

IRMEPL/Fatehgarh Sahib/Mandi Gobindgarh/PF/2018/01

Date: 04.01.2018

To,

Forest Division Officer,

Patiala.

Subject: Diversion of 0.1627 Ha of forest land in favour of IRM Energy Pvt Ltd for permission for laying 6" dia steel and 125 MM dia PE Gas pipeline to develop city gas distribution network in Mandi Gobindgarh and its surrounding area in Fatehgarh Sahib district forest division Patiala.

Ref:

1. FCA/1980/192/2017/4656 Dated 06.12.2017
2. FCA/10456/ Dated 02.01.2018

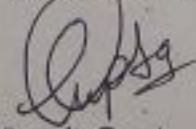
Respected Sir,

With reference to your above mentioned letter and objections raised by Honorable Forest Minister our point wise reply is given here as under: -

1. **Query 1:** Is the Municipal Committee has issued a NOC in this case?
Reply: Municipal Council Gobindgarh permission/NOC for developing Gas distribution network in MC Mandi Gobindgarh (Ref No: 4036 dated : 10-11-2017) attached for your reference
2. **Query 2:** At the page no 64 of verification it was mentioned that total expenditure on this project will be under 100 crore, hence there is no need of approval from Environment Department. It should be clarified?
Reply: A notification S.O.60 (E), Dated: 27.01.1994, along with incorporating latest amendment S.O.632 (E) dated 13.06.2002 issued by ministry of Environment and Forest is saying that for pipeline projects, Environmental Impact Assessment (EIA) Report will not be required. As per the point no. 3 (b) of the notification it is stated than if the investment is less than 100 crore for any new project no EIA shall be required. The notification is attached for your reference.

Thanking You

Yours Sincerely



Prerit Gupta
Manager (PNG)

Annexures:

1. Notification S.O.60 (E), Dated: 27.01.1994
2. MC NOC

MUNICIPAL COUNCIL GOBINDGARH

Fatehgarh Sahib (Punjab)

ਮਿਊਂਸਪਲ ਕੌਂਸਲ, ਗੋਬਿੰਦਗੜ੍ਹ (ਫਤਿਹਗੜ੍ਹ ਸਾਹਿਬ) ਪੰਜਾਬ

Ref.No. 4036

Dated 10-11-17

To

IRM Enerty Private Limited,
IRM House, Kalpana Society nr,
Sundar Patel Seva Samaj Office
C.G Road Navrangpura, Ahmedabad.

Sub:- Adhoc permission/N.O.C. for developing Gas distribution net work in MC Mandi Gobindgarh.

Ref: IRM/Fatehgarh Sahib/Municipal Corporation/2017/10A dated 30-05-2017.

As referred in your above letter govt of punjab has notified the policy/guidelines for Levy of restoration charges and determination of Compensation for the Right of use of way of state Government/Municipal Committee/Local Bodies/State authorities Land for gas pipelines.

In view of that you are hereby directed for Ad hoc permission/N.O.C. for developing city Gas distribution net work in municipal limit of MC Mandi Gobindgarh. Rates/charges for restoration of gas pipelines are as follows

You are hereby directed to:

Sr.No.	Details of Charges	Rate	Amount
1	Bank Guarantee	9500Mtr @ 500m.	4750000/-
2	Main Holes/PIT one time charges	638X1000	6,38,000/-
3	Five years rent Main Hole and PITs	638X5yearX100	3,19,000/-
4	Main Hole Charges	3X3.28X3.28X180	5809/-
5	PIT Charges	635 X 2 X 2 X 270	685800
6	Central & State Tax on MH/PITs	6,38,000+319000= 957000X18%	172260/-

1. Company should deposit a performance Bank Guarantee of Rs.4750000/- (Forty Seven Lac fifty thousand only) with a validity of one and half year initially (Extendable if required till satisfactory completion of restoration work to the entire satisfaction of the Engineer in-Charge) in favour of EO, Nagar Council, Mandi Gobindgarh.
2. Company should deposit a sum of Rs.1820869/- on account of Mainholes (Installation fee and Five years charges) as per above in favour of EO, Nagar Council, Mandi Gobindgarh.
3. As per Policy issued by Government of Punjab Department of Local Government for Levy of restoration charges and determination of Compensation for the Right of use of way of state Government/Municipal Committee/Local Bodies/State authorities Land for pipelines. The Company will be bound to abide by rules terms and conditions.
4. Company should be liable for any damage/Mishappening loss of life etc.
5. Company should be liable to get requisite /required permission/Clearance from Punjab Bureau of Investment promotion (PBIP) in the department of investment promotion of Punjab before laying of concerned Gas pipe line.
6. Company is bound to abide by rules, terms and conditions and policy issued by the govt of Punjab for restoration and compensation for the right of use of way

