

By E-mail/Speed Post

F.No. NA-110/6/2017-NA
Government of India
Ministry of Coal
O/o Nominated Authority

Room No.120, 'F-Wing', Shastri Bhawan,
New Delhi, dated the 10 January' 2020

OFFICE MEMORANDUM

Subject: 9th meeting of Scrutiny Committee to consider/examine the submissions/replies made by Successful Bidders/Allottees of the coal mines in respect of deviation from milestones/the scheduled production mentioned in the Mine Plan.

The undersigned is to refer to subject mentioned above and to forward herewith minutes (**Annexure-A**) of 9th meeting of Scrutiny Committee held on 13.12.2019 at Shastri Bhawan, New Delhi for information and further necessary action, if any.

Encl: As above.



[N.K.Singh]

Deputy Secretary to the Government of India

To
All the participants

Annexure

A. List of participants from the Nominated Authority/Ministry of Coal

S.No.	Name	Designation
1.	Shri Rajesh Kumar Sinha	Joint Secretary, Ministry of Coal
2.	Shri Partha S Bhattacharya	Chairman of Scrutiny Committee & Ex-Chairman, CIL
3.	Shri N.K. Singh	Deputy Secretary
4.	Shri Jitendra Kumar	Sr. Manager
5.	Ms. Nisha	Dy. Manager
6.	Ms. Harpreet Kaur	Dy. Manager
7.	Ms. Swati	Dy. Manager

B. List of participants representing State/Central/Coal India

S.No.	Name	Designation	Company/Ministry
1.	Shri P.M. Patel	Dy. CE (Fuel)	GSECL
2.	Shri K.J. Vyas	EE (Fuel)	GSECL
3.	Shri Ch. Vijaya Rao	GM (Naini)	SCCL
4.	Shri S.K. Shivani	JD	Madhya Pradesh
5.	Shri Anurag Diwan	JD	Chhattisgarh
6.	Dr. Sujoy Majumder	OSD (Mining & QM)	CCO
7.	Shri Anandji Prasad	GM (UMD)	CMPDIL
8.	Shri V.R. Shanker	President	Hindalco
9.	Shri Vivek Mishra	Head-CG (Coal Mines)	Hindalco
10.	Shri Debal Gangopadhyaya	Advisor (MMC)	WBPDC
11.	Shri G. Poddar	ED	WBMDTCL
12.	Shri Jinesh Jain	Addl. CE (Fuel)	RRVUNL
13.	Shri Hem Raj	EE (Fuel)	RRVUNL
14.	Shri M. Kumar	CE	UPRVUNL
15.	Shri Subir Chakarworthy	Dir (Project)	UPRVUNL
16.	Shri C.S. Tandon	MD	UPRVUNL
17.	Shri Arun Kumar	DDG, DMG	GoJ, Ranchi

Minutes of the 9th meeting of the Scrutiny Committee held on 13.12.2019 at Shastri Bhawan, New Delhi

List of participants is annexed at Annexure

The Deputy Secretary (NA) and Member Convener welcomed the Chairman and members of the Scrutiny Committee and apprised the members that this meeting has been convened to consider/examine the cases involving deviation from scheduled operationalization of coal mine in regard to 08 coal mines. These 08 coal mines are: - Pasta East & Kanta Basan, Gare Plana IV/5, Gare Palma Sector I. Kasta East, Gourangdih ABC, Chatti Bariyatu & Chatti Bariyatu South, Kerandari and Saharpur Jamarpani.

Show Cause Notices (SCNs) and replies received from the Successful Bidders/ Allottees (SB) were presented before the committee on a mine by mine basis and the representatives of the allocattees were requested to present their case before the Committee. Mine-wise discussions held are briefed as under:

1. Parsa East & Kanta Basan

Allottee- M/s Rajasthasn Rajya Vidyut Utpadsan Nigam Limited

Allotment Date- 1st April, 2015

Show Cause Notice dated 09.07.2019 has been issued to Allottee for non-compliance with the production schedule as per the mine Plan, for FY 2017-18.

Scheduled Production (In MT)	Actual Production (In MT)
15	8.33

As per the reply dated 23.07.2019 submitted by Allottee the reasons for the non-compliance are as below.

1. Delay in grant of Environment Clearance
2. Lack of Railway Infrastructure
3. Constraint in coal evacuation through road
4. Revision of Mine Plan as per conditions stipulated by MoC

Deliberation of the Committee: The Chairman of the Committee advised M/s RRVUNL to give details of all the activities/event in tabular form leading to the said delay, reason wise, as stated by them in their reply to the Show Cause Notice. Also, the office of the Nominated Authority will subsequently undertake due diligence of the facts submitted by Allottee and thereafter the case may be put up before the Committee again to ascertain whether the said delay may be attributable to the Allottee or otherwise. Allottee informed that earlier they had got EC of 10 MT and they had applied for EC of 15MT. As such there was delay in grant of EC of 15 MT. On this Chairman of the Committee asked that why the production was not even upto approved EC i.e. 10 MT. To this Allottee did not provide any specific comments.

2. Gare Palma IV/5

Allottee- M/s Hindalco Industries Limited

Allotment Date- 01st April, 2015

- Show Cause Notice dated 06.07.2018 was issued to M/s Hindalco Industries Limited for non-compliance with the below mentioned Milestones of Gare Palma IV/5 Coal Mine.

ation from the Efficiency Parameters	Reply of Allottee to Show Cause Notice	Stage assigned for appropriation (In %)	Observation of the Committee
1. Mine Opening Permission	1. Application for Mine opening Permission was submitted timely on 08.04.2015. 2. After more than 2 months, Coal Controller office vide its letter dated 18.06.2015 directed HIL to reapply for seam	8	The Committee observed that the application was submitted timely by the Successful Bidder (SB). The office of Coal Controller after lapse

