

**GOVERNMENT OF MEGHALAYA
MINING AND GEOLOGY DEPARTMENT**

Dated Shillong the 24th August, 2020

Revised comprehensive Plan for handing over of extracted coal to Coal India Limited for auction prepared jointly by the Mining and Geology Department in Government of Meghalaya and Coal India Limited.

The Hon'ble Supreme Court vide judgment and order dated 3rd July 2019 in Civil Appeal No.10720 of 2018 has held that the Government of Meghalaya shall be the receiver-cum-custodian of all the extracted coal lying at different places in the State of Meghalaya.

The Hon'ble Supreme Court has directed in the aforesaid judgment that the entire extracted coal lying at various places shall be handed over by the State of Meghalaya to the Coal India Limited for the purpose of disposal/auction as per the usual rules of Coal India Limited and as per the mode and manner to be formulated by the NGT appointed Committee.

The Hon'ble Supreme Court has further directed in the aforesaid judgment that Department of Mining and Geology of the State Government along with the officials of the Coal India Limited may deliberate with NGT appointed Committee to finalize a comprehensive plan for transportation and handing over of the coal to Coal India Limited for disposal/auction as per rules of Coal India Limited and further held that disposal/auction by Coal India Limited shall be beneficial to both the owners of mines as well as to the State of Meghalaya.

With an intent to protect the interests of all concerned in mind and with a view to minimize environmental damage and to ensure transparent, effective and seamless handing over and transportation of the entire extracted coal amounting to 32,56,715 MT already identified and lying in East Jaintia Hills, West Khasi Hills, South-West Khasi Hills and South Garo Hills, a Comprehensive Plan was prepared jointly by the Government of Meghalaya and Coal India Ltd. and was approved on 12th March 2020 by the NGT Committee, Meghalaya under chairmanship of the Hon'ble Justice Mr. BD Agarwal, former Judge of the Gauhati High Court.

In compliance of order of Hon'ble National Green Tribunal dated 27.07.2020 in O.A. No. 110(THC)/2012 and to incorporate additional provisions as decided by

the CIL and State Government during the subsequent meetings held after approval of the comprehensive plan, the following Revised comprehensive plan has been prepared in consultation with NGT Committee, Meghalaya.

1. **Identification and Notification of Designated Depots:**

- a. The Mining and Geology Department with the help of Deputy Commissioners concerned shall identify and notify sites for establishing designated depots. Number of depots in each district shall be determined based on quantity of assessed coal.
- b. The land owner of the designated depot shall undertake to install all necessary infrastructures at his cost and submit the bills in respect of the same to the State Government for payment which may include rental for the premises, at a later date. In addition to that, he is allowed to charge Rs 20 (Twenty) per MT for weighment of each truck. Fifty percent of the weighment fee shall be deposited with the DMR as administrative cost. The weighbridge owner shall discharge the liability of GST, if any.
- c. The designated depots subject to the availability of land, fitness of terrain, and ease of accessibility, shall be established near the existing weighbridge and road network.
- d. Having regard to hilly and inaccessible terrain in the State of Meghalaya, on account of lack of availability of contiguous piece of land, each depot shall be identified to store as far as possible 50,000 MT of coal at any point of time.
- e. Movement of trucks to and from designated depot shall be restricted to day time between 7am to 4pm.

2. **Depot Infrastructure:**

- a. Each depot shall have Depot Number to be assigned by DMR.
- b. The State shall authorize an officer to act as in-charge of one depot or more than one depot and the authorized officer shall ensure that adequate measures have been taken to prevent release of Acid Mine Drainage (AMD) into rivers/streams by constructing garland drains and AMD neutralization chambers or such other measures as are necessary.
- c. The coal stacks/heaps at designated depots shall be covered with waterproof tarpaulin to protect from rain and to prevent generation of AMD.

- d. The DMR and Police Department shall depute officials and manpower to protect the depots till the time entire quantity of extracted coal is disposed of through auction. Necessary infrastructure shall be created in the depots such as office chamber, security barrack, computer and accessories, electricity, water supply, gate, fencing etc. to the extent possible.
- e. The designated depots shall adhere to all the guidelines issued by the Meghalaya State Pollution Control Board (MSPCB) annexed herewith as Annexure 1 and before commencement of the auction process depot operator shall obtain Consent to Establish and Consent to Operate from MSPCB. The same provision shall apply to secondary depots also, which may be set up by the prospective buyer.

