

**MOST IMMEDIATE**

No.23014/3/2014-CPD  
Government of India  
Ministry of Coal

New Delhi, the 22<sup>nd</sup> December, 2014

**OFFICE MEMORANDUM**

**Subject:** Meeting of the Standing Linkage Committee (Long-Term) for Power/Sponge/ Cement Sectors to review the status of existing coal linkages/LoAs and other related matters to be held on **23rd December, 2014 at 11.00 A.M.**

In continuation of this Ministry's O.M. of even no. dated 16.12.2014 on the above mentioned subject I am directed to enclose herewith a copy of the Agenda to be discussed in the meeting of SLC (L-T) scheduled to be held on **23rd December, 2014 at 11.00 A.M.**

2. The venue of the meeting is the "Bhaba Chamber", Scope Convention Centre, Scope complex, 7 Lodhi Road, New Delhi-1100 03
  3. You are requested to kindly make it convenient to attend the meeting.
  4. The project proponents whose cases are mentioned in the agenda may also attend the meeting, if they wish to represent their case before the SLC(LT).
- Encls. As above.

*PS-4-22/12/2014*  
(Pilli Ravi Kumar)  
Under Secretary to the Govt. of India  
Tel:23384285

To

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|--|-------------|
| 1. Additional Secretary, Ministry of Coal  | Chairperson |
| 2. Principal Advisor(Energy), Planning Commission, Yojana Bhawan New Delhi.  | Member      |
| 3. Joint Secretary (Coal), Ministry of Coal  | Member      |
| 4. Advisor (Projects), Ministry of Coal  | Member      |
| 5. Joint Secretary(Thermal), Ministry of Power, Shram Shakti Bhawan, New Delhi                                     | Member      |
| 6. Joint Secretary (Ports), Ministry of Shipping, Transport Bhawan, New Delhi                                      | Member      |
| 7. Joint Secretary, Ministry of Steel, Udyog Bhawan, New Delhi   | Member      |
| 8. Joint Secretary, Department of Industrial Policy & Promotion, Udyog Bhawan, New Delhi                           | Member      |
| 9. Executive Director, T.T(F), Room No. 261, Railway Board, Ministry of Railways, Rail Bhawan, New Delhi           | Member      |
| 10. Chairman-cum-Managing Director, CIL, 10-Netaji Subhas Rd., Kolkata.- 700001                                    | Member      |
| 11. Director(Marketing), Coal India Limited, 15-Park Street, Kolkata   | Member      |
| 12. CMD's BCCL, CCL, ECL, ICL, NCL, SECL & WCL   | Members     |
| 13. Chairman-cum-Managing Director, Central Mine Planning & Design Instt Ltd., Gandwana Place, Kanke Road, Ranchi. | Member      |
| 14. Chairman-cum Managing Director, SCCL, P.O. Kathagudem Collieries, Distt. Khammam-507101                        | Member      |
| 15. Chairman, Central Electricity Authority, Sewa Bhawan, RK Puram, New Delhi                                      | Member      |
| 16. Chairman, NTPC, Scope Complex,, Ladh Road, New Delhi-110003  | Member      |

**Copy to:-** (i) Director(Technical), CIL, 10, NS Road, Kolkata, (ii) GM(S&M), CIL, 15-Park Street, Kolkata, (iii) CGM(CP), CIL, 10 NS Road, Kolkata, (iv) Shri A.C. Varma, GM(S&M), CIL, Scope Minar, Laxmi Nagar, Delhi.  
**Copy also to:-** 1. PS to Minister of State (I/C) for Power, Coal and NRE, 2. Sr. PPS to Secretary (Coal), 3. PPS to Additional Secretary (Coal), 4. PPS to Joint Secretary (SKS), 5. PPS to Joint Secretary (AKB), 6. Director (CPD).

*PS-4-22/12/2014*  
(Pilli Ravi Kumar)  
Under Secretary to the Govt. of India

✓ Copy to NIC, Ministry of Coal with a request to place it on the Website of this Ministry for information of all concerned.

Copy also to: Nodal Officer, Social Media, Ministry of Coal.

No. 23014/3/2014-Part(II)  
Government of India  
Ministry of Coal

New Delhi, Dated 22<sup>nd</sup> December, 2014

**Agenda for the meeting of the Standing Linkage Committee (Long Term) for Power to be held on 23<sup>rd</sup> December, 2014**

A meeting of the Standing Linkage Committee (Long Term) for Power will be held on 23.12.2014 under the Chairmanship of Additional Secretary (Coal) to review the status of LoAs issued by Coal India Ltd and its subsidiaries and other related matters. The agenda of the meeting is as follows:

Agenda Item & No.	Brief Description of the Agenda Item
Agenda Item No. 1	Confirmation of Minutes of the SLC (LT) review meeting held on 22.09.2014
Agenda Item No. 2  CIL agenda – Reduction in quantity due to Decommissioned /closed/ derated units of pre-2009 TPPs	<p>CIL vide their letter dated 22.10.2014 has informed that a number of units of pre-2009 power plants, which were in existence during the signing of initial FSAs, have already been decommissioned/closed, a list of which is enclosed as <b>Annexure-I</b>. The allocation of coal for all the pre-2009 power plants was done by CEA and allocation was not based on the normative requirement.</p> <p>All these units were commissioned prior to April, 2009 and were covered under the FSA model where the Clause 2.2 stipulated that "This Agreement shall, unless terminated in accordance with the terms of Clause 16 of this agreement, remain in force for a period of twenty (20) years from the effective date except for the power plants having life lesser than twenty years where the tenure of the agreement shall be limited to the life of the power plant as given in Schedule-I"</p> <p>The matter regarding transfer of linkage of scrapping of old units by replacing them with new plants was deliberated in the SLC (LT) meeting held on 27.06.2014 wherein, on the recommendations of MOP that new plants will come up in a staggered way by the end of the 13th plan and may also spill over to the 14th plan, some guidelines were decided the Committee.</p>