<p>(Due Date-01.07.2015)</p>	<p>opening permission in separate format and sought further documents including Mining Lease and DGMS Permission. HIL could not respond to the said request immediately since DGMS Permission and ML had still not been granted to HIL.</p> <p>3. Application for transfer of all the statutory clearances was submitted within timeline by M/s HIL. However, actual transfer of such clearances was not in HIL's hand and it was dependent upon various departments of the Central and State Government agencies. There was the procedural delay of various government departments which caused substantial delay in grant and/or transfer of such permissions to HIL.</p>		<p>of two months directed the SB to submit certain documents and hence the delay cannot be attributable to SB.</p> <p>The CCO should give its comments regarding advising the SB to submit documents after two months in new format. Further, it needs to be ascertained whether the SB had access to the new format as desired by CCO.</p>
	<p>4. After grant of ML and DGMS Permission, HIL responded to CCO's request vide letter dated 22.08.2015.</p> <p>5. Subsequently, permission was granted on 23.11.2015.</p>		<p>However, it was stated by SB that the matter of appropriation of PBG in respect of earlier Show Cause Notices is subjudice and as such no deliberation should be done. Committee decided to review the matter in the next meeting after receipt of comment of CCO.</p>
<p>2. Permission from DGMS (Due Date-01.07.2015)</p>	<p>-</p>		<p>The Committee noted that as per decision of the competent authority of MoC, only the following may be considered as Statutory clearances for the purpose of Sch II mines.</p> <ol style="list-style-type: none"> Execution of ML EC FC Stage I or II (As applicable) Mine opening permission Consent to operate <p>As such, Show Cause for Milestone of " Permission from DGMS" may not be required to be considered.</p>

3. Consent to Operate (Due Date- 01.07.2015)	Application for Consent to Operate was submitted timely. The same was granted by Chhattisgarh Environment Conservation Board on time. Even as per the Show Cause Notice, there was no delay in grant thereof		Committee observed that application for Consent to Operate was submitted timely. The same was granted by Chhattisgarh Environment Conservation Board on time. Even as per the Show Cause Notice, there was no delay in grant thereof.
---	--	--	---

3. Gare Palma Sector I

Allottee- M/s Gujarat State Electricity Corp. Limited

Allotment Date- 14th Sept, 2015

Deviation from the Efficiency Parameters	Reply of Allottee to Show Cause Notice(s)	Weight age assigned for appropriation (In %)	Observation of the Committee
1. Non submission of Mining Plan (Due date was 14.03.2016):	<p>1. CMDC, Raipur (prior allottee) handed over the Geological Report on 16/10/2015. The report was with heat value on UHV basis and I-30 quality & thickness (considering Underground Proposition) and Minex Model was not prepared by them.</p> <p>2. M/s GSECL appointed M/s CMPDIL for preparation of Mining Plan. CMPDI has opined that the upper seams in the block can be worked by Opencast Methodology. This will help in better percentage recovery of the</p>	8	It was deliberated that M/s GSECL should inform the office of the Nominated Authority with documentary evidence when they appointed M/s CMPDIL

	<p>available reserves, besides providing reduced cost of production. In view of recommendation of CMPDIL to develop GP-I coal block in area on east side of Kelo river through open cast method, they required that the earlier estimates of Geological Reserves prepared by MECL should be reworked adopting the following norms:</p> <p>a. Re-estimation of the reserves of the Upper Seams (namely upto VI Local) on I-100 basis, (i.e. considering carbonaceous shale's up to 100 cms. thickness included within the coal seam) which is a standard norm of estimation of Geological Reserves for coal seams with opencast mining potential.</p> <p>b. Re-computation of the total reserves in the block on GCV basis instead of UHV basis as per the latest guidelines issued by MoC, also indicating Estimated Seam-wise/Grade-wise Reserves.</p> <p>c. Accordingly, preparing the Minex Model.</p> <p>3. In view of requirement of CMPDIL, GSECL consulted M/s Mineral Exploration Corporation Limited (MECL) for preparation of Geological Report (GR) with Minex Model.</p> <p>4. In this regard, a joint meeting was held on 16.11.2015 between NA, MoC, MECL, CMPDIL & GSECL, wherein it was decided that MECL will submit the integrated GR along with the Minex Model on or before 17th Feb, 2016 and CMPDIL will prepare the Mining Plan and submit the same on or before 30th July 2016.</p> <p>5. M/s GSECL vide its reply to Show Cause Notice informed that M/s MECL has submitted the GR on 28.03.2016, consequent to which M/s CMPDIL has started the preparation of Mining Plan.(Mine Plan finally submitted to MoC on 30.12.2016 and approved on 11.04.2018)</p> <p><u>Major Issue with regard to the development of the said coal mine.</u></p> <p>The block is divided into two parts by Kelo River flowing in almost north-south direction. The portion on the western side of Kelo River has lot of constraints such as a Thermal Power Plant with its infrastructure and ash pond belonging to Jindal Power and the balance portion being thickly</p>		<p>for preparation of Mining Plan.</p> <p>As per representative of Government of Chhattisgarh, the Zero date may be revised to the date of issuance of Corrigendum to Allotment order i.e. 17.02.2017.</p>
--	--	--	--

