

QUORUM

**HON'BLE MR. JUSTICE B. D. AGARWAL,
FORMER JUDGE, GAUHATI HIGH COURT, GUWAHATI**

**MR. S. C. BHOWMIK, PROFESSOR
REPRESENTATIVE FROM INDIAN SCHOOL OF MINES,
(IIT – ISM), DHANBAD
(Email id: bhowmik44@gmail.com)**

IN THE MATTER OF

Threat to Life Arising Out of Coal Mining in South Garo Hills District

-Vs-

**The State of Meghalaya & Ors.
And other connected matters**

PRESENT

- :** **Mr. C. P. Marak, IFS,**
Chairman, Meghalaya State Pollution Control Board
Government of Meghalaya
Email id: megspcb@rediffmail.com, cpmarak1@gmail.com
- :** **Mr. M. R. Synrem, IAS**
Commissioner & Secretary to the Government of Meghalaya
Transport Department
Email id: comtrans21@gmail.com
- :** **Mr. Manjunatha C, IFS**
Secretary to the Government of Meghalaya,
Mining & Geology Department
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- :** **Mr. A. Kembhavi, IAS**
Director, Directorate of Mineral Resources,
Government of Meghalaya,
Email id: arunkumar.kembhavi@gmail.com
- :** **Smti. P. L. Lawai, MCS**
Joint Secretary to the Government of Meghalaya
Mining & Geology Department,
Email id: paleilawai@gmail.com

- : **Advocate A. Tripathi**
Advocate for State of Meghalaya,
Email id: avijitmani@gmail.com

- : **Mr. J. K. Borah,**
General Manager,
North Eastern Coalfields, Coal India Limited
Email id: gm.nec.cil@coalindia.in

- : **Mr. G. Mathew**
Chief Manager (M & S)
Coal India Ltd
Email id: tsdm.cil@coalindia.in

- : **Mr. I. W. Ingty, IAS**
Commissioner of Transport,
Government of Meghalaya, Transport Department,
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- : **Shri. D. D. Sangma, MCS**
Joint Secretary to the Government of Meghalaya
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- : **Mr. V. Saikhom**
Scientist, North Eastern Space Application Centre,
Department of Space, Government of India,
Umiam,
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- : **Mr. R. P. Gurung**
Scientist – D
Central Pollution Control Board
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MINUTES OF THE 5th **SPECIAL SITTING** OF THE COMMITTEE CONSTITUTED BY THE HON'BLE NATIONAL GREEN TRIBUNAL UNDER THE CHAIRMANSHIP OF HON'BLE MR. JUSTICE B. D. AGARWAL, FORMER JUDGE, GAUHATI HIGH COURT HELD ON 14TH **FEBRUARY, 2020** AT 10.30 A.M IN THE CONFERENCE HALL, AT RI KYNJAI RESORT, UCC ROAD RI – BHOI UMIAM KHWAN, SHILLONG - 793103.

AGENDA

1. To consider, finalize and approve the comprehensive plan prepared by Mining & Geology Department, Government of Meghalaya in accordance with the direction of the Hon'ble Supreme Court of India dated 03.07.2019 in Civil

Appeal No. 10720 of 2018. The Comprehensive Plan pertains to handing over of already extracted coal to Coal India Limited for auction, modalities of auction, and its subsequent transportation.

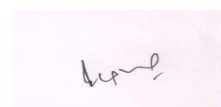
PROCEEDINGS

The Chairman welcomed all the officials present and initiated deliberation on preparation of comprehensive plan which pertains to handing over of already extracted coal to Coal India Limited for auction, modalities of auction and its subsequent transportation.

Having discussed threadbare the matter with the officials representing the Mining & Geology Department, Coal India Limited, NESAC and State Pollution Control Board the following decisions were taken in the matter by the Committee for implementation by the concerned agencies/ officials/ Departments:

1. The Secretary, Mining & Geology Department will circulate through e-mail within a week the draft Comprehensive Plan prepared by the Mining & Geology Department to the concerned Departments and agencies.
2. The Secretary, Mining & Geology Department will provide immediately to the North Eastern Space Applications Centre (NESAC) a copy of the order of the NGT dated 17.01.2020 in O.A. No. 110(THC)/2012 in the matter of *Threat to life arising out of coal mining in South Garo Hills District Vs State of Meghalaya*.
3. The Secretary, Mining & Geology Department will also provide the geographic co-ordinates of the dump sites of the coal proposed for handing over to Coal India Limited (CIL) for auction in relation to 32,56,715 MT of extracted coal to NESAC within a week.
4. The NESAC is requested to furnish their feedback within a week of receipt of the co-ordinates (referred to at Sl. 3) on the proposed *land use and land cover analysis* of the sites bearing aforementioned geographic co-ordinates where coal dumps are stated to be present pertaining to 32,56,715 MT of extracted coal. The feedback of NESAC will cover inter-alia their willingness, degree of accuracy of this study, feasibility, time-frame for completion of this exercise, and its cost requirement.

5. CIL representative expressed their difficulty in collecting coal from unnumbered and remotely located coal dumps. Therefore, Mining & Geology Department will specify designated coal depots for the purpose of transfer of coal to CIL.
6. Insofar as reserve price of coal is concerned the base price/reserve price shall be fixed by a Committee of Experts both from Govt of Meghalaya, CIL and Coal Merchants Association of Meghalaya. The composition of the expert committee shall find mention in the comprehensive plan for transfer, auction and transport of coal.
(Chairman's Note: To expedite the process for fixing Base Price/Reserve Price the State of Meghalaya, Coal India Limited and Coal Merchants Association of Meghalaya may furnish names of two representatives each to the Committee on the next date of sitting.)
7. The State Pollution Control Board is requested to frame guidelines in respect of the centralized coal depots for the purpose of ensuring compliance with Air Pollution Act, Water Pollution Act and Environment Protection Act.
8. In the matter of aforesaid transfer, auction and transport of coal the concerned Departments/Agencies, whose representatives have participated in the deliberations today, and the learned Members of the Committee may offer their opinions, suggestions and/or objections, if any, to the Comprehensive Plan prepared in this regard within a week of receipt of the said plan document from the Mining & Geology Department. Thereafter, those suggestions or views deemed appropriate by the Committee will be incorporated in the Comprehensive Plan by the Mining & Geology Department.
9. The next Special sitting of the Committee constituted by the Hon'ble National Green Tribunal under the Chairmanship of Hon'ble Mr. Justice B. D Agarwal, Former Judge, Gauhati High Court will be held on **2nd March, 2020** at Orchid Lake Resort, Umiam at 11.00am.
The Chairman thanked all present.



(Justice B.D. Agarwal)