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New Delhi, the 10<sup>th</sup> March, 2014.

**CORRIGENDUM**

**Subject : Record of discussions of the Fourth meeting of the "Inter-Ministerial Committee" to consider issues related to supply of coal to certain end-use-plants linked to coal blocks.**

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The undersigned is directed to refer to this Ministry's O.M. of even no. dated 27.02.2014 forwarding therewith the record of discussions of the Fourth meeting of the "Inter-Ministerial Committee" held on 28.01.2014 to consider issues related to supply of coal to certain end-use-plants linked to coal blocks (copy enclosed) and to say that in the second last line of 5<sup>th</sup> Para of the minutes, the word i.e. "**assured**" may please be read as "**assessed**".

2, Inconvenience caused is regretted.

*3/10/14*  
*10/3/14*  
( Deepak Gupta )  
Section Officer

Encl. As above.

To

1. Secretary, Ministry of Power, Shram Shakti Bhawan, New Delhi.
2. Secretary, Ministry of Environment & Forests, Block 14, CGO Complex, Lodhi Road, New Delhi.
3. Secretary, Ministry of Finance, Department of Economic Affairs, North Block, New Delhi.
4. Secretary, Ministry of Finance, Department of Financial Services, Jeevan Deep Building, New Delhi.
5. Secretary, Ministry of Steel, Udyog Bhawan, New Delhi.
6. Secretary, Department of Industrial Policy and Promotion, Udyog Bhawan, New Delhi.
7. Secretary, Ministry of Law & Justice, Department of Legal Affairs, Shastri Bhawan, New Delhi.
8. Secretary, Planning Commission, Yojana Bhawan, New Delhi.
9. CMD, Coal India Limited, Kolkata.
10. Coal Controller, Coal Controller Organization, 1, Council House Sreet, Kolkata.

Copies also for information to :-

1. PS to Minister of Coal.
2. Sr. PPS to Secretary, Ministry of Coal.
3. Sr. PPS to Additional Secretary, Ministry of Coal.
4. PS to Joint Secretary (C), Ministry of Coal
5. PS to Joint Secretary (LA), Ministry of Coal
6. PA to Deputy Secretary (CPD)

*3/10/14*  
*10/3/14*  
( Deepak Gupta )  
Section Officer

✓ Copy to : NIC, MoC for placing the same on the website of this Ministry.

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F. No. 23025/2/2013 -CPD  
Government of India  
Ministry of Coal  
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New Delhi, Dated the 27<sup>th</sup> February 2014

Office Memorandum

**Subject: Record of discussions of the Fourth meeting of the "Inter-Ministerial Committee" to consider issues related to supply of coal to certain end-use-plants linked to coal blocks.**

The undersigned is directed to forward herewith the record of discussions of the fourth meeting of the "Inter-Ministerial Committee" held on 28<sup>th</sup> January, 2014 to consider issues related to supply of coal to certain end-use-plants linked to coal blocks for further necessary action.

Encl: as above

*(Pilli Ravi Kumar)*  
D/S-U-2

Under Secretary to the Government of India

1. Secretary, Ministry of Power, Shram Shakti Bhawan, New Delhi
2. Secretary, Ministry of Environment & Forest, New Delhi
3. Secretary, Ministry of Finance, Department of Economic Affairs, North Block, New Delhi.
4. Secretary, Ministry of Finance, Department of Financial Services, North Block, New Delhi.
5. Secretary, Ministry of Steel, Udyog Bhawan, New Delhi
6. Secretary, Department of Industrial Policy and Promotion, Udyog Bhawan, New Delhi
7. Secretary, Ministry of Law & Justice, Department of Legal Affairs, Shastri Bhawan, New Delhi.
8. Secretary, Planning Commission, Yojana Bhawan, New Delhi
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4. PS to Joint Secretary(C), Ministry of Coal
5. PS to Joint Secretary (LA), Ministry of Coal
6. PA to Deputy Secretary(CPD).

*(Pilli Ravi Kumar)*  
D/S-U-2

Under Secretary to the Government of India

Copy to : NIC, MoC for placing the same on the website of this Ministry.