	<p>populated and occupied by Tamnar town.</p> <p>The eastern-side of Kelo River has a Coal Washery owned by Jindal and its dump area, and Residential colony, School & Hospital also belonging to Jindals. Also there is a Pipe Conveyor of about 5.59 KM in length on concrete pillars, which carries coal from Jindal Washery to Jindal Thermal Power station passing, running across the block, besides a High tension line of about 6.35 KM passes through the block.</p> <p>In reference to series of discussion had with CMPDIL, they had opined that the upper seams in the block can be worked by Opencast Methodology. This will help in better percentage recovery of the available reserves, besides providing reduced cost of production. Since all the above mentioned structure, located inside the block boundary of Gare Palma Sector-I block, do not belong to GSECL, they would require to dismantled and removed, before opencast mining can be commenced in the block.</p>		
<p>2. Delay in Mine Plan approval (Due Date- 14.08.2016)</p>	<p>Mine plan was submitted by Allottee to MoC on 30.12.2016. The delay was caused due to various reasons like preparation of fresh GR. MoC conveyed for submitting the revised Certificate from CMPDIL for co-ordinates in Mining Plan and that in Allotment Order.</p> <p>NA issued Corrigendum to the Allotment order on 17.02.2017 modifying the geographical co-ordinates of the coal mine in line with notice dated 13.10.2015 issued by MoC for change of boundary co-ordinates of all the Gare Sector coal mines.</p> <p>Based on corrigendum issued by MoC, CMPDIL submitted the modified Mining Plan with revised Certificate on 31/03/2017. Modified Mining Plan uploaded on e-Portal of MoC on 06/04/2017 and physical submission of 4 Nos. of Original Copy of Mine Plan prepared by RQP submitted to MoC on 07.04.2017. Subsequently, the validity of RQP had expired, which was conveyed by MoC to CMPDIL on 02.05.2017.</p> <p>MoC advised GSECL to resubmit mine plan & mine closure plan Accordingly GSECL conveyed to CMPDIL for early necessary changes required in final mine</p>	8	<p>It was deliberated that M/s GSECL should submit proof as to when M/s CMPDIL handed the Mine plan to them. Thereafter the Committee will decide on the basis of time lag between submission of Mine Plan by M/s CMPDIL to M/s GSECL and its submission to MoC by M/s GSECL.</p> <p>On the issue of coal block being divided into</p>

	<p>plan, in reference to validation of RQP and thereby for resubmission to MoC vide letter dated 14.07.2017.</p> <p>CMPDIL sent e-mail dated 17.07.2017, requested GSECL to obtain clarification from MoC "whether Shri Rakesh Kumar Sharma can sign the Mining Plan & Mine Closure Plan of Gare Palma Sector-I Coal Block as RQP which has been prepared by Shri Arun Kumar Bal and submitted the plans prior to his RQP expiry date.".</p>		<p>two parts by Kelo River and presence of external infrastructures over the coal mine, the Chairman opined that these facts were known to M/s GSECL at the time of allotment and thus there is no merit in this.</p> <p>Further, it was intimated by representative of Government of Chhattisgarh that in the in the 15th meeting of the Monitoring Committee held on 18.09.2019 it was decided that M/s GSECL should proceed for land acquisition under CBA Act by leaving 53.647 ha of land, considering it as disputed land</p> <p>The Chairman of the Committee observed that the presence of infrastructure over just</p>

			<p>53 ha is not a hindrance for development of the coal mine since the total area of the coal mine is around 3500 ha and 53 ha is a small area to be left out.</p> <p>Representative of Government Of Chhattisgarh stated that M/s GSECL was ready to leave out the 53 ha of area but MoC was not agreeing for the same. To this, the Allottee company was directed to submit documentary evidence of any such correspondence between GSECL and MoC or alternately prove that mining cannot start without including the said 53 ha area.</p> <p>The Allottee stated that they have now applied for Notification under Sec 4(i) of CBA Act 2015</p>
--	--	--	--

			<p>in Nov 2019 leaving out the 53 ha.</p> <p>In view of this, the Committee decided that the decision will be taken in the next meeting on the basis of documents submitted by the Allottee.</p>
<p>3. Non submission of application for Previous approval (Due Date- 14.09.2016)</p>	<p>1. ML application was submitted timely on 08.12.2015. Collector Office, Raigarh issued instructions to four departments namely Revenue, industries & Trade, Forest & Environment, for submitting the details in required format. But no response were received and instructions were received for follow up with respective department. Further, no details were made available by Collector Office for Land Survey and block boundary demarcation, undertaken by prior allottee.</p> <p>2. GSECL appointed a consultant M/s Greencindia for carrying out necessary survey on 09/09/2016. Thereafter, necessary DGPS Survey and block boundary demarcation and compilation of all 20 villages Maps was completed. All the details required from revenue dept. were submitted and same are verified and approved by Patwaris on 25/01/2017, Revenue Inspector on 30/01/2017 and Tehsil Office on 12/02/2017. At present details are with SDO Office, Gargodaj and under approval with SDM.</p>	6	<p>The Committee observed that the said delay may be attributable to the State Government. As such, the State Government of Chhattisgarh should verify with all facts and revert back to the office of the Nominated Authority. In case the reasons for delay are on bona fide ground, the Committee will take a call.</p>

<p>4. Delay in Grant of Previous Approval (Due Date- 14.10.2016)</p>	<p>The details from other three dept. namely Industries & Trade, Forest & Environment, are already conveyed to Collector Office on 09/02/2017, 10/02/2017 & 05/12/2016, respectively.</p> <p>3. Meanwhile, NA issued Corrigendum to the Allotment order on 17.02.2017 modifying the geographical co-ordinates of the coal mine in line with notice dated 13.10.2015 issued by MoC for change of boundary co-ordinates of all the Gare Sector coal mines.</p> <p>4. Mine Lease Application is verified by SDM, Ghargoda & forwarded to Collector Raigarh on 13.07.2017 for their approval and onward submission to DGM, Raipur.</p> <p>5. In reference to complain by MAHAGENCO - Allottee of GP-II, joint survey was undertaken on site on 5/08/2017 and the co-ordinate fixed by MAHAGENCO on Khasra map was declared wrong. So for no fault of GSECL, ML Application is kept on hold by Collector Office, Raigarh.</p> <p>6. Chhattishgarh Govt. forwarded the Land details to MoC under "Previous Approval Application" on 30.11.2017.</p> <p>7. Meanwhile, due to delay on part of Chhattishgarh State Govt. for processing the Mine Lease Application, GSECL submitted an application to MoC, for Publication of notification under section 3 under CBA, Act for Mine Lease Application on 14.09.2017. Notification under Section 3 issued on 18.10.2017.</p> <p>8. MoC called a joint meeting on 11/12/2017 with CMPDIL and CG Govt. to resolve the issue of existing structures within GP-I and overlap with adjoining coal block GP IV/2 & IV/3. It was decided that CG Govt. shall provide the details about land (on which structures are existing), ownership of said land and approval / permission issued for construction of said structures on that land. GSECL shall apply for Acquisition of Land under Phase-I, by making application under section-4, once the various issues related to removal / shifting of existing structure gets resolved.</p>	<p>5</p>	<p>The Committee observed that the said delay is no more relevant since M/s GSECL is now going for Land Acquisition under CBA Act 2015.</p>
---	---	----------	---