	<p>CIL has stated that in view of the above and as per policy in vogue, it is requested that the issue may be deliberated in the next SLC (LT) Meeting for decision for proportionate/normative reduction in the quantity due to decommissioning/closure of such old units.</p> <p style="text-align: center;"><b>SLC (LT) to take a view in the matter.</b></p>
<p><b>Agenda Item No.3</b></p> <p><b>CIL agenda Modification of the recommendation of the Committee made in Agenda Item No. 3(ii) in the minutes of SLC (LT) Meeting for Power/Sponge/Cement Sectors held on 22.09.2014</b></p>	<p>CIL has stated that in the Agenda Item No. 3(ii) in the minutes of SLC (LT) Meeting for Power/Sponge/Cement Sectors held on 22.09.2014 the recommendation of the Committee is as follows:</p> <ol style="list-style-type: none"> <li>i. "Notice for cancellation issued due to non-achievement of COD may be kept in abeyance in all such cases.</li> <li>ii. CEA and CIL should formulate a common policy in the matter.</li> <li>iii. CEA should furnish a comprehensive list of TPPs with revised COD and there should be no slippage beyond that.</li> <li>iv. The issue of imposition of penalty due to non achievement of COD to be decided thereafter."</li> </ol> <p>In connection CIL has stated that, the issue of non-achievement of COD by the power projects was discussed in the of SLC (LT) meeting held on 14th February, 2012 under Item No. 3 (i), wherein it was decided that since the achievement of COD is the basis for starting of regular supply of coal, therefore, there is need to monitor the date of COD in all cases. It was also decided that CEA will indicate the project wise expected date of COD.</p> <p>The matter was again deliberated in the SLC (LT) Meeting held on 7th January, 2013 under Item 3 (i) wherein it was agreed that LOAs have to be cancelled in case COD is not achieved on time after following due process for cancellation and issue of notice. While recommending on this issue, the course of action recommended in SLC (LT) Meeting dated 14.02.2012 was reiterated and it was recommended by the Committee that imposition of penalty in case of non-achievement of COD may be kept in abeyance at this stage. However, action for initiation of cancellation of LOA would be initiated after following due process in case of non-achievement of COD.</p>

	<p>CIL has further stated that the modality of communicating COD/expected date of COD lies with CEA/MOP and the issue of non-achievement/delayed achievement of COD has always been decided by the SLC (LT) and CIL was directed to take action accordingly.</p> <p>In view of the above, CIL has further stated that they would not be in a position to formulate any policy along with CEA since it has no technical exposure on this issue and any decision in the matter may be taken by SLC (LT) on the advice of CEA/MOP.</p> <p>Hence, the recommendation made by SLC (LT) at point (ii) of the Agenda Item No. 3 (ii) of the minutes of SLC (LT) dated 22.09.2014 may be modified as "A policy decision in the matter may be framed by CEA in consultation with MOP for placing before the SLC (LT)".</p> <p style="text-align: center;"><b>SLC (LT) to take a view in the matter.</b></p>
<p><b>Agenda Item No.4</b></p> <p><b>PTPS, Panipat: Transfer of existing coal linkage of units 1 to 4 at PTPS, Panipat to the new supercritical unit to be set up at PTPS, Panipat</b></p>	<p>The policy regarding transfer of existing coal linkage in case of scrapping of old units by replacing them with new plants was placed before the SLC (LT) in its meeting held on 27.06.2014. Based on the recommendations of MoP that new plants will come up in a staggered way by the end of the 13<sup>th</sup> plan and may also spill over to the 14<sup>th</sup> plan, Committee decided with regard to scrapping of old plants as under:-</p> <p>(i)LoA/linkage granted to the old plant shall be automatically transferred to the new plant of nearest supercritical capacity.</p> <p>(ii)If the capacity of the new supercritical plant is higher than the old plant, additional coal may be accorded priority subject to the availability of coal on the best effort basis from CIL.</p> <p>(iii)At present 50% of capacity of new supercritical plant has to be retired( Illustration for setting up of a new supercritical plants of 1000 MW capacity, atleast 500 MW capacity of old plant has to be retired). Old plants can be clubbed together to achieve this minimum benchmark of 50% of proposed supercritical capacity.</p> <p>(iv)This policy shall be applicable to pre-NCDP plants in public sector only, which have already been granted long term linkage/LoAs.</p>

(v) Automatic transfer of LoA as explained above shall be permissible only when the new plant is set up within the State in which the old plant was located and the old plant is actually scrapped. This old plant shall continue to operate till the COD of new plant.

In view of the above, Ministry of Power was requested to furnish their comments so that further necessary action can be taken for formulation of policy in this regard.

In this connection, Chief Secretary, Govt. of Haryana and Chief Minister, Govt. of Haryana had requested regarding transfer of existing coal linkage of units 1 to 4 at PTPS, Panipat to the supercritical unit to be set up at PTPS, Panipat. MoP vide their OM dated 16.10.2014 forwarded a letter dated 26.8.2014 of HPGCL indicating that the subject matter of setting up of supercritical unit 9 (660/800 MW) at PTPS, Panipat and transfer of existing coal linkage has been examined in consultation with CEA.