- 7 company should provide name and address and contact no of supervisor/engg before starting the work
- 8 company must complete his work within stipulated period that is 6 month
- 9 company should be restorable for safety measure while laying of gas pipe line
- 10 company is liable to pay taxes as applicable
- 11 MC has right to cut a portion of stretch without giving any notice

M
Executive Officer,
Municipal Council,
Gobindgarh,


MINISTRY OF ENVIRONMENT AND FORESTS

ENVIRONMENT IMPACT ASSESSMENT NOTIFICATION S.O.60(E), dated 27/01/1994

◆(incorporating amendments vide S.O. 356(E) dated 4/5/1994, S.O. 318(E) dated 10/4/1997, S.O. 319 dated 10/4/1997, S.O. 73(E) dated 27/1/2000, S.O. 1119(E) dated 13/12/2000, S.O. 737(E) dated 1/8/2001, S.O. 1148(E) dated 21/11/2001, S.O. 632(E) dated 13/06/2002)

- 1) **S.O. 60 (E)**- Whereas a notification under clause (a) of sub-rule (3) of rule 5 of the Environment (Protection) Rules, 1986 inviting objections from the public within sixty days from the date of publication of the said notification, against the intention of the Central Government to impose restrictions and prohibitions on the expansion and modernization of any activity or new projects being undertaken in any part of India unless environmental clearance has been accorded by the Central Government or the State Government in accordance with the procedure specified in that notification was published as SO No. 80(E) dated 28th January, 1993;

And whereas all objections received have been duly considered;

Now, therefore, in exercise of the powers conferred by sub-section (1) and clause (v) of sub-section (2) of section 3 of the Environment (Protection) Act, 1986 (29 of 1986) read with clause (d) of sub-rule (3) of rule 5 of the Environment (Protection) Rules, 1986, the Central Government hereby directs that on and from the date of publication of this notification in the Official Gazette, expansion or modernization of any activity (if pollution load is to exceed the existing one, or new project listed in Schedule I to this notification, shall not be undertaken in any part of India unless it has been accorded environmental clearance by the Central Government in accordance with the procedure hereinafter specified in this notification;

- 2) Requirements and procedure for seeking environmental clearance of projects:

- I.(a) Any person who desires to undertake any new project in any part of India or the expansion or modernization of any existing industry or project listed in the Schedule-I shall submit an application to the Secretary, Ministry of Environment and Forests, New Delhi.

The application shall be made in the proforma specified in Schedule-II of this notification and shall be accompanied by a project report which shall, inter alia, include an Environmental Impact Assessment Report, Environment Management Plan and details of public hearing as specified in Schedule-IV prepared in accordance with the guidelines issued by the Central Government in the Ministry of Environment and Forests from time to time. However, Public Hearing is not required in respect of (i) small scale industrial undertakings located in (a) notified/designated industrial areas/industrial estates or (b) areas earmarked for industries under the jurisdiction of industrial development authorities; (ii) widening and strengthening of highways; (iii) mining projects (major minerals) with lease area up to twenty five hectares, (iv) units located in Export Processing Zones, Special Economic Zones and (v) modernisation of existing irrigation projects.

Provided that for pipeline projects, Environmental Impact Assessment report will not be required:

Provided further, that for pipeline and highway projects, public hearing shall be conducted in each district through which the pipeline or highway passes through.

- (b) Cases rejected due to submission of insufficient or inadequate data and Plan may be reviewed as and when submitted with complete data and Plan. Submission of incomplete data or plans for the second time would itself be a sufficient reason for the Impact assessment Agency to reject the case summarily.

- II. In case of the following site specific projects:

- a. mining;
- b. pit-head thermal power stations;
- c. hydro-power, major irrigation projects and/or their combination including flood control;
- d. ports and harbours (excluding minor ports);
- e. prospecting and exploration of major minerals in areas above 500 hectares;◆

The project authorities will intimate the location of the project site to the Central Government in the Ministry of Environment and Forests while initiating any investigation and surveys. The Central Government in the Ministry of Environment and Forests will convey a decision regarding suitability or otherwise of the proposed site within a maximum period of thirty days. The said site clearance shall be granted for a sanctioned capacity and shall be valid for a period of five years for commencing the construction, operation or mining.