5. Late submission of FC application on 30.11.2016 (Due Date- 14.08.2016)	<p>1. GSECL appointed a consultant M/s Greencindia on 09/09/2016, for carrying out necessary survey, collection of forest maps and it's superimpose on block layout map.</p> <p>2. Forest Range Map and Forest Compartment Maps collected from office of DFO, Raigarh and layour compilation map prepared on 07/02/2017 by consultant by superimposing on block boundary, based on DGPS Survey. Said details were provided to CMPDIL for incorporating the same in the Mining Plan.</p>	8	<p>The committee opined that GSECL delayed the appointment of consultant to carry out various survey works which ultimately delayed the submission of FC application.</p>
	<p>3. Further, consultant M/s Greencindia submitted the Socio-Economics Survey Report on 03/02/2017.</p> <p>4. Registration and submission of forest clearance application (Form A) was made on e-portal of MoEF on 21/02/2017, based on details provided in Mine Plan (22/12/2016) and Socio-Economics Survey report (03/02/2017).</p>		<p>According to Allottee, the delay was caused due to pending Mine Plan. However the Chairman stated that this is a parallel activity and not contingent upon approval of Mine Plan.</p> <p>With regard to reason stated by Allottee in point no. 04, the Chairman advised the Allottee to establish the same based on evidence and then only further decision will be taken.</p>
6. Late submission of EC application i.e. on 30.11.2016(Du	<p>GSECL, appointed a consultant M/s Greencindia on 09/09/2016, for carrying out necessary survey, collection of forest maps and its superimpose on block layout map.2.Preliminary Land Use details and socio-economics details were available based on survey undertaken by consultant M/s Greencindia.</p>	8	<p>The committee opined that GSECL delayed the appointment of consultant to carry out various survey works which ultimately</p>

e Date.- 14.08.2016)	Environment Clearance Application (Form –I) (Application for ToR) uploaded on e-portal of MoEF on 30/11/2016 based on draft mine plan provided by CMPDIL (06/09/2016).		delayed the submission of EC application. As such, the delay is attributable to M/s GSECL and action may be taken according to the Allotment Agreement.
7. Delay in grant of FC (Due date- 14.06.2017)	<p>1. Registration and submission of forest clearance application (Form A) was made on e-portal of MoEF on 21/02/2017, based on details provided in Mine Plan (22/12/2016) and Socio-Economics Survey report (03/02/2017).</p> <p>2. Though, as per time line given by MoC for Grant of Forest Clearance is 14.06.17, However GSECL has already requested for suitable extension in timeline vide letter dated 23.03.2016 as Re-computation of the total reserves in the Block on GCV basis instead of UHV basis as per the latest guidelines issued by MoC & accordingly for Preparing the Minex Model.</p> <p>3. MoEF&CC uploaded essential detail sought (EDS) letter on Forest Clearance portal on 16.03.2017. The reply to EDS is under preparation. Mine Plan approval is also necessary for grant of FC.</p>	5	The committee observed that the response to EDS uploaded by MOEF on 16.03.2017 is still under preparation, even though 32 months have elapsed. The SB was advised to put up the reasons for such inordinate delay. The office of NA should examine the response and place the matter to the committee for framing its recommendation.
8. Delay in grant of EC (Due Date- 14.06.17)	1. Environment Clearance Application (Form-I) (Application for ToR) uploaded on e-Portal of MoEF on 30/11/2016 based on draft mine plan provided by CMPDIL (06/09/2016). Terms Reference granted by MoEF&CC on 19th May 2017. EIA is under preparation.	5	The committee observed that even though the TOR was granted by MOEF way back on 19.05.2017, the EIA is still under preparation

	<p>2. Approved Mine Plan and processing of mine lease application is mandatory for Grant of Environment Clearance. FC-I is also necessary for grant of EC.</p>		<p>and 31 months have elapsed in between. The SB was advised to explain such inordinate delay which, after being duly examined by the office of NA, should be put up to the committee for framing its recommendation.</p>
<p>9. Delay in Grant of ML or Notification under Sec 11 of the CBA Act (Due Date- 14.09.2017)</p>	<p>1. ML application was submitted timely on 08.12.2015.</p> <p>2. Previous Approval for ML is pending decision due to issues related to overlap with adjacent coal block GP-VI/2 & VI/3 and ownership & legal rights of the land over which structures of JPL.</p> <p>3. Due to delay on part of C'garh State Govt. for processing the Mine Lease Application, GSECL decided to go for Land Acquisition under CBA Act.</p> <p>4. Allottee submitted an application to MoC, for Publication of notification under section 3 under CBA, Act for Mine Lease Application on 14.09.2017 and the notification under Section 3 issued on 18.10.2017.</p> <p>5. Further, for making application to MoC under Section 4(1), GSECL has to issue a certificate for land, if any, lease out by Central Govt. & State Govt. to any party or person, within the allotted coal block for any other purpose. So GSECL requested Collector, Raigarh, vide letter dated 07/10/17, for providing details for land, if any, lease out by State Govt. to any other person or party for any other purpose along with supporting document. Follow-up visit made on 12th & 13th Oct 2017 to Collector Office and Ind. & Trade Dept. As appraised by them, GSECL requested C'garh State Ind. Dev. Corpor. (CSIDC), vide letter dated 26/10/2017, to provide the land for which lease agreement is signed between them & JPL for construction of Thermal Power Plant.</p>	5	<p>The committee requested the rep of Chhatisgarh Govt to provide considered opinion on the grounds of delay in the matter as submitted by the SB. On receipt of the same, the matter may be examined by the office of NA and put up with observations to the committee for framing recommendation.</p>