MoP further stated that recommendations/decisions of SLC (LT) meeting dated 27.6.2014 are fulfilled in the proposal of HPGCL for transfer of existing coal linkage for old units (units 1 to 4, 4x110 MW i.e. 440 MW, PTPS, Panipat and 3 units of 55 MW at FTPS, Faridabad) to proposed new supercritical unit 9 (660/800 MW) at PTPS, Panipat. Capacity of old units to be phased out is more than 50% of the proposed supercritical unit.

In view of the above, MoP requested to consider the following:-

- (i) Allowing for transfer of coal linkage of 9 lakh TPS (0.9 MTPA) from 3 phased out units of 55 MW at FTPS Faridabad (already phased out during 2010-11) to the new supercritical unit 9 (660/800 MW) at PTPS Panipat.
- (ii) Allowing transfer of coal linkage of 21.35 lakh TPS (2.135 MTPA) from old units 1 to 4, 4x110 i.e. 440 MW, PTPS Panipat to new supercritical unit 9(660/800 MW) PTPS Panipat so that activities such as environment clearance etc pertaining to new supercritical unit can be initiated. Coal linkage for 8 units (1360 MW) of PTPS as per FSA is 6.6 MTPA. As per HPGCL, proportionate linkage of 4 old units works out to be 21.35 lakh TPA.

	<p>The above proposal was examined on the file and it was decided that the matter may be placed before the SLC(LT) for consideration.</p> <p><b>SLC (LT) to take a view in the matter.</b></p>
<p><b>Agenda Item No.5</b></p> <p><b>Change in the name of the company from M/s. Genus Paper Products Limited to Genus Paper &amp; Boards Limited</b></p>	<p>A request was received from M/s. Genus Paper &amp; Boards Limited (A Kailash Group Company) for change in the name of the company from M/s. Genus Paper Products Limited (Transferor Company) to Genus Paper &amp; Boards Limited (Resulting Company) as a result of scheme of arrangement consequent upon the Hon'ble High Court, Allahabad Order dated 12.11.2013. As per this scheme, Genus Paper Products Ltd has merged with Genus Power Infrastructure Ltd and the non-power division of merged company has de-merged into Genus Paper and Board Ltd.</p> <p>The applicant has informed that in view of the aforesaid order existing company M/s. Genus Paper Products Limited (GPPL) ceases to exist from 30.11.2013 and its business activities with all assets, liabilities, quotas, entitlements, coal linkage or rights henceforth will be carried out by resultant company named as Genus Paper &amp; Boards Limited (GPBL). Applicant has also informed that there is no change in place of work, location, assets, Plant &amp; Machinery or any other business activities in the newly formed company. Applicant further informed that the project and its location and the conditions for which long term linkage/LoA was granted has not been changed.</p> <p><b>Comments of NEC</b></p> <ol style="list-style-type: none"> <li>1. NEC has informed that M/s. Kailash Papers was granted 10400 tonnes of Grade A coal for 6 MW CPP for the month of June 2004 by rail mode on adhoc basis. The coal quantity was regularized in the SLC (LT) meeting held on 27.10.2004 to the tune of 33133 tonnes per annum of Grade A coal from NEC. Subsequently in 2005 name of the M/s Kailash Papers was changed to M/s. Kailash Paper Products Limited. The name of the company was again change with the approval of MOC in 2007 from M/s. Kailash Paper Products Ltd. to M/s. Genus Paper Products Ltd.</li> <li>2. In year 2006 Coal Supply Agreement (CSA) was concluded between M/s. Kailash Paper Products Ltd. and NEC for 21000 tonnes for a period of 5 years.</li> </ol>

	<ol style="list-style-type: none"> <li>3. In year 2008 as per the minutes of SLC (LT) on CPPs held on 06.11.2007 wherein for issue of LoA by CIL for 6 MW CPP of Genus Paper Products Ltd. on normative basis was recommended as per NCDP. Accordingly authorization to issue LoA to the approved CPP Units in term of the provisions of NCDP wherein 21000 tonnes of grade A coal was recommended in favour of Genus Paper Products Ltd. for their 6 MW CPP from NEC.</li> <li>4. On 07.07.2008 LoA was issued to the unit. Based on the physical inspection report and submission of the required documents by the units, FSA was concluded between NEC and the unit for 21000 tonnes for a period of 5 years (till 31.12.2013) as per the provisions of NCDP 2007.</li> <li>5. NEC has further informed that coal supplies to M/s. Genus Paper Products Ltd. Under the existing FSA has been stopped w.e.f. 26.12.2013 on receipt of the letter from the unit regarding change of name of the company from Genus Paper Products Ltd. to Genus Paper &amp; Boards Ltd.</li> <li>6. The existing FSA for the first unit of Genus Paper Products Ltd. expired on 30.09.2013 and the FSA for second unit expired on 31.12.2013. Further FSAs are to be concluded only after verification of annual documents for the year 2012-13 and after due approval of change of name from Genus Paper Products Ltd. to Genus Paper &amp; Boards Ltd. by MOC/CIL.</li> <li>7. No complaints have been received against the said unit.</li> <li>8. Apart from the above NEC has also mentioned the following concerns :- <ol style="list-style-type: none"> <li>i. The unit had suppressed the fact that M/s. Genus Paper Products Ltd. had ceased to exist w.e.f. 30.11.2013 which was conveyed at a later date to NEC vide letter dated 25.12.2013. As NEC was not aware of change of name, 2 rakes were dispatched (on 30.11.2013 &amp; 14.12.2013) under the existing FSA in favour of Genus Paper Products Ltd. though the company had ceased to exist w.e.f. 30.11.2013.</li> <li>ii. Till date, the unit has failed to respond / reply to NECs query.</li> <li>iii. As per the order of the Hon'ble High Court at Allahabad, Genus Paper Product Limited has merged with Genus Power Infrastructure Limited and the non-power division of the merged company has de-merged into Genus Paper and Board Limited. Hence clarification may be obtained as to how the CPP linkage has been transferred to Genus Paper and Board Limited which is the non-power division of the new company. The unit has also not submitted any paper from Registrar of Companies for this merger and change of name.</li> </ol> </li> </ol>
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iv. Representation has been made by the unit for change of coal allocation from NEC to CCL which was one of the agenda matter in 22<sup>nd</sup> meeting COAL meeting on 13.01.2013 wherein MOC vide letter no. 23021/191/2008-CPD (pt) dated 17<sup>th</sup> September, 2013 had requested CIL to take necessary action for change of source of supply from NEC to CIL in respect of two CPPs of 6 MW each of Genus Paper Products Ltd. This fact was also suppressed by the unit from NEC for reasons unknown.