- III. (a) The reports submitted with the application shall be evaluated and assessed by the Impact Assessment Agency, and if deemed necessary it may consult a committee of Experts, having a composition as specified in Schedule-III of this Notification. The Impact Assessment Agency (IAA) would be the Union Ministry of Environment and Forests. The Committee of Experts mentioned above shall be constituted by the Impact Assessment Agency or such other body under the Central Government authorised by the Impact Assessment Agency in this regard.

- (b) ◆The said Committee of Experts shall have full right of entry and inspection of the site or, as the case may be, factory premises at any time prior to, during or after the commencement of the operations relating to the project.

- (c) The Impact Assessment Agency shall prepare a set of recommendations based on technical assessment of documents and data, furnished by the project authorities supplemented by data collected during visits to sites or factories, if undertaken and details of the public hearing.

The assessment shall be completed within a period of ninety days from receipt of the requisite documents and data from the project authorities and completion of public hearing and decision conveyed within thirty days thereafter.

The clearance granted shall be valid for a period of five years for commencement of the construction or operation of the project.

- IV. In order to enable the Impact Assessment Agency to monitor effectively the implementation of the recommendations and conditions subject to which the environmental clearance has been given, the project authorities concerned shall submit a half yearly report to the Impact Assessment Agency. Subject to the public interest, the Impact Assessment Agency shall make compliance reports publicly available.

- V. If no comments from the Impact Assessment Agency are received within the time limit, the project would be deemed to have been approved as proposed by project authorities.

- 3) Nothing contained in this Notification shall apply to:

21. Highway Projects except projects relating to improvement work including widening and strengthening of roads with marginal land acquisition along the existing alignments provided it does not pass through ecologically sensitive areas such as National Parks, Sanctuaries, Tiger Reserves, Reserve Forests
22. Tarred Roads in the Himalayas and or Forest areas.
23. Distilleries.
24. Raw Skins and Hides
25. Pulp, paper and newsprint.
26. Dyes.
27. Cement.
28. Foundries (individual)
29. Electroplating
30. Meta amino phenol

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SCHEDULE-II

[See Sub-para I (a) of para 2]

Procedure for seeking environment clearance of projects.

1. Any persons who desires to establish a thermal power plant of any category mentioned in Schedule-I, shall submit an application to the Department of the State Government dealing with the subject of environment.

The application shall be made in the Form A specified in Schedule-II annexed to this notification and shall be accompanied by a detailed project report which shall, inter alia, include an Environmental Impact Assessment Report and an Environment Management plan prepared in accordance with the guidelines issued by the State Department of Environment from time to time.

Cases rejected due to submission of insufficient or inadequate data and Action Plans may be reviewed as and when submitted with complete data and Action Plans. Submission of incomplete data for the second time would itself be a sufficient reason for the State Government to reject the case summarily.

5) In case of the pit-head thermal power plants, the applicant shall intimate the location of the project site to the State Government while initiating any investigation and surveys. The State Government will convey a decision regarding suitability or otherwise of the proposed site within a maximum period of thirty days. The said site clearance will be granted for a sanctioned capacity and it will be valid for a period of five years for commencing the construction or operation of the project.

3. The applicant shall obtained No Objection Certificate from the concerned Pollution Control Board. The State Pollution Control Board shall issue No Objection Certificate to establish only after completing public hearing as specified in Schedule-IV annexed to this notification.

The reports submitted with the application and No Objection Certificate from the State Pollution Control Board shall be evaluated and assessed by the State Government, in consultation with a Committee of experts which shall be constituted by the State Government as specified in Schedule-III appended to this notification.

- b. Ambient noise level:
 - c. Noise and Vibration control measures proposed:
 - d. Subsidence problem, if any, with control measures:
8. Power requirement indicating source of supply: Complete environmental details to be furnished separately, if captive power unit proposed:
 9. Peak labour force to be deployed giving details of:
 - o Endemic health problems in the area due to waste water/air/soil borne diseases:
 - o Health care system existing and proposed:
 10. (a) Number of villages and population to be displaced:
(b) Rehabilitation Master Plan:
 11. Risk Assessment Report and Disaster Management Plan:
 12. (a) Environmental Impact Assessment
(b) Environment Management Plan:
(c) Detailed Feasibility Report:
(d) Duly filled in questionnaire

Report prepared as per guidelines issued by the Central Government in the MOEF from time to time:

13. Details of Environmental Management Cell:

I hereby give an undertaking that the data and information given above are due to the best of my knowledge and belief and I am aware that if any part of the data/information submitted is found to be false or misleading at any stage, the project be rejected and the clearance given, if any, to the project is likely to be revoked at our risk and cost.