	<p>In this regard, no reply has been received from GoC for Legal Rights of JPL over the land on which structures are existing within GP-I block area:</p> <ul style="list-style-type: none"> • NA, MoC vide letter dated 30/05/2016 has referred the matter of the Chief Secretary, CG Govt. to provide the comments for permission/approval/authority by which M/s JPL has raised infrastructure on the land of Gare Palma Sector-I & II coal mine. • NA, MoC vide letter dated 07/11/2016 has reminded to the Secretary, MRD, CG Govt. to expedite fir conveying necessary comments, along with copy of Ministry's letter dated 18/02/2010, for taking prior permission from MoC before giving permission for any construction on Coal Bearing Area. • NA, MoC arranged a Joint Meeting with CG Govt., GSECL & MAHAGENCO on 11/12/2017, to resolve the issue of existence of alleged infrastructure of M/s JPL in GP-I & GP-II Coal Block area and issue of overlap with lease earlier executed by CG Govt. with M/s JPL for GP-IV/2&3 • NA, MoC vide letter dated 15/02/2018 has again reminded to the Directorate (Mining), DGM, CG Govt. to provide the Land Records on which structures are existing & permission or approval issued by CG Govt. for construction of said structures. Also reminded to convey necessary comments to their earlier letter dated 30/05/2016 & 07/11/2016. <p>7. Timely achievement of Milestone activity, "Grant of Mining Lease or Notification under Section 11 of CBA Act" is only possible once the decision for removal/shifting of existing structures of M/s JPL and decision for change in Block Boundary for any encroachment made in GP-I coal block area is finalized, to provide encumbrance free area of Mining.</p>		
10. Delay in Land Acquisition(Due Date-14.03.2019)	<p>Non availability of details of Gare Palma Sector I Block boundary and land Schedule from Collector Office,</p> <p>1. Non availability of details of Gare Palma Sector I Block boundary and land Schedule from Collector Office, Raigarh.</p>	5	<p>The said activities are contingent upon grant of various other clearances like EC, FC</p>

11. Delay in opening of Escrow Account (Due Date- 13.04.2019)	2. Delay in submitting "Previous Approval application", obtaining "Previous Approval" and decision for Land Acquisition under CBA Act. 3. Delay in deciding for eviction of existing structures. 4. Delay in publication of notification under Section 4(i) of the CBA Act.	8	and ML. The Committee is of the opinion that decision regarding this will be taken after the decisions on EC, FC and ML has been made.
12. Delay in application of Mine opening (Due Date- 13.04.2019)		2	
13. Delay in grant of Mine Opening Permission (Due Date- 13.05.2019)		2	

4. Gourangdih ABC

Allottee- M/s West Bengal Mineral Development & Trading Corporation Limited

Allotment Date- 29th Sept, 2016

iation from the Efficiency Parameters	Reply of Allottee to Show Cause Notice(s)	eighting assigned for appropriation (In %)	Observation of the Committee
1. Delay in Grant of Previous Approval (Due date- 29.10.2017)	<p>Show cause issued on 19.03.2018 and the reply was submitted by the Allottee on <u>28.03.2018</u></p> <p>Actual date of achievement of this Milestone: 12.01.2018</p> <p>The application for Previous Approval was made by GoWB on 05.06.2017 which was more than three months ahead of milestone. As per the milestone, MoC, GOI is required to issue Previous Approval within 1(one) month of receiving GoWB recommendation, however it is delayed by 76 days. It is evident that the delay was not caused at the level of WBMDTCL. Had the 'previous approval' been received from MoC, GoI even within 30 days of date of GoWBs submission of the last document (Form K) on 21.09.2017, it would have still been within the time limit of 28.10.2017". In view of the reason quoted above as given by the Allottee, they have requested to condone the alleged slippage in achieving the milestone of 'Previous Approval.</p>	5	<p>The Committee observed that the said delay as indicated in the reply of showcause by the Allottee is not attributable to them. The committee advised the office of NA to obtain comments from the concerned dept of MoC, GOI and submit the same in the next meeting of the committee for framing recommendations.</p>
2. Delay in grant of FC (Due date- 29.06.2018)	<p>Show cause issued on 13.09.2018 for the above milestones and the reply was submitted by the Allottee on <u>27.09.2018</u></p> <p>Delay in grant of Forest Clearance:</p> <p>In case of FC, the online application in Form-A was submitted on time i.e. 12.07.2017 which was accepted by Nodal Officer on 18.07.2018 after identification of CA land, uploading of DGPS survey report, several rounds of corrections and modifications and other computer system related issue</p>	5	<p>The Committee observed that a lot of latest updates have been made with regard to grant of FC. The Allottee needs to provide the latest facts</p>

	<p>at the office of Nodal Officer. WBMDTCL is constantly pursuing with the concerned authorities for expeditious completion of the events subsequent to the acceptance of FC application in Form-A.</p> <p>In view of the above, facts provided by the Allottee in their reply to the showcause dated 27.09.2018, they have mentioned that slippage in the compliance of these two Efficiency Parameters may kindly be condoned. The Allottee Company is confident to commence the mining operation as per prescribed milestone.</p>		<p>and status in this milestone to the O/o Nominated Authority.</p> <p>In the next meeting the facts and the delay in obtaining the clearances on part of Allottee/other</p>
			<p>authorities as provided by the Allottee is to be put up again.</p>
<p>3. Delay in grant of EC (Due Date- 29.06.2018)</p>	<p>Environment Clearance:</p> <p>The application was made within the stipulated time (28.08.2017). The TOR was issued by the MoEF & CC on 29.09.2017 with the validity of three years of submission of final EIA/EMP report for considering the proposal of EC. As per the MoEFCC O.M no. J-11013/41/2006-IA.II (I) dated 98.10.2014, the preparation of EIA/EMP, interallia, involves:</p> <p><i>i. The collection/ generation of data and information in respect of the Environmental quality encompassing air, water, biotic community, land etc. of the region.</i></p> <p><i>ii. Surveying for the purpose of delineation of the major topographical features, preparation of land use map, contour map etc.</i></p> <p>The major constraint faced by WBMDTCL for carrying out the above activities is the fact that the Approved Mining plan of Gourangdih ABC coal mine, which was provided to WBMDTCL by MoC in the Mine Dossier, dates back to April 2011. So, surface features, land use pattern, nature and extent of habitation/ construction, demographic pattern etc. have undergone major changes during this period necessitating the data collection/ survey work to be undertaken afresh.</p>	5	<p>Regarding the contention of the SB that during the time gap between approval of the mine plan (April 2011) and handing over the same to SB by MOC, there has been major changes in surface features, land use pattern etc, the committee observed that no specific evidence has been furnished. Allottee was accordingly advised to provide the same and submit the latest facts and status in this milestone to the O/o</p>

