



State Environment Impact Assessment Authority, M.P.
(Ministry of Environment, Forest and Climate Change, Government of India)

Environmental Planning & Coordination Organization

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No.: 3034 /SEIAA/22

Date: 10/2/22

To,

Shri Prathviraj Singh
S/o Shri Ranjeet Singh,
Village - Guradiya Mata,
Dist. Mandsaur, MP.

Ref: Proposal No.- SIA/MP/MIN/217019/2021- Case No. 8610/2021: Prior Environment Clearance for Stone Quarry in an area of 2.0 ha. for production capacity of 18810 cum per annum at Khasra No. 239/1/min-2), at Village - Manpura, Tehsil - Shamgarh, Dist. Mandsaur (MP) by Shri Anil Kumar s/o Devilal Chandel Residence Bhanpura Road, Garoth- Tehsil Garoth, District Mandsaur (M.P.) Regarding transfer of EC in the name of Shri Prathviraj Singh S/o Shri Ranjeet Singh, Village - Guradiya Mata, Dist. Mandsaur, MP.

- (1) It is noted that the PP had applied in Form-7 for transfer of Prior Environmental Clearance for Stone Quarry in an area of 2.0 ha. for production capacity of 18810 cum per annum at Khasra No. 239/1/min-2), at Village - Manpura, Tehsil - Shamgarh, Dist. Mandsaur (MP) by Shri Prathviraj Singh S/o Shri Ranjeet Singh, Village - Guradiya Mata, Dist. Mandsaur, MP
- (2) The Prior Environmental Clearance letter was issued by DEIAA Mandsaur vide DEIAA/ 2016/ 81 Dated 30.05.2016 in the name of Shri Anil Kumar s/o Devilal Chandel Residence Bhanpura Road, Garoth- Tehsil Garoth, District Mandsaur (M.P.).
- (3) It is noted that in support of his request the PP has submitted the following documents:
- No Objection Certificate in the form of Notarized Affidavit submitted by Shri Anil Kumar s/o Devilal Chandel Residence Bhanpura Road, Garoth- Tehsil Garoth, District Mandsaur (M.P.) for transfer of prior EC in the name of Shri Prathviraj Singh S/o Shri Ranjeet Singh, Village - Guradiya Mata, Dist. Mandsaur, MP
 - Notarized affidavit of Shri Prathviraj Singh S/o Shri Ranjeet Singh, Village - Guradiya Mata, Dist. Mandsaur, MP mentioning that no legal action/ credible action has been initiated against the mine till date and commitment to comply all the standard and specific conditions stipulated in the prior EC issued.

- (iv) Copy of Environmental Management Plan of Shri Prathviraj Singh S/o Shri Ranjeet Singh, Village - Guradiya Mata, Dist. Mandsaur, MP.
- (v) Copy of Approved Mining Plan of Shri Prathviraj Singh S/o Shri Ranjeet Singh, Village - Guradiya Mata, Dist. Mandsaur, MP.
- (vi) Lease transfer letter issued by Office of Collector (Mining Division), Mandsaur to Shri Prathviraj Singh S/o Shri Ranjeet Singh, Village - Guradiya Mata, Dist. Mandsaur, MP vide letter No. 469/खनिज/2019 dated 07.03.2019 (Validity for 10 year upto 29.12.2024)
- (vii) It is noted that in EIA Notification 2006 as per **Para-11 Transferability of Environmental Clearance (EC)** there is a provision of transferring the EC.

Para-11:- A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written "no objection" by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period. No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases.

- (1) It is noted that in EIA Notification 2006 as per Para-11 Transferability of Environmental Clearance (EC) there is a provision of transferring the EC.

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- (2) EIA Notification 2006 (Amendment dated 13.07.2021) as per the sub-section (6) of section 8A of the Mines and Minerals (Development and Regulation) Act, 1957 (67 of 1957) provides that:

"Notwithstanding anything contained in sub-sections (2), (3) and sub-section (4), the period of lease granted before the date of commencement of the Mines and Minerals (Development and Regulation) Amendment Act, 2015 (10 of 2015), where mineral is used for other than captive purpose, shall be extended and be deemed to have been extended up to a period ending on the 31st March, 2020 with effect from the date of expiry of the period of renewal last made or till the completion of renewal period, if any, or a period of fifty years from the date of grant of such lease, whichever is later, subject to the condition that all the terms and conditions of the lease have been complied with"

After detailed discussion, it was found that the mine site is not included in District Survey Report. Hence, it is decided that the case will be considered after receiving certificate of Mining Officer ensuring that the proposed mine site shall be included in the updated DSR.

PP vide Email dated 06.12.2021 submitted a letter of Office of Collector (Mining Division), Dist. Mandsaur stating that the details of proposed mine site shall be included in the updated DSR.

In context of above it seems that PP has submitted adequate documents to make the change in the name of PP as per EIA Notification 2006 (Para-11). Hence, prior EC issued by DEIAA on 30.05.2016 in the name of " **Shri Anil Kumar s/o Devilal Chandel**

transferred to **Shri Prathviraj Singh S/o Shri Ranjeet Singh, Village - Guradiya Mata, Dist. Mandsaur, MP** for **Stone Quarry** in an area of 2.0 ha. for production capacity of 18810 cum per annum at Khasra No. 239/1/min-2), at Village - Manpura, Tehsil - Shamgarh, Dist. Mandsaur (MP) on the same terms & conditions and validity period under which the prior environmental clearance was initially granted. All concerned be informed accordingly.

- i. PP should ensure to submit half yearly compliance report duly certified by Regional Office, MoEF&CC, Gol, Bhopal. If PP is failed to upload or submit two consecutive half yearly compliance reports of EC conditions to concerned authority (SEIAA and Regional Office, MoEF&CC, Gol, Bhopal) than prior environmental clearance issued to PP will automatically be treated as cancelled/ revoked as per SEIAA Office Memorandum No. 930/SEIAA/2019 dated 30.05.2019.

Copy to:-

1. Principal Secretary, Government of MP, Department of Environment, Mantralaya, Bhopal.
2. Member Secretary, SEAC, Research and Development Wing Madhya Pradesh Pollution Control Board, Paryavaran Parisar, E-5, Arera Colony Bhopal-4620 16
3. Member Secretary, Madhya Pradesh Pollution Control Board, Paryavaran Parisar, E-5, Arera Colony, Bhopal-462016
4. Collector, District Mandsaur (M. P.)
5. Divisional Forest Officer, District Mandsaur (M. P.)
6. I.A. Division, Monitoring Cell, MoEF& CC, Gol, Indira Paryavaran Bhawan, Jor Bagh Road, New Delhi- 110 003.
7. Director (S), Regional office of the MOEF, Western Region, Kendriya Paryavaran Bhawan, Link Road No. 3 Ravi Shankar Nagar, Bhopal-462016.
8. Director, Geology & Mining, Madhya Pradesh, 29-A, Khanij Bhawan, Arera Hills, Bhopal – 462002.
9. District Mining Officer, District Mandsaur (M. P)
10. Guard file.

(Shriman Shukla)
Member Secretary

(Alok Nayak)
Officer-in-Charge