



M. Arav Jayo

GOVERNMENT OF TAMIL NADU
ABSTRACT

Environment - Thermal Power Projects - Establishment of 58MW Gas based combined cycle power plant by M/s.Regency Power Corporation Private Limited now Sai Regency Power Corporation Private Limited at Kalugoorani Village, Ramanathapuram District - Environmental clearance - Orders - Issued.

Environment and Forests (EC.3) Department

G.O.Ms.No.47

Dated:31.5.2006

Read :-

1. From M/s.Regency Power Corporation Private Limited letter dated 5.7.2005.
2. Government Letter No.17096/EC.3/2005-1, Environment and Forests Department, dated 6.7.2005.
3. From the Director of Environment, Letter Rc.No.774/05/300, dated 8.3.2006.
4. From Thiru C. Durga Prasad, Authorised Signatory, Regency Power Corporation Private Limited letter No.E&F/DP/852 dt. 24.05.2006.

ORDER :-

M/s.Regency Power Corporation Private Limited (now Sai Regency Power Corporation Private Limited) has proposed to set up 58MW Gas based combined cycle power plant at Kalugoorani Village, Ramanathapuram District and requested the Government to issue environmental clearance for their project.

2. The Tamil Nadu Pollution Control Board, in their letter No.T11/TNPCB/F.792/RMD/2005, dated 28.6.2005 has issued "No Objection Certificate" to M/s.Regency Power Corporation Private Limited (now Sai Regency Power Corporation Private Limited) for setting up of Thermal Power Plant of capacity 58MW to produce electrical energy - 41 million units / month at Kalugoorani Village, Ramanathapuram District subject to certain conditions. As per the amended Environmental Impact Assessment Notification, dated 10.4.1997, powers have been delegated to State Government to accord environmental clearance to the power projects based on the "No Objection Certificate" issued by the Tamil Nadu Pollution Control Board in consultation with a Committee of Experts, which shall be constituted by the State Government as specified in Schedule-III of the amended Environmental Impact Assessment Notification, dated 10.4.97.

3. In the WP Nos.4655 and 7020/2005 and WPMP No.4984 and 7625/2005 filed by Tmt.Kamatchi, the Madurai Bench of Madras High Court, in their order dated 22.9.2005, has quashed the proceedings of the Member Secretary,

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Tamil Nadu Pollution Control Board, Chennai dated 28.6.2005 granting "No Objection Certificate" for setting up of Thermal Power Plant in favour of M/s.Regency Power Corporation, Hyderabad and also issued direction to the Tamil Nadu Pollution Control Board and the District Collector, Ramanathapuram District to conduct public hearing afresh and permit the residents of Kaligoorani Village, Ramanathapuram District to put forth their objections, if any, consider and thereafter proceed further in the matter in accordance with law. Aggrieved against that order, M/s.Regency Power Corporation Private Limited has filed a petition for Special Leave to Appeal (Civil) Nos.20474-20475/2000 before the Hon'ble Supreme Court. The Hon'ble Supreme Court of India, in their order dated 17.2.2006, in the Civil Appeal No.1190/2006 (Arising out of SLP (C) nos.20474-20475/2005) filed by M/s.Regency Power Corporation Private Limited versus Kamatchi and others with Civil Appeal No.1191/2006 (Arising out of SLP (C) 724-725/2006) has set aside the impugned order dated 22.9.2005 passed by the Madurai Bench of Madras High Court and disposed the appeals.

4. The subject of issuing environmental clearance for setting up of 58MW Gas based power plant by M/s.Regency Power Corporation Private Limited (now Sai Regency Power Corporation Private Limited) at Kalugoorani Village, Ramanathapuram District was placed before the second meeting of the Reconstituted Expert Committee on Thermal Power Projects held on 7.3.2006 for deliberation. The Expert Committee has recommended the project of M/s.Regency Power Corporation Private Limited (now Sai Regency Power Corporation Private Limited) to the Government for their environmental clearance subject to certain conditions.

5. The Government, after careful consideration, accept the recommendation made by second meeting of the Reconstituted Expert Committee on Thermal Power Projects in Tamil Nadu held on 7.3.2006 and accordingly grant environmental clearance to M/s.Regency Power Corporation Private Limited (now Sai Regency Power Corporation Private Limited) to establish 58MW Gas based combined cycle power plant at Kalugoorani Village, Ramanathapuram District, subject to the conditions stipulated at the second meeting of the Reconstituted Expert Committee on Thermal Power Projects in Tamil Nadu, held on 7.3.2006 as under :

- I. The source of gas supply is located 7 kms away from the project site at Valantharaval Village. The commitment obtained from GAIL for assured supply for a 7 year period has to be furnished for reference.
- II. The commitment of leaving 150Metres as buffer zone from the nearest habitation needs to be specifically shown in a map and this distance needs to be monitored during execution of the project. (The justification for 150Metres also to be presented by the Tamil Nadu Pollution Control Board).
- III. In order to fulfill the commitment given to the Hon'ble Supreme Court not to install any deep borewell to draw underground water in the premises, the company informed that it has proposed to purchase Reverse Osmosis

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permeate water from the South Ganga Water Technologies located 8 kms away from the project site at Panaikulam village. 190KL reverse osmosis permeate water is proposed to be obtained daily through road by tankers. The quality parameters of the water and the agreement entered into with the water supply firm needs to be furnished for reference. A letter of commitment from South Ganga Water Technologies must be furnished.

IV.Regarding waste water management, detailed treatment system with design criteria needs to be furnished. The Solid Waste Management plan shall also be furnished.

V.Regarding the study on anticipated NO_x increase, the details of the study carried out has to be provided for reference.

VI.Regarding green belt, the detailed plan needs to be drawn up indicating the species to be planted, seedling requirement, source of procurement and schedule of planting, maintenance activity, etc., in consultation with Forest Department. The species chosen shall be pollution tolerant and location specific. The progress of green belt formation will be monitored periodically.

VII.The disaster management plan also needs to be elaborated with possible risks and the proposed mitigation measures.

VIII.Commitment for fulfilling the conditions imposed in the "No Objection Certificate" issued by the Tamil Nadu Pollution Control Board needs to be given.

IX.All the issues raised during the public hearing should be properly addressed.

(BY ORDER OF THE GOVERNOR)

VISHWANATH SHEGAONKAR,
SECRETARY TO GOVERNMENT

To
M/s.Regency Power Corporation Private Limited,
(now Sai Regency Power Corporation Private Limited)
2nd Floor, Crown Court No.128,
Cathedral Road, Chennai-86.

The Chairman,
Tamil Nadu Pollution Control Board, Chennai-32.

The Director of Environment,
Chennai-15.

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The Member Secretary,
Expert Committee on
Thermal Power Projects in Tamil Nadu
and Director of Environment, Chennai-15.

The Chairman,
Tamil Nadu Electricity Board, Chennai-2.

The Collector of Ramanathapuram District,
Ramanathapuram.

The Chief Engineer (WRO),
Chepauk, Chennai-5.

The Secretary to Government of India,
Ministry of Environment and Forests,
New Delhi - 110 003.

FORWARDED BY ORDER

Exm/6/2006
SECTION OFFICER