	In view of the above, facts provided by the Allottee in their reply to the show cause dated 27.09.2018, they have mentioned that slippage in the compliance of these two Efficiency Parameters may kindly be condoned. The Allottee Company is confident to commence the mining operation as per prescribed milestone.		Nominated Authority. In the next meeting the facts and the delay in obtaining the clearances on part of Allottee/other authorities as highlighted by the Allottee is to be put up again.
--	--	--	---

5. Kasta East

Allottee- M/s West Bengal Power Development Corporation Limited

Allotment Date- 16th May 2016

iation from the Efficiency Parameters	Reply of Allottee to Show Cause Notice(s)	Weighta ge assigned for appropri ation (In %)	Observation of the Committee
1. Non submission of Mining Lease application	First Show Cause Notice dated 09.11.2016 in regard to the milestone <u>Submission of application for Mining Lease.</u> Actual date of completion: 23.05.2017	7	The Committee observed that the office of NA should furnish their observations pointwise to the response sent by the

Due date of completion of Milestone: 16.08.2016	<p>Show cause issued on 09.11.2016 and the reply was submitted by the Allottee <u>on 21.11.2016.</u></p> <p>1. The aforesaid Show Cause notice has been issued based on the Allotment Agreement dated 30th March 2015, however the action is required to be undertaken by WBPDCCL after receipt of Allotment order. The Allottee has requested that the period for time limit in months shall be computed with effect from the date of Allotment order as indicated in Schedule E attached with the Allotment Agreement and not based on the date of Agreement.</p> <p>2. The GR available with prior Allottee was not legible and the Allottee has requested MoC to Authorize CMPDIL for supply of fresh and legible GR. In the meeting convened by NA, held on 19.07.2016, THE Allottee have been authorized to request to CMPDIL for GR. CMPDIL vide mail dated 02.09.2016 forwarded the Allottee the soft copy of GR for Kast East.</p> <p>3. For submission of application for ML the Allottee stated that land details which includes bounding co-ordinates of the block boundary and the land details of the villages falling under the block boundary. The field survey for this purpose was in progress though they faced resistance from local villagers.</p>		<p>Allottee based on which the committee will recommend action. Meanwhile the Allottee informed of their intention to surrender the block against which the Committee mentioned their inability to recommend relaxation in deduction for PBG. Further, the Committee asked the Allottee that in case it has any documents in supports of the efforts made by Allottee to get clearances on time, the same may be furnished immediately to the O/o NA.</p> <p>(Reg deviations listed at sections 2 to 10, the committee advised the office of NA to get the facts examined and resubmit with their observations)</p>
2. Non submission of Mining Plan (Due date was 16 Nov 2016):	<p>Actual date for achievement of Milestone: 22.02.2019</p> <p>Show cause issued on 22.03.2017 and the reply was submitted by the Allottee on <u>04.04.2017</u></p> <p>1. The aforesaid show cause notice has been issued on the basis of the Allotment Agreement dated 30.03.2015 but WBPDCCL can act only after receipt of the Allotment order which was issued on 16.05.16.</p> <p>2. The GR available was not legible, and the Allottee requested MoC to authorize CMPDIL for supply of fresh and legible GR.</p>	8	

	<p>3. In the meeting convened by NA on 19.07.16, the Allottee was authorized to request CMPDIL for legible copy of GR. In reply, CMPDIL vide mail dated 02.09.16 forwarded a legible copy of GR.</p> <p>4. Vide MoC CIRCULAR NO. 34011/(48)/2009-CPAM dated 15.07.2015, guidelines was issued for preparation of Mining Plan for the coal block and accordingly certified boundary coordinates was issued by CMPDIL to WBDCL on 16.12.2016.</p> <p>5. Kasta (East) being schedule III coal mine, land details within the block boundary including details of the villages falling within was obtained for preparation of Mine Plan, which was time consuming.</p> <p>6. After obtaining land details, work order has been issued to CIMFP on 31.03.17 after due process for preparation of Mine plan along with other jobs.</p>		
3. Delay in Mine Plan approval (Due Date- 16 April 2017))	<p>Third Show Cause Notice dated 17.07.2017 in regard to following milestone:</p> <ol style="list-style-type: none"> 1. Mine Plan Approval- 16.04.2017 (Due date) 2. Forest Clearance Application- 16.04.2017 (Due date) 3. Environment Clearance Application- 16.04.2017 (Due date) 4. Previous Approval Application- 16.05.2017 (Due date) 5. Grant of Previous Approval- 16.06.2017 (Due date) 	8	
4. Non submission of application for Previous approval (Due Date- 16 May 2017)	<p>Show cause issued on 17.07.2017 for the above milestones which have not been achieved till date. Reply was submitted by the Allottee on <u>27.07.2017</u></p> <ol style="list-style-type: none"> 1. GR available was not legible and on request to MoC, WBDCL was authorized to request CMPDIL for a copy of legible GR by NA on meeting dated 19.07.2016. 2. Vide MoC CIRCULAR NO. 34011/(48)/2009-CPAM dated 15.07.2015, 	6	