In view of the details submitted by the applicant company and subsequent comments received from concerned coal company, the matter was examined. Keeping in view certain observations, applicant company was requested to submit the certified copies of detailed balance sheet showing the assets and liabilities of GPPL and GPIL on 31.03.2013, GPIL and GPBL on 31.03.2014 and immediately after demerger, for clarification in respect of the following:-

The assets and liabilities of M/s. GPPL and M/s. GPIL as on 31.03.2013, and M/s. GPIL and M/s. GPBL immediately after demerger (or as on 31.03.2014), shall conclusively prove whether the CPP has been passed on to M/s. GPBL or otherwise.

In view of the above, applicant company i.e. M/s. GPBL furnished the certified copies of balance sheets showing the assets and liabilities of GPPL as on 31.03.2013, GPIL as on 31.03.2013, 31.03.2014 and GPBL as on 31.03.2014. A comparative statement of the tangible assets and plant and machineries of GPPL, GPIL and GPBL has been summarized in the following table:-

	31.03.2013	31.03.2014
GPPL (old) Tangible Assets/P & M	126.47/ 100.43	
GPIL Tangible Assets/P & M	Before Merger 96.16/33.06	After Merger 97.36/31.89
GPBL (New) Tangible Assets/P & M		174.36/108.49

On perusing the balance sheets GPPL, GPIL & GPBL, it was seen that there is no specific mention about the CPP in the balance sheets. However, there appears no significant increase in the Tangible Assets and Plant & Equipment component of GPIL before and after GPPL was merged subsequent demerger of GBPL from GPIL. Moreover, the P&M component is on decreasing side. It was further observed from the balance sheet of GPIL that in the Plant &



Equipment component, the addition on merger and deletion of merger has the same figure i.e. 95.08 crore. It appears that the component which was added on merger of GPPL in GPIL has been forwarded to GBPL on demerger.

It appears that only 'rest of the business' which was added due to the merger with GPPL was transferred as non-power component to GPBL. In the light of these facts, it appears that on merger of GPPL and GPIL on 31.03.2013, and formation of GPIL and GPBL immediately after demerger, the CPP has been passed on to GPBL.

The above request of the applicant was examined on the file in detail and it was decided that the matter may be placed before the next SLC (LT) meeting. Ministry of Power may also be requested to furnish their comments in the matter.

It is also pertinent to mention here that with a view to settle the issues of name change, the SLC (LT) in its review meeting held on 18.04.2011 decided as under:-

*"In future all the requests from linkage/LoA holders for change in the name of the company, duly certified by RoC/Assistant RoC without involving any change in management/shareholding pattern would be examined by the concerned coal company and decide them suitable. However, the requests for change in name of the company as a result of other reasons(s) like change in management/shareholding pattern, amalgamation, demerger, court order etc. shall continue to be processed in the Ministry of Coal as per extant procedure".*

With the above submission, the proposal is submitted to the SLC (LT) for taking a view as to whether the request of the applicant for change in the name of the company/ transfer of LoA from M/s. Genus Paper Products Limited (Transferor Company) to Genus Paper & Boards Limited (Resulting Company) as a result of scheme of arrangement consequent upon the Hon'ble High Court, Allahabad Order dated 12.11.2013, may be accepted, subject to the following conditions:-

- (i) That the project(s) for which long term coal linkage/"Letter of Assurance"(LoA) has been given remains unaltered and its location is not changed and
- (ii) The conditions under which long term coal linkage/ Letter of Assurance (LoA) was given, will