*Handwritten notes:*  
5/3/14  
D/S-U-2

**Minutes of the Fourth Meeting of the Inter-Ministerial Committee (IMC) set up to consider issue related to certain End-Use Plants, (EUPs) linked to coal blocks held on 28.01.2014.**

The Fourth meeting of the Inter-Ministerial Committee (IMC) constituted by Ministry of Coal (MoC) vide order No.23025/2/2013-CPD dated 17.01.2014 held on 28.01.2014 at 11.00 a.m. List of participants is at Annexure-A.

2. Welcoming the participants, AS(Coal) drew the attention to the decisions/ recommendations of the previous meeting. JS(LA) explained the background of the matter. In the second meeting of the committee it was decided that Ministry of Coal may obtain the advice of Ministry of Law on the cases covered under para 2(a) of the discussion paper (circulated with the minutes of the second meeting) and the implications of any arrangements for coal linkages to these projects as mentioned in para 3(i) thereof. Para 2 (a) of the discussion paper related to the projects where long term coal linkages were already granted for existing projects. Coal blocks were subsequently allocated to such project developers and the blocks could not be developed for want of clearances or were resultantly de-allocated. Para 3(i) of the discussion paper had mentioned in brief the background of the litigations pending with regard to the de-allocation of such blocks and the defence taken by the Government and revised the issue of implications, if any, on such coal litigations if such EUPs were restored.

3. Ministry of Law has tendered the following advice:-

“ (i) It appears that the coal blocks were allocated to some EUPs and as stop-gap arrangements they were given tapering linkages for smooth running of the plants as per the policy of the administrative Ministry.

(ii) However, certain coal blocks were de-allocated for their non-development within the prescribed time limits. When

these coal blocks have been de-allocated, the purpose/ basis for providing tapering linkage has been frustrated.

- (iii) As such, if tapering is allowed it may affect the merit of the pending cases. Since, those EUPs which are operational will require supply of coal for their continued operation; as such they may be provided normal linkage subject to extant policy of the administrative Ministry.

4. The Committee further deliberated on the issue on the basis of the advice of the Ministry of Law. Director (Mkt.), Coal India Ltd. (CIL) stated that CIL had already made substantial commitment to the power sector and all subsidiaries were running negative balance of coal supplies. Further, these EUPs were previously having coal linkages and subsequent to the allocation of coal blocks, the quantities were tapered off and the resultant availability of coal had already been committed elsewhere. Therefore, it would be difficult for CIL to revert to the supplies as they existed earlier. Ministry of Steel reiterated its earlier view that coal supplies to the running plants should not be dis-continued. Ministry of Industry, Deptt. of Industrial Policy & Promotion also endorsed the views of the Ministry of Steel.

5. After discussions, the Committee recommended that the quantum of such coal supplies to the above category i.e. EUPs which were already having coal linkages and which were subsequently converted into tapering linkage on allocation of coal blocks which were later de-allocated, may be assured after taking inputs of CEA and CIL. A view thereon could be taken after it.

The meeting ended with the vote of thanks to the chair.

**LIST OF PARTICIPANTS WHO ATTENDED THE FOURTH MEETING OF THE " INTER-MINISTERIAL COMMITTEE" HELD ON 28<sup>TH</sup> JANUARY,2014 AT 3.00 PM TO MAKE RECOMMENDATIONS ON THE ISSUES RELATED TO SUPPLY OF COAL TO CERTAIN END-USE PLANTS (EUPs) LINKED TO COAL BLOCKS.**

	<b><u>MINISTRY OF COAL</u></b>
1.	Dr. A.K.Dubey, Additional Secretary (Coal)
2.	Shri S.K.Singh, Joint Secretary
3.	Shri S.Ashraf, Deputy Secretary (CPD)
4.	Shri A.Acharya, Coal Controller
5.	Shri Pilli Ravi Kumar, Under Secretary (CPD)
	<b><u>MINISTRY OF POWER</u></b>
6.	Shri V.Apparao, Director
	<b><u>MINISTRY OF FINANCE, DEPARTMENT OF ECONOMIC AFFAIRS</u></b>
7.	Shri Abhijit Phukan
	<b><u>DEPARTMENT OF INDUSTRIAL POLICY AND PROMOTION</u></b>
8.	Shri Nand Lal, Sr. Development Officer
	<b><u>MINISTRY OF STEEL</u></b>
9.	Anupam Prakash, Director
	<b><u>COAL INDIA LIMITED</u></b>
10.	Shri B.K.Sinha, Director(Technical)