5. Delay in Grant of Previous Approval (Due Date- 16 June 2017)	<p>guidelines was issued for preparation of Mining Plan for the coal block and accordingly certified boundary coordinates was issued by CMPDIL to WBPDCCL on 16.12.2016.</p> <p>3. Kasta (East) being schedule III coal mine, land details within the block boundary including details of the villages falling within was obtained for preparation of Mine Plan, which was time consuming.</p>	5	
6. Late submission of FC application on 30.11.2016 (Due Date- 16 April 2017)	<p>4. Work order was issued to CSIR-CIMFR on 31.3.17 who opined that GR as provided by CMPDI is also not legible to serve their purpose and needs to be digitized. CISR-CIMFR has submitted technical reasons, for not achieving the timelines as per the efficiency parameters vide their letter no. CIMFR/WBPDCCL/2017 dated 25.07.2017</p>	8	
7. Late submission of EC application i.e. on 30.11.2016 (Due Date.- 16 April 2017)		8	
8. Delay in grant of FC (Due date- 16 February 2018)	<p>Fourth Show Cause Notice dated 19th March 2018 in regard to following milestone:</p> <ol style="list-style-type: none"> 1. Forest Clearance- 16.02.2018 (Due date) 2. Environment Clearance- 16.02.2018 (Due date) <p>Show cause issued on 19.03.2018 for the above milestones which have not been achieved till date. Reply was submitted by the Allottee <u>on 02.04.2018</u></p> <ol style="list-style-type: none"> 1. GR available was not legible and some pages were also missing. <p>Further on request to MoC on 31.05.2016, WBPDCCL was authorized to</p>	5	
9. Delay in grant of EC (Due Date- 16 April 2017)		5	

February 2018)	<p>request CMPDIL for a copy of legible GR in a meeting on 19.07.2016 chaired by NA.</p> <p>2. Vide MoC CIRCULAR NO. 34011/(48)/2009-CPAM dated 15.07.2015, guidelines was issued for preparation of Mining Plan for the coal block and accordingly certified boundary coordinates was issued by CMPDIL to WBPDCCL on 16.12.2016.</p> <p>3. Work order was issued to CSIR-CIMFR on 31.3.17 who opined that GR as provided by CMPDI is also not legible to serve their purpose and needs to be digitized.</p> <p>4. It may also be noted that co-ordinates of boreholes as provided in GR are all in local grid, thereby posing difficulty while superimposing in global coordinates and was time consuming in converting to Global Coordinates.</p> <p>5. The above mentioned unavoidable circumstances, which are not ascribable to WBPDCCL, have resulted in delay in preparation of Mining Plan and affected the progress of other milestones as specified in the Efficiency Parameters in the Allotment Agreement. Hence, the delay in receipt of legible GR and proper block boundary co-ordinates from CMPDIL followed by digitization of GR has resulted in delay preparation of Mining Plan which in turn had a cascading effect on all other efficiency parameters.</p>		
10. Delay in Grant of ML or Notification under Sec 11 of the CBA Act (Due Date- 16 May 2018)	<p>Showcause issued on 13.09.2018 for the above milestone which has not been achieved till date. Reply was submitted by the Allottee on <u>24.09.2018</u></p> <p>1. GR available was not legible and some pages were also missing. Further on request to MoC on 31.05.2016, WBPDCCL was authorized to request CMPDIL for a copy of legible GR in a meeting on 19.07.2016 chaired by NA.</p> <p>2. The boundary coordinates for coal block boundary of Kasta (East) coal block was received from CMPDIL on 16.12.2016.</p> <p>3. Since Kasta (East) is a schedule III coal mine, land details within the</p>	5	

	<p>block boundary including details of the villages falling within had to be obtained which was time consuming. Work order was issued to CSIR-CIMFR on 31.3.17 for preparation of EIA/EMP, Mine Plan & Mine Closure Plan and GNSS survey for Kasta (East) coal block after due process.</p> <p>4. Thereafter, application for Mining lease was submitted to the Chief Mining Officer, Govt of West Bengal vide letter WBPDC/Director (Mining)/251 DATED 23.05.17. Further, after detailed field survey, land schedule and cadastral map was prepared by CIMFR and submitted to Chief Mining Officer, Govt of WB on 02.4.2018 for necessary action towards grant of Mining Lease.</p> <p>5. In the meantime, preparation of Mine Plan & Mine Closure Plan and EIA/EMP was in progress by M/s CIMFR. Grant of Mining lease is getting delayed for want of preparation & approval of Mine plan & Mine closure Plan. After obtaining of Mine Plan & MCP and previous approval from MoC, grant of mining lease will be obtained from Government of West Bengal.</p>		
--	--	--	--

6. Coal Mine - Chatti Bariyatu and Chatti Bariyatu South
Allotment Order- 08th September 2015
Allocatee- NTPC Limited

Deviation from efficiency Parameter	Reply of Allocatee	Observation of the Committee
Cause Notice dated 22.03.2017 was given for delay in	<ul style="list-style-type: none"> Allocation of Coal Block was cancelled on 24.09.2014 MoEF &CC vide letter dated 31.03.2015 had stated the following:- . 	The Committee has observed that Allottee and Prior Alloottee for the mine is same and they have been instructed by MoEF &CC to apply