	<p>remain unaltered.</p> <p><b>SLC (LT) to take a view in the matter.</b></p>
<p><b>Agenda Item No.6</b></p> <p><b>M/s. Patel Energy Ltd</b></p> <p><b>Request of change of location of the Power Plants.</b></p>	<p>M/s. Patel Energy Ltd requested for grant of long term coal linkage in respect of their proposed 2x600 MW IPP at Bhavnagar, Gujarat. The proposal was placed before the meeting of the SLC(LT) for Power held on 29.01.2010 and having regard to recommendation of CEA/MoP, the committee authorized issuance of LoA by CIL for the capacity of 1x500 MW subject to the special milestones approved in November, 2008 meeting and also conditions applicable in respect of projects recommended in that meeting. The remaining capacity was dropped and the developer was to apply afresh on achieving certain level of preparedness in future in accordance with the extant procedure in this regard.</p> <p>M/s. Patel Energy Ltd also submitted a request for change in the location of the power plant within the State from Bhavnagar District to Pipavav area in Amreli District due to technical reasons. Ministry of Power also recommended the same.</p> <p>The request of M/s. Patel Energy Ltd was examined on the file and it was noted that one of the conditions for change in location is that all the LoA milestones are to be achieved within the LoA validity period. M/s. Patel Energy Ltd was yet to achieve the milestones of environment clearance and placement of orders for BTG which was not likely to be achieved within the validity of LoA. They would not hence be fulfilling one of the conditions for change of location.</p> <p>The request of the applicant for change in the location of the power plant was examined on the file and the applicant vide letter dated 30.07.2012 was informed that one of the conditions to be fulfilled before examining the request for change of location was that the LoA holder should be able to achieve the milestones within the validity period of LoA. Considering the facts of this case, the circumstances leading to non-achievement of some of the milestones did not fall within the ambit of "force majeure" as per the LoA conditions. Since the condition of achievement of milestones within the validity of LoA could not have been met, the competent authority decided that it was not possible to agree to their request for change of location from Bhavnagar, Gujarat to Pipavav area, Lunsapur &amp; Lothpur villages of Jafraabad Talukin Amreli District, Gujarat.</p>

	<p>M/s. Patel Energy Ltd filed a Writ Petition in Delhi High Court against MoC letter dated 30.07.2012 for its quashing, quashing action of SECL regarding invocation of BG, to grant request for change of location of power plant, and for extension of LoA by 15 months.</p> <p><b>The matter is Sub-Judice.</b></p> <p><b>SLC (LT) to take a view in the matter.</b></p>
<p><b>Agenda Item No.7</b></p> <p><b>M/s. PEL Power Ltd</b> <b>Nagapattinam,</b> <b>Tamil Nadu</b></p> <p><b>Extension of validity the LoA upto 26.08.2015</b></p>	<p>M/s. PEL Power Ltd requested for grant of long term coal linkage in respect of their proposed 2x660 MW IPP at Nagapattinam, Tamil Nadu. The proposal was considered by the SLC(LT) in its meeting held on 29.1.2010. During the course of the meeting CEA/MoP informed that the capacity has been revised as 2x500 MW. Based on the recommendation of CEA/MoP, the committee authorized issuance of LoA by CIL for the capacity of 1x500 MW. The remaining capacity was dropped and the developer was to apply afresh for 2nd unit.</p> <p>In view of the above decision of the SLC(LT) for Power, the applicant submitted an application for grant of LoA for balance 550 MW indicating that they are now proposing 3x350 MW (1050 MW) capacity configuration. Later on the applicant requested for reduction in the capacity of the 1st unit from 500 MW to 350 MW and submitted revised data sheet for 3x350 MW.</p> <p>As per the decision of the SLC(LT) held on 18.4.2011, reduction/enhancement in capacity, where LoA has been issued, was to be considered by CIL. Accordingly request of applicant for reduction in the capacity from 1x500 MW to 1x350 MW was forwarded to CIL/MCL and for remaining capacity of 2x350 MW comments of MoP were called for. The MoP informed that they have no objection to the reconfiguration of unit size from 2x500 MW to 3x350 MW of M/s. PEL Power Limited at Nagapattinam, Tamil Nadu. Accordingly the same was forwarded to MCL for necessary action, as per norms.</p> <p>The applicant company requested for extension of validity period of LoA for one year from 27.8.2012 to 26.8.2013. MOC vide letter dated 27.08.2012 advised CIL not to take any coercive action.</p>

	<p>The proposal for extension of validity of LoA was considered by the SLC (LT) in its meetings held on 07.01.2013, 31.05.2013 and 20.12.2013. SLC (LT) dated 31.05.2013 resolved that since EC is for imported coal, the present LoA cannot be processed further. In the meeting dated 20.12.2013 the committee noted that EC was awaited and a few other milestones also remained to be achieved. It was to be reviewed, once intimation about achieving of all these milestones is received.</p> <p>In response to the minutes of the SLC (LT) dated 20.12.2013 M/s. PEL Power Ltd vide their letters dated 16.6.2014 and 30.06.2014 informed that they have achieved all the milestones of the LOA except start of construction which could not be taken up for want of a mandatory clearance viz. consent for Establishment (CFE) from Tamil Nadu Pollution Control Board (TNPCB). The latest position in this regard is that TNPCB informed that their proposal for CFE has been forwarded to the Environment and Forest Department, Govt of TN for consideration.. DFE is a mandatory requirement for start of construction and since all the statutory clearances including full extent of land are in place they would be able to start power plant construction no sooner the DFE is received. However, they are continuing their efforts at the highest level with the Govt of TN to obtain the CFE and considering the positive developments at GOTN level. As regards amendment to EC for use of blended coal in the proportion of 70% domestic and 30% imported coal, they have already applied to MOEF and it is under consideration of the Expert Appraisal Committee (EAC) of the MOEF.</p> <p>In view of the above, the applicant company has requested for grant of extension of validity of the LoA upto 26.08.2015. considering the force majeure situation of non-receipt of CFE from TNPCB.</p> <p><b>SLC (LT) to take a view in the matter.</b></p>
<p><b>Agenda Item No.8</b> <b>Dinabandhu Steel &amp; Power Limited.</b></p>	<p>Request for change of the name of the company from Dinabandhu Steel &amp; Power Limited to Yazdani Steel &amp; Power Limited was received in the Ministry.</p> <p>The applicant company has stated that in the absence of the requisite approval from the Ministry of Coal, they are not in a position to avail of their quota of linkage coal for operating their plant and have so far dependent on coal procurement through e-auction and private traders. This</p>

