified and submitted to the Regional Office of the Ministry within three months.
- (ix) No ground water shall be extracted for use in operation of the power plant even in lean season.
- (x) COC of 5.0 shall be adopted. The treated effluent conforming to the prescribed standards only shall be re-circulated and reused within the plant. There shall be no discharge outside the plant boundary except during monsoon. Arrangements shall be made that effluents and storm water do not get mixed. A sewage treatment plant shall be provided (as applicable) and the treated sewage shall be used for raising greenbelt/plantation.
- (xi) Regular monitoring of ground water level shall be carried out by establishing a network of existing wells and constructing new piezometers. Monitoring around the ash pond area shall be carried out particularly for heavy metals (Hg,Cr,As,Pb) and records maintained and submitted to the Regional Office of this Ministry. The data so obtained should be compared with the baseline data so as to ensure that the ground water quality is not adversely affected due to the project.
- (xii) Monitoring of surface water quantity shall also be regularly conducted and records maintained. The monitored data shall be submitted to the Ministry regularly. Further, monitoring points shall be located between the plant and drainage in the direction of flow of ground water and records maintained. Monitoring for heavy metals in ground water shall be undertaken.
- (xiii) Measures for rainwater harvesting shall be undertaken. Central Groundwater Authority/ Board shall be consulted for finalization of appropriate rainwater harvesting technology within a period of three months from the date of clearance and details shall be furnished.
- (xiv) Additional soil for leveling of the proposed site shall be generated within the sites (to the extent possible) so that natural drainage system of the area is protected and improved.
- (xv) Utilization of 100% Fly Ash generated shall be made from 4th year of operation of the plant. Status of implementation shall be reported to the Regional Office of the Ministry from time to time.
- (xvi) Fly ash shall be collected in dry form and storage facility (silos) shall be provided. Unutilized fly ash shall be disposed off in the ash pond in the form of slurry form. Mercury and other heavy metals (As, Hg, Cr, Pb etc.) shall be monitored in the bottom ash as also in the effluents emanating from the existing ash pond. No ash shall be disposed off in the low lying area.
- (xvii) Ash pond shall be lined with HDP/LDP lining or any other suitable impermeable media so that no leachate takes place at any point of time. Adequate safety measures shall also be implemented to protect the ash dyke from getting breached.
- (xviii) For disposal of bottom ash in abandoned mines (if proposed to be undertaken), it shall be ensured that the bottom and sides of the mined out areas are adequately

lined with clay before Bottom Ash is filled up. The project proponent shall inform the State Pollution Control Board well in advance before undertaking the activity.

- (xix) Green Belt consisting of 3 tiers of plantations of native species around plant and at least 100 m width shall be raised. Wherever 100 m width is not feasible a 50 m width shall be raised and adequate justification shall be submitted to the Ministry. Tree density shall not less than 2500 per ha with survival rate not less than 75 %.
- (xx) Two nearest village shall be adopted and basic amenities like development of roads, drinking water supply, primary health centre, primary school etc shall be developed in co-ordination with the district administration.
- (xxi) For the tribal families affected directly or indirectly by the proposed project, specific schemes for up-liftment of their sustainable livelihood shall be prepared with time bound implementation and in-built monitoring programme. This shall be submitted within six months to the ministry.
- (xxii) The project proponent shall also adequately contribute in the development of the neighbouring villages. Special package with implementation schedule for providing fluoride free potable drinking water supply in the near by villages and schools shall be undertaken in a time bound manner.
- (xxiii) An amount of Rs 5.0 Crores shall be specially earmarked for development activities for tribals of the nearby villages. Specific schemes for upliftment of tribal families mentioning sustainable livelihood schemes shall be submitted to the Ministry within three months with time bound implementation and in-built monitoring programme. The above amount shall be over and above the fund earmarked for CSR activities.
- (xxiv) Further an amount of Rs 22.80 Crores shall be earmarked as one time capital cost for CSR programme as committed by the project proponent vide its letter dated 23.03.2010. Subsequently a recurring expenditure of Rs 4.6 Crores per annum shall be earmarked as recurring expenditure for CSR activities. Details of the activities to be undertaken shall be submitted within one month along with road map for implementation.
- (xxv) While identifying CSR programme the company shall conduct need based assessment for the nearby villages to study economic measures with action plan which can help in upliftment of poor section of society. Income generating projects consistent with the traditional skills of the people besides development of fodder farm, fruit bearing orchards, vocational training etc. can form a part of such programme. Company shall provide separate budget for community development activities and income generating programmes. This will be in addition to vocational training for individuals imparted to take up self employment and jobs.
- (xxvi) Local employable youth shall be trained in skills relevant to the project for eventual employment in the project itself. The action taken report and details thereof to this effect shall be submitted to the Regional Office of the Ministry and the State Govt. Dept. concerned from time to time.
- (xxvii) It shall be ensured that in-built monitoring mechanism for the schemes identified is in place and annual social audit shall be got done from the nearest government institute of repute in the region. The project proponent shall also submit the status of implementation of the scheme from time to time

