



J-13012/78/2011-I.A.II (T)
Government of India
Ministry of Environment and Forests

Paryavaran Bhawan,
CGO Complex,
Lodi Road, New Delhi-110 003

Dated: 25.02.2014.

To

M/s Bhushan Energy Ltd.,
F-Block, 1st Floor,
International Trade Tower,
Nehru Place, New Delhi - 110019.

Tel: 011-39194000; Fax: 011-26478750.

Sub: Directions under Section 5 of the Environment (Protection) Act, 1986 for the 185 (165+20) MW CFBC Imported coal based Thermal Power Plant (TPP) at Meramandali, Distt. Dhenkanal in Orissa by M/s Bhushan Energy Ltd. - reg. construction/operation without prior environmental clearance (EC)

Sir,

Whereas, the proposal of 185 (165+20) MW CFBC Imported coal based TPP at Meramandali, Distt. Dhenkanal in Orissa was considered for EC by the Expert Appraisal Committee (EAC-Thermal Power) in its 6th meeting held during 5-6, December 2013; and

2. Whereas, the EAC noted the directions of closure notice under Section 33(A) of Water (PCP) Act, 1974 & 31A of Air (PCP) Act, 1981 issued by the Orissa State Pollution Control Board dated 19.11.2013 for the integrated steel plant and power plant at the above location (i) to close down the operation of Blast Furnace-II of the expansion project and Cold Rolling Mill forthwith (ii) to close down the operation of Boiler No-I of the new Thermal Power Plant of capacity 256 MW and stop installation activities of another two boilers of this power plant forthwith; and

3. Whereas, the EAC also noted the complaint received from an NGO of Orissa regarding gross violation of Environment (Protection) Rules, 1986 by M/s Bhushan Steel Ltd./Bhushan Energy Ltd. by starting construction of two power plants at the above location without obtaining prior environmental clearance; and

4. Whereas, vide your letter dated 04.02.2014 you have submitted that you do not contest the allegation of violation and also requested for initiating action under the Environment (Protection) Act, 1986; and

5. Now, therefore, in compliance of the O.M.s dated 12.12.2012 and 27.06.2013, the following directions are issued under Section 5 of the Environment (Protection) Act, 1986:

- a) The construction/operation of the said TPP should be suspended till the EC is obtained.

- b) The matter relating to the violation will need to be put up by the Project Proponent to the Board of Directors of its Company for consideration of its environment related policy / plan of action as also a written commitment in the form of a formal resolution to be submitted to MoEF to ensure that violations will not be repeated. The same shall be submitted to MoEF within 30 days from the date of issue of this letter and in the meantime, the proposal for EC is delisted.
- c) The State Govt. shall initiate credible action on the violation by invoking powers under Section 19 of the Environment (protection) Act, 1986 for taking necessary legal action under Section 15 of the Act for the period for which the violation has taken place and evidence provided to MoEF of the credible action taken.
6. This issues with the approval of the Competent Authority.


(Dr. Saroj)
Director

Copy to:

1. The Secretary, Ministry of Power, Shram Shakti Bhawan, Rafi Marg, New Delhi-110001.
2. The Chairman, Central Electricity Authority, Sewa Bhawan, R.K.Puram, New Delhi-66.
3. The Chairman, Central Pollution Control Board, Parivesh Bhawan, CBD-cum-office Complex, East Arjun Nagar, Delhi-32.
4. The Director (Env.) cum Special Secretary, Department of Forest & Environment, Government of Odisha, Bhubaneswar - **with a request as mentioned at Para 5 (c) above.**
5. The Chairman, Orissa State Pollution Control Board, Paribesh Bhawan, A/118, Nilakantha Nagar, Unit-VIII, Bhubaneswar -751012.
6. The Chief Conservator of Forests, Ministry of Environment and Forests, Regional Office (EZ), A/3, Chandersekhapur, Bhubaneswar - 751023.
7. Monitoring Cell, MoEF
8. Website of MoEF
9. Guard File.


(Dr. Saroj)
Director