<p>application of Forest Clearance. The Due date was 08.08.2016 whereas the application made on 30.11.2016</p>	<p><i>“Provided that in case of 204 coal blocks whose cancellation has been cancelled by Hon’ble Supreme Court, no objection certificate from the original user agency for such transfer is not required to be obtained. In such cases, Ministry of Coal is required to submit the details of the new user agency along with an undertaking from the new agency that they shall abide by all the conditions on which the forest land was leased to the original user and any other condition which may be stipulated by the Central Government in future”.</i></p> <ul style="list-style-type: none"> • MOC vide email dated 10.09.2015 forwarded the above communication along with a format of “undertaking” to be submitted by Successful Bidder/ Allocates. • NTPC submitted the Affidavit too/o NA on 11.09.2015. • MoC vide letter dated 18.09.2015 forwarded the undertakings to MoEF &CC. • MOEF&CC during the discussion with NTPC, opined that transfer of FC is not required for NTPC, Since NTPC was both the PRIOR ALLOTTEE AND SUCCESSFUL ALLOTTEE for this Coal Block. • NTPC has submitted that they had initiated the process for transfer of Stage II FC on 11.09.2015, itself and submitted the requisite application /undertaking to MoC which was in turn forwarded to MoEF&CC. • The Allotee has submitted that Coal Mine will start production from January 2019 	<p>through MOC for the revalidation of FC & EC granted earlier. The Affidavit in the desired format for transfer of FC & EC was submitted by allottee to MOC within the timeline. The same has been forwarded to MoEF&CC by MoC on 18.09.2015.</p> <p>Recommendation of Committee: -</p> <p>The Committee is of view that Allottee had submitted the affidavit for transfer of FC, as directed by MoEF&CC to MOC within the timeline and same was forwarded by MOC to MoEF&CC that too within the timeline. As there is no delay, the Committee has recommended that the show cause notice may be dropped.</p>
--	---	---

7. Coal Mine - Kerandari
Allotment Order- 08th September 2015
Allocatee- NTPC Limited

Deviation from efficiency Parameter	Reply of Allottee	Observation of the Committee
<p>Show Cause Notice dated 17.07.2017 was given for delay in grant of Forest Clearance. The Due date was 17.07.2016 whereas the same was granted on 28.08.2019</p>	<ul style="list-style-type: none"> MoEF &CC on 01.02.2012 conveyed in principle approval to the Principle Secretary (Forest) , Government of Jharkhand for diversion of 243.32 Ha of forest land. GoJ vide letter dated 10.02.2015 forwarded its recommendation to MoEF& CC for diversion of 163.04 forest land excluding 80.28 ha forest land, because under SI.7 of FC stage I it was mentioned that "<i>A detailed alternate evacuation plan will be submitted keeping in mind the fact that diversion of forest land for part of proposed railway line has no been granted yet</i>". However, subsequently as per MoEF&CC's advice to NTPC, NPV & CA for all forest land (243.32) was deposited , but the whole process at MOEF&CC and State Forest Department took a lot of time and still it is not resolved (as on the date of Show Cause Notice). A Detailed chronology of the events has been submitted by Allottee. During the meeting, the Allottee has stated that they were asked by MoEF&CC for the preparation of In Integrated Wild Life Plan for North Karnpura coal fields. The Government of Jharkhand approved the wild life plan in Feb 2019. Subsequent to that, the same was forwarded to MoEF &CC. The MoEF&CC had informed that Wild Life Plan is required. Finally the FC was granted on 28.08.2019 	<p>The Committee has observed that there is a delay on the part of Allottee for compliance of the queries raised in respect of Forest Clearance. The committee has also noted that there is delay also on the part of State Government & Central Government for approval of compliances.</p> <p>Recommendation of Committee: - The Committee has recommended that as there is delay on the part of Allottee as well as State Government & Central Government, the Allottee was asked to submit the complete details along with documentary evidences in respect of Forest Clearance. On the basis of documents submitted by Allottee, the Committee will take a call in the next meeting regarding how much delay is attributable to Allottee and how much delay is attributable to State & Central Government.</p>

8. Coal Mine - Saharpur Jamarpani
Allotment Order- 12th August 2015
Allocatee- UP Rajya Vidyut Utpadan Nigam Limited

Deviation from efficiency Parameter	Reply of Allocattee	Observation/ Recommendation of the Committee																		
<p>A Show Cause Notice dated 13.09.2019 was given for following deviations:-</p> <table border="1"> <thead> <tr> <th>Particulars</th><th>Due Date</th><th>Actual date</th></tr> </thead> <tbody> <tr> <td>Mine Plan Approval</td><td>13.05.2018</td><td>Pending</td></tr> <tr> <td>Previous Approval Application</td><td>13.06.2018</td><td>Pending</td></tr> <tr> <td>Previous Approval</td><td>13.07.2018</td><td>Pending</td></tr> <tr> <td>Forest Clearance Application</td><td>13.05.2018</td><td>Pending</td></tr> <tr> <td>Environment Clearance Application</td><td>13.05.2018</td><td>Pending</td></tr> </tbody> </table>	Particulars	Due Date	Actual date	Mine Plan Approval	13.05.2018	Pending	Previous Approval Application	13.06.2018	Pending	Previous Approval	13.07.2018	Pending	Forest Clearance Application	13.05.2018	Pending	Environment Clearance Application	13.05.2018	Pending	<ul style="list-style-type: none"> The Allocattee has stated that due to the issue of Law and Order no agency was ready for drilling of coal mine and non-grant of PL by GoJ, GR has not been prepared. Mine Plan approval, Previous Approval, FC & EC application are dependent on GR. On 14.12.2017 the allocattee had appointed PFCCL for the development of coal mine i.e for detailed exploration, land acquisition, FC, EC etc. Further, MOC vide letter dated 28.02.2018 had advised allocattee to appoint CMPDIL for exploration and GR. As per the direction of MOC, the CMPDIL was appointed on 28.05.2018, who had sought 36 months for the preparation of GR which is more that time limit of 22 months as per the Allotment Agreement. The Allottee has submitted that due to issue of Law & Order, they have decided to go for MDO appointment for the development of coal mine. The Process of same has been initiated. 	<p>The Committee has observed that there is no development in the Coal Mine. The Allottee has initiated the development of Coal Mine through MDO Model. The Process of which has been started.</p> <p>Recommendation: As there is no development in coal mine, the Committee was of the view that first let there be some development on ground and based on that committee will consider the said case in its meeting after three months.</p>
Particulars	Due Date	Actual date																		
Mine Plan Approval	13.05.2018	Pending																		
Previous Approval Application	13.06.2018	Pending																		
Previous Approval	13.07.2018	Pending																		
Forest Clearance Application	13.05.2018	Pending																		
Environment Clearance Application	13.05.2018	Pending																		

Meeting ended with vote of thanks.