B. General Conditions:

- (i) Adequate safety measures shall be provided in the plant area to check/minimize spontaneous fires in coal yard, especially during summer season. Copy of these measures with full details along with location plant layout shall be submitted to the Ministry as well as to the Regional Office of the Ministry.
- (ii) Storage facilities for auxiliary liquid fuel such as LDO and/ HFO/LSHS shall be made in the plant area in consultation with Department of Explosives, Nagpur. Sulphur content in the liquid fuel will not exceed 0.5%. Disaster Management Plan shall be prepared to meet any eventuality in case of an accident taking place due to storage of oil.
- (iii) First Aid and sanitation arrangements shall be made for the drivers and other contract workers during construction phase.
- (iv) Noise levels emanating from turbines shall be so controlled such that the noise in the work zone shall be limited to 75 dBA. For people working in the high noise area, requisite personal protective equipment like earplugs/ear muffs etc. shall be provided. Workers engaged in noisy areas such as turbine area, air compressors etc shall be periodically examined to maintain audiometric record and for treatment for any hearing loss including shifting to non- noisy/less noisy areas.
- (v) Regular monitoring of ground level concentration of SO₂, NO_x, PM_{2.5} & PM₁₀ and Hg shall be carried out in the impact zone and records maintained. If at any stage these levels are found to exceed the prescribed limits, necessary control measures shall be provided immediately. The location of the monitoring stations and frequency of monitoring shall be decided in consultation with SPCB. Periodic reports shall be submitted to the Regional Office of this Ministry. The data shall also be put on the website of the company.
- (vi) Provision shall be made for the housing of construction labour (as applicable) within the site with all necessary infrastructure and facilities such as fuel for cooking, mobile toilets, mobile STP, safe drinking water, medical health care, crèche etc. The housing may be in the form of temporary structures to be removed after the completion of the project.
- (vii) The project proponent shall advertise in at least two local newspapers widely circulated in the region around the project, one of which shall be in the vernacular language of the locality concerned within seven days from the date of this clearance letter, informing that the project has been accorded environmental clearance and copies of clearance letter are available with the State Pollution Control Board/Committee and may also be seen at Website of the Ministry of Environment and Forests at <http://envfor.nic.in>.
- (viii) A copy of the clearance letter shall be sent by the proponent to concerned Panchayat, Zila Parisad / Municipal Corporation, urban local Body and the Local NGO, if any, from whom suggestions/representations, if any, received while processing the proposal. The clearance letter shall also be put on the website of the Company by the proponent.