3. Responsibility of transportation of Coal to Designated Depots:

- a. The State Government shall transport the coal stock from places of origin/storage to designated depots. Expenses of transportation shall be borne by the State Government, which shall be deductible from the price received of the coal.
- b. It shall be the responsibility of the State Government to ensure complete compliance of applicable statutory regulatory framework, and the provisions of the instant policy during transit.
- c. It shall be the sole and exclusive responsibility of the Coal stock owner to ensure that absolutely no fresh mining of coal is undertaken in the garb of transportation of coal from the place of origin and/or storage to designated depots or otherwise.
- d. The owners of coal stock shall submit an affidavit to abide by all the terms and conditions of the e-auction spelt out in the Comprehensive plan and scheme for sale of extracted coal in Meghalaya through Spot-e-Auction.

4. Mode and manner of issuance of 'Transit Pass' for Transportation of Coal to Designated Depots:

- a. The transport of extracted coal for auction under the instant policy shall only be permitted pursuant to issuance of temporary 'Transit Pass' by the Office of the Directorate of Mineral Resources, Government of Meghalaya (DMR).
- b. 'Transit Pass' to transport coal to designated depot shall be issued after verification of records by DMR and officials of District Administration.

- c. DMR officials and Deputy Commissioner concerned shall ensure that details of name of owner and place from where it is collected, quantity, depot number where the coal is being transported and other required details are mentioned in the Transit Pass so as to ensure that only assessed quantity is transported to designated depots for disposal and a separate record in this regard shall be maintained in the office of the Deputy Commissioner and DMR. The officials of Coal India Limited shall also be present at the depots to check the correctness of the procedure adopted therein.
- d. The 'Transit Pass' shall be valid only for transport of coal from pitheads to the notified Designated depots and it shall have a validity period of not more than 15 (Fifteen) days.
- e. Grant of permission to transport the coal to the designated depot shall be decided by the District Administration and DMR upon satisfactory production of all records.
- f. Office of the DMR shall issue press release mandating all coal owners to get the coal sample tested in NABL accredited laboratories. The copy of the test result shall be enclosed before making an application to transport coal from pithead to designated depot.

5. Form and Particulars of Transit Pass:

- a. The Transit Pass issued shall be different from Mineral Transport Challan (MTC) and mentioned as 'Transportation of coal within Meghalaya State' and each transit pass shall mention the place of origin/storage and route to the designated depot and the quantity permitted to be so transported.
- b. It shall be the duty of Deputy Commissioners, DMR and Police to ensure that the assessed coal is not transported to other places or outside the State.
- c. There shall be no transportation without permit in the form of 'Transit Passes.' Any transportation without issuance of 'Transit Pass' or contrary to the permission stated on the Transit Pass, shall be deemed to be an offence and may result in prosecution of the persons involved in such illegal and unauthorized transportation and seizure of such coal and the vehicles by the Government of Meghalaya. The said seized coal shall be dealt with by the State in accordance with Section 21 of the MMDR Act, 1957 as directed by the Hon'ble Supreme Court in paragraph 189 of the Judgment dated 03.07.2019 passed in Civil Appeal No 10720 of 2018.

6. Mode and manner of Transportation of coal by coal owners from pitheads to Designated Depots after issuance of 'Transit Pass':

- a. The issuance of temporary 'Transit Pass' shall be a mandatory pre-requisite for transport of all coal from pithead to designated depots. However, even after receipt of 'Transit Pass', it shall be mandatory for transportation to be carried out strictly in accordance with the instant policy and all applicable statutory and regulatory framework, including the provisions of the MMDR Act 1957, Environment Protection Act 1986, rules and guidelines issued thereunder from time to time.
- b. It shall be duty of the State Government to have the quantity of coal measured prior to its entry into the designated depots at nearby designated weighbridge and weighment slip shall be enclosed along with Transit pass. No coal shall be permitted to be dumped at designated depot without such a certificate of weighment.
- c. The DMR shall ensure the installation of CCTV cameras at the concerned weighbridges. Sufficient security shall also be deployed by the District Administration at the weighbridges to ensure strict compliance of the instant policy.
- d. The validity of the Transit Pass is only for 15 (Fifteen) days from the date of issuance and the transportation of coal from the pit heads to the depots shall be completed within 15 (Fifteen) days from the date of issue.

7. Verification process at Designated Depots:

- a. The DMR shall get installed CCTV cameras at entry