<p><b>Early disposal of their case for approval of name change.</b></p>	<p>has made operation of their unit very unviable as well as irregular causing heavy losses to the unit as well as jeopardizing the livelihood of their workman and other staff.</p> <p>E-Auction of coal at MCL has been stopped up to March,2015, which means that their unit would go without supply of coal and its operation have to be stopped.</p> <p>Therefore, the applicant company has requested to arrange for early disposal of their case so that the requisite approval is available to them and they are in a position to re avail the linkage coal quota from MCL.</p> <p>The company has requested that in the meantime they may be allowed to avail linkage of coal supply from MCL as per their existing FSA with them, which would ensure continuing of operation of the unit.</p> <p>The case of name change was taken up in the SLC (LT) meeting held on 21.02.2014. It was intimated by representative of MCL that there is change in ownership also. The committee decided that 'MCL will give a detailed report in the matter within a month which shall be examined'. The same is awaited.</p> <p><b>SLC (LT) to take a view in the matter.</b></p>
<p><b>Agenda Item No.9</b></p> <p><b>M/s. Sree Rayalaseema Alkalies and Allied Chemicals Ltd.</b></p> <p><b>36 MW CPP at Gondiparla,</b></p>	<p>M/s. Sree Rayalaseema Alkalies and Allied Chemicals Ltd submitted a request for grant of coal linkage in respect of their 36 MW CPP situated at Gondiparla, Kurnool, AP. SLC(LT) in its meeting held on 6.11.2007 recommended issue of LoA by SCCL for 36 MW CPP on normative basis as per provisions of NCDP.</p> <p>The applicant company has requested for granting extension of time for commissioning of their 36 MW CPP till 31.03.2015, explaining the reasons for the delay for commissioning of the Boiler. The applicant company has also stated that they have submitted the details of the status of the milestones achieved to the SCCL along with the reasons for delay in commissioning of the Boiler of 36 MW CPP.</p> <p>In this connection it is submitted that the proposal for extension of time for non-achievement of</p>

<p><b>Kurnool, AP</b></p>	<p>milestones regarding commissioning of the plant in time due to mechanical problems was also placed before the SLC (LT) in its meeting held on 21.02.2014. The committee had recommended for the extension in time upto September, 2014.</p> <p style="text-align: center;"><b>SLC (LT) to take a view in the matter.</b></p>
<p><b>Agenda Item No.10</b></p> <p><b>M/s. Bhubaneswar Power Private Ltd</b></p> <p><b>(BPPL)- 2x67.5 MW ( 135 MW)- Request for restoration for FSA</b></p>	<p>M/s. Bhubaneswar Power Private Ltd has stated that BPPL is a joint venture of Jasper Industries Pvt Ltd, Tata Steel and Tata Steel Alloys (a 100% subsidiary of Tata Steel Ltd). They have LoA for 2x67.5 MW CPP. They have signed the FSA on 10.12.2010 adhering to the Supreme Court guidelines they could not take up the construction work till end of August 2012 till they received the clearance from National Board of Wildlife, MOEF, New Delhi. The work was taken up only after the receipt of the wildlife clearance from the National board of Wildlife. In case, if they had started the project immediately on signing the FSA without waiting for the wildlife clearance from NBWL, they could have completed the project as per the guidelines provided in the FSA.</p> <p>The applicant company has also furnished the following reasons for the delay in receiving the approvals from the State and Central Governments and the construction of the project:-</p> <ul style="list-style-type: none"> <li>i. Cyclone Phailin in October 2013</li> <li>ii. Floods in August 2014</li> </ul> <p>The applicant company has requested that BPPL should not be penalized for diligently adhering to Government regulations and MCL may be advised not to taken any coercive action in the matter relating to FSA</p> <p style="text-align: center;"><b>SLC (LT) to take a view in the matter.</b></p>

<p><b>Agenda Item No.11</b></p> <p><b>M/s. Maa Mahamaya Industries Ltd</b> <b>20 MW CPP</b></p>	<p>It is stated that SLC (LT) in its meeting held on 11.05.2006 granted long term linkage to M/s. Maa Mahamaya Industries Ltd., later changed to M/s. Maa Mahamaya Industries Ltd. in 2008.</p> <p>M/s. Maa Mahamaya Industries Ltd has stated that due to several agitations by both Pro-Telengana &amp; anti-Telengene groups for several month for the separation of the State, they could not collect the coal from Mananadi Coalfield Limited as ordered. Road transport had also taken a back seat as vehicles were not operating due to agitation, under such condition they could not run their steel plant in full strength due to which they had to finally close the plant.</p> <p>The applicant company has further stated that an integrated steel power plant which was shut down due to the agitations, for starting of the unit once again requires a complete overhaul of the units &amp; the process of overhauling was started only after the state was bifurcated in the month of February, 2014 for which they need coal. They are in perfect position to collect the coal and start their unit. As they could not collect coal on the desired date due to the agitation MCL stopped coal supply to them. According to FSA terms and conditions it only says that in case of non-lifting of coal agreement may be cancelled, but MCL has taken the stand that the agreement must necessarily be cancelled.</p> <p>Further the applicant company has stated that because this was an unavoidable situation which had made many innocent employees unemployed and made their plant suffer an irreparable loss, they have requested to put their proposal in meeting of SLC (LT).</p> <p><b>SLC (LT) to take a view in the matter.</b></p>
<p><b>Agenda Item No.12</b></p> <p><b>M/s. Bharat Aluminium Company Ltd</b></p>	<p>M/s. BALCO vide their e-mail dated 18.09.2014 has stated that Balco was allocated Durgapur II Tarimar coal block in November, 2007 for its operative CPP's. Normative date of production from this block was fixed as 6.05.2011 considering only open cast mining. The normative date was revised to 6.5.2012 by MoC vide letter no. 13016/39/2008- CA-I dated 09.12.2011, as the block involved simultaneous operations of underground mining. Meanwhile, CIL</p>