- (ix) A separate Environment Management Cell with qualified staff shall be set up for implementation of the stipulated environmental safeguards.
- (x) The environment statement for each financial year ending 31st March in Form-V as is mandated to be submitted by the project proponent to the concerned State Pollution Control Board as prescribed under the Environment (Protection) Rules, 1986, as amended subsequently, shall also be put on the website of the company along with the status of compliance of environmental clearance conditions and shall also be sent to the respective Regional Offices of the Ministry by e-mail.
- (xi) The project proponent shall submit six monthly reports on the status of the implementation of the stipulated environmental safeguards to the Ministry of Environment and Forests, its Regional Office, Central Pollution Control Board and State Pollution Control Board. The project proponent shall upload the status of compliance of the environment of the environmental clearance conditions on their website and update the same periodically and simultaneously send the same by e-mail to the Regional Office, Ministry of Environment and Forests.
- (xii) Regional Office of the Ministry of Environment & Forests will monitor the implementation of the stipulated conditions. A complete set of documents including Environmental Impact Assessment Report and Environment Management Plan along with the additional information submitted from time to time shall be forwarded to the Regional Office for their use during monitoring. Project proponent will up-load the compliance status in their website and up-date the same from time to time at least six monthly basis.
- (xiii) Separate funds shall be allocated for implementation of environmental protection measures along with item-wise break-up. These cost shall be included as part of the project cost. The funds earmarked for the environment protection measures shall not be diverted for other purposes and year-wise expenditure should be reported to the Ministry'
- (xiv) The project authorities shall inform the Regional Office as well as the Ministry regarding the date of financial closure and final approval of the project by the concerned authorities and the dates of start of land development work and commissioning of plant.
- (xv) Full cooperation shall be extended to the Scientists/Officers from the Ministry / Regional Office of the Ministry at Bangalore / CPCB/ SPCB who would be monitoring the compliance of environmental status.

5. The Ministry of Environment and Forests reserves the right to revoke the clearance if conditions stipulated are not implemented to the satisfaction of the Ministry. The Ministry may also impose additional environmental conditions or modify the existing ones, if necessary.

6. The environmental clearance accorded shall be valid for a period of 5 years to start operations by the power plant.

7. Concealing factual data or submission of false/fabricated data and failure to comply with any of the conditions mentioned above may result in withdrawal of this clearance and attract action under the provisions of Environment (Protection) Act, 1986.

8. In case of any deviation or alteration in the project proposed including coal transportation system from those submitted to this Ministry for clearance, a fresh reference should be made to the Ministry to assess the adequacy of the condition(s) imposed and to add additional environmental protection measures required, if any.

9. The above stipulations would be enforced among others under the Water (Prevention and Control of Pollution) Act, 1974, the Air (Prevention and Control of Pollution) Act, 1981, the Environment (Protection) Act, 1986 and rules there under, Hazardous Wastes (Management and Handling) Rules, 1989 and its amendments, the Public Liability Insurance Act, 1991 and its amendments.

10. Any appeal against this environmental clearance shall lie with the National Environment Appellate Authority, if preferred, within 30 days as prescribed under Section 11 of the National Environment Appellate Act, 1997.

Yours faithfully,


(Dr. P.L. Ahujarai)
Scientist 'F'

Copy to:

1. The Secretary, Ministry of Power, Shram Shakti Bhawan, Rafi Marg, New Delhi 110001.
2. The Secretary (Environment), Environment Department, Government of Chhattisgarh.
3. The Chairman, Central Electricity Authority, Sewa Bhawan, R.K. Puram, New Delhi-110066.
4. The Chairman, Madhya Pradesh State Pollution Control Board, Paryavaran Prisar, E-5 Arera Colony, Bhopal ? 462 016
5. The Chairman, Central Pollution Control Board, Parivesh Bhawan, CBD-cum-Office Complex, East Arjun Nagar, Delhi-110032.
6. The Chief Conservator of Forests, Ministry of Environment and Forests, Regional Office(WZ), E-5, Kendriya Paryavaran Bhawan, E-5 Area Colony, Link Road-3, Ravishankar Nagar, Bhopal -462016
7. The District Collector, Annupur District, Govt. of Madhya Pradesh.
8. Guard file.
9. Monitoring file.


(Dr. P.L. Ahujarai)
Scientist 'F'