Signature of the applicant
With name and full address

Given under the seal of Organisation
 on behalf of Whom the applicant is signing.

Date:

Place:

In respect to item for which data are not required or is not available as per the declaration of project proponent, the project would be considered on that basis.

SCHEDULE-III

[See Sub. Para(2), Para 3 of Schedule- II]

COMPOSITION OF THE EXPERT COMMITTEES FOR ENVIRONMENTAL IMPACT ASSESSMENT

1. The Committees will consist of experts in the following disciplines:
 - i. Eco-system Management
 - ii. Air/Water Pollution Control
 - iii. Water Resource Management
 - iv. Flora/Fauna conservation and management
 - v. Land Use Planning
 - vi. Social Sciences/Rehabilitation
 - vii. Project Appraisal
 - viii. Ecology
 - ix. Environmental Health
 - x. Subject Area Specialists
 - xi. Representatives of NGOs/persons concerned with environmental issues.
2. The Chairman will be an outstanding and experienced ecologist or environmentalist or technical professional with wide managerial experience in the relevant development sector.
3. The representative of Impact Assessment Agency will act as a Member-Secretary.
4. Chairman and Members will serve in their individual capacities except those specifically nominated as representatives.
5. The Membership of a Committee shall not exceed 15.

SCHEDULE IV

(See para 3, subparagraph (2) of Schedule- II)

PROCEDURE FOR PUBLIC HEARING

(1) **Process of Public Hearing:** - Whoever apply for environmental clearance of projects, shall submit to the concerned State Pollution Control Board twenty sets of the following documents namely: -

- i. An executive summary containing the salient features of the project both in English as well as the local language along with Environmental Impact Assessment (EIA). However, for pipeline project, Environmental Impact Assessment report will not be required. But Environmental Management Plan including risk mitigation measures is required.
- ii. Form XIII prescribed under Water (Prevention and Control of Pollution) Rules, 1975 where discharge of sewage, trade effluents, treatment of water in any form, is required.
- iii. Form I prescribed under Air (Prevention and Control of Pollution) Union Territory Rules, 1983 where discharge of emissions are involved in any process, operation or industry.
- iv. Any other information or document which is necessary in the opinion of the Board for their final disposal of the application.

(2) **Notice of Public Hearing:** -(i) The State Pollution Control Board shall cause a notice for environmental public hearing which shall be published in at least two newspapers widely circulated in the region around the project, one of which shall be in the vernacular language of the locality concerned. State Pollution Control Board shall mention the date, time and place of public hearing. Suggestions, views, comments and objections of the public shall be invited within thirty days from the date of publication of the notification.

(ii) All persons including bona fide residents, environmental groups and others located at the project site/sites of displacement/sites likely to be affected can participate in the public hearing. They can also make oral/written suggestions to the State Pollution Control Board.

Explanation: - For the purpose of the paragraph person means: -

- a. any person who is likely to be affected by the grant of environmental clearance;
- b. any person who owns or has control over the project with respect to which an application has been submitted for environmental clearance;
- c. any association of persons whether incorporated or not like to be affected by the project and/or functioning in the filed of environment;
- d. any local authority within any part of whose local limits is within the neighbourhood wherein the project is proposed to be located.

(3) **Composition of public hearing panel:** - The composition of Public Hearing Panel may consist of the following, namely: -

- (i) Representative of State Pollution Control Board;
- (ii) District Collector or his nominee;
- (iii) Representative of State Government dealing with the subject;
- (iv) Representative of Department of the State Government dealing with Environment;
- (v) Not more than three representatives of the local bodies such as Municipalities or panchayats;
- (vi) Not more than three senior citizens of the area nominated by the District Collector.

(4) **Access to the Executive Summary and Environmental Impact Assessment report:-** The concerned persons shall be provided access to the Executive Summary and Environmental Impact Assessment report of the project at the following places, namely:-

- (i) District Collector Office;
- (ii) District Industry Centre;
- (iii) In the Office of the Chief Executive Officers of Zila Praishad or Commissioner of the Municipal Corporation/Local body as the case may be;
- (iv) In the head office of the concerned State Pollution Control Board and its concerned Regional Office;
- (v) In the concerned Department of the State Government dealing with the subject of environment.

5. Time period for completion of public hearing:

The public hearing shall be completed within a period of 60 days from the date of receipt of complete documents as required under paragraph 1.



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