<b>(BALCO) CPP</b>	tapered quantity of coal by 25% w.e.f. 07.05.2011. Normal linkage quantity was restored only w.e.f. 26.01.2012. In this way Balco was supplied 25% less quantity for the period 7.5.2011 to 26.01.2012 Balco requested that the issue of supply of 789456 mt coal to Balco by SECL be considered by SLC (LT) in its forthcoming meeting.  <b>SLC (LT) to take a view in the matter.</b>
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## Annexure I {Agenda Item 2}

Details of Pre-2009 TPP units indicated to be derated/closed as per information received at CIL (Provisional)								
Sl. No.	TPP name	Capacity (MW)	Capacity Configuration of the plant	FSA quantity (MT)	Coal Company	Decommissioned capacity (MW)	Configuration of decommissioned capacity	Remaining capacity (MW)
1	HARDUAGANJ	225	1X55 + 1X60 + 1X105	0.553	BCCL	60	1X60	165
				0.347	CCL			
				0.900	CIL TOTAL			
2	OBRA	1372	1X40 + 1X50 + 3X94 + 5X200	5.000	NCL	94	1X94	1278
3	SARNI/SATPURA	1142.5	5X62.5 + 1X200 + 3X210 + 2X250	6.600	WCL	250	4X62.5	892.5
4	BHUSWAL	475	1X55 + 1X60 + 1X105	2.800	WCL	55	1X55	420
	Koradih	1040	4X105 + 1X200 + 2X210	3.105	SECL	420	4X105	620
				0.615	WCL			
				1.580	MCL			
				5.300	CIL			
5	NASIK	880	2X125 + 3X250	3.689	WCL	250	2X125	630
				1.011	SECL			
				4.700	CIL			

6	PARLI	920	2X20 + 3X210 + 1X250	2.500	WCL	40	2X20	880
7	PARAS	305	1X55 + 1X250	1.800	WCL	55	1X55	250
8	PATRATU	840	4X40 + 2X90 + 2X105 + 2X110	1.000	CCL	80	2X40	760
9	CHANDRAPURA	750	3X120 + 3X130	0.655	BCCL	360	3X120	390
				1.045	CCL			
				1.700	CIL			
10	DPL	701	2X30 + 3X77 + 1X110 + 1X300	0.300	ECL	291	2X30 + 3X77	410
				0.500	BCCL			
				1.400	MCL			
				2.200	CIL			
	<b>CIL TOTAL</b>	<b>8651</b>		<b>34.500</b>		<b>1955</b>		<b>6696</b>

No. 23014/3/2014-Part(II)  
Government of India  
Ministry of Coal

New Delhi, Dated 22<sup>nd</sup> December, 2014

**Agenda for the meeting of the Standing Linkage Committee (Long Term) for Cement to be held on 23<sup>rd</sup> December, 2014**

A meeting of the Standing Linkage Committee (Long Term) for Cement will be held on 23.12.2014 under the Chairmanship of Additional Secretary (Coal) to review the status of LoAs issued by Coal India Ltd and its subsidiaries and other related matters. The agenda of the meeting is as follows:

<b>Agenda Item &amp; No.</b>	<b>Brief Description of the Agenda item</b>
<b>Agenda Item No. 1</b>	<b>Confirmation of Minutes of the SLC (LT) review meeting held on 22.09.2014</b>
<b>Agenda Item No. 2</b> <b>M/s. UltraTech Cement Ltd., at Hirni Works, Vill. Hirni, Tehsil Simga, Dist. Balodabazar-Bhatpara, Chhattisgarh</b> <b>Extending the dead line for a period of 3 months</b>	<p>M/s. UltraTech Cement Ltd., at Hirni Works, Vill. Hirni, Tehsil Simga, Dist. Balodabazar-Bhatpara, Chhattisgarh, with regard to "Expansion of Integrated Cement Project"</p> <p>DIPP vide their OM dated 26.11.2014 has forwarded a letter of CMA enclosing there with a letter of UltraTech Cement Ltd dated 14.10.2014 addressed to SECL. In their letter M/s. UltraTech Cement Ltd has requested for providing extension in submission of required documents related to MOEF clearance with mentioning of clinker production. The applicant company has stated that their application for EC is under active consideration and being processed at different levels in concerned department.</p> <p>In this connection, an Expanded committee consisting of representatives of MoC/SECL was constituted to look after the proposals of 20 cement plants where no FSA were signed due to non-achievement of milestones.</p> <p>The Expanded Committee submitted its report to SLC (LT) in its meeting held on 27.06.2014. The Committee noted that the report of the Expanded Committee had been finalized</p>

	<p>and submitted, which lays down the broad principles for resolving the issues. The papers/documents of each of the 20 companies would be examined by SECL in the light of these broad principles and decision on each individual case taken by SECL. However, in this course, wherever relaxation or extension of time was required for meeting procedural formalities and achievement of milestones, the same shall be given for the period till 31.10.2014.</p> <p>The applicant has stated that since the final issuance of EC solely depends on the processing of the matter by the Govt. department, which is beyond their control. Therefore the applicant company has requested to consider their request for extension for a period of 3 months.</p> <p style="text-align: center;"><b>SLC (LT) to take a view in the matter.</b></p>
<p><b>Agenda Item No.3</b></p> <p><b>Century Cement</b></p> <p><b>Extending the dead line of 31.10.2014 for compliance of milestones</b></p>	<p>The applicant company vide their e-mail dated 21.11.2014 enclosing there with a letter dated 15.10.2014 addressed to SECL has stated that in respect of LoA they have fulfilled all the milestones except only one milestone i.e. for including clinker capacity in the Environment Clearance (EC), since in the present EC, only cement word is mentioned. They have applied to MOEF for necessary amendment in EC. Their presentation was made on 30.7.2014 before Expert Appraisal Committee (Industry) of the MOEF. The said committee has accepted their submission and has recommended their case in the minutes of the committee for including their clinker capacity as 16.7 Lac TPS. They are requesting MOEF for immediate issue of amendment letter. Based on the minutes of EAC, they have also applied to Chhattisgarh Environment Conservation Board, Raipur for necessary amendment in EC by including clinker capacity on the basis of MOEF.</p> <p>In this connection, an Expanded committee consisting of representatives of MoC/SECL was constituted to look after the proposals of 20 cement plants where no FSA were signed due to non-achievement of milestones.</p> <p>The Expanded Committee submitted its report to SLC (LT) in its meeting held on 27.06.2014. The Committee noted that the report of the Expanded Committee had been finalized and submitted, which lays down the broad principles for resolving the issues. The papers/documents of each of the 20 companies would be examined by SECL in the light of these broad principles and decision on each individual case taken by SECL. However, in this course, wherever relaxation or extension of time was required for meeting procedural formalities and</p>

	<p>achievement of milestones, the same shall be given for the period till 31.10.2014.</p> <p>The applicant company has stated that despite their constant follow up with MOEF for amendment of clinker capacity in the EC they could not submit by 31.10.2014 and requested for extending the dead line of 31.10.2014 for compliance of milestones.</p> <p><b>SLC (LT) to take a view in the matter.</b></p>
<p><b>Agenda Item No.4</b></p> <p><b>Jaypee Sidhi Cement Plant</b></p> <p><b>Request for extension of time limit to respond to SECL</b></p>	<p>Request for extension of time limit to respond to M/s. SECL- case of long term coal linkage for Jaypee Sidhi Cement Plant, Sidhi.</p> <p>(i) The applicant company has stated that against their application for Coal to Jaypee Sidhi Cement Plant, MOC had approved a coal linkage of 2.55 lac Tons per annum for their green field plant of 2.0 Million Tons per Annum Cement capacity and 1.5 Million Tons per annum of Clinker capacity.</p> <p>(ii) Meanwhile, MoEF letter dated 09.08.2007 had given the Environmental Clearance for their Jaypee Sidhi Cement Plant, Dist. Sidhi (MP) for 2.0 Million Tons Per Annum Cement and 1.5 Million Tons per annum Clinker Plant. In this letter, use of 50,000 MTs per annum of Indigenous coal for both their Cement and Captive Power Plant (CPP) has been mentioned with supplies from Central Coalfields Limited (CCL). This was inspite of the fact that as per EIA report Table T2.7 submitted along with their application to MoEF clearly mentions the use of 230,000 MTs of coal for their Cement Plant.</p> <p>(iii) The applicant company has stated that they have complied with all the requirements of M/s. SECL to convert this coal linkage to Fuel Supply Agreement (FSA). However, M/s. SECL has asked for the amendment to MoEF letter as referred at Para (ii) above.</p> <p>(iv) Further, M/s. South Eastern Coalfields Ltd. (SECL) has now advised that unless requisite amendments from the MoEF to their above letter are obtained, [as desired by Standing Linkage Committee (SLC) Long Term (LT) meeting held on 27th June 2014] and submitted to SECL on or before 30th October 2014, their case for Long Term Linkage will not be</p>

	<p>pursued by them.</p> <p>In this connection, an Expanded committee consisting of representatives of MoC/SECL was constituted to look after the proposals of 20 cement plants where no FSA were signed due to non-achievement of milestones.</p> <p>The Expanded Committee submitted its report to SLC (LT) in its meeting held on 27.06.2014. The Committee noted that the report of the Expanded Committee had been finalized and submitted, which lays down the broad principles for resolving the issues. The papers/documents of each of the 20 companies would be examined by SECL in the light of these broad principles and decision on each individual case taken by SECL. However, in this course, wherever relaxation or extension of time was required for meeting procedural formalities and achievement of milestones, the same shall be given for the period till 31.10.2014.</p> <p>The applicant company has requested that they may be given 3 months extension i.e. upto 31st January 2015 to seek suitable amendment from MoEF in their above referred letter with a suitable advise to M/s. SECL, Bilaspur.</p> <p><b>SLC (LT) to take a view in the matter.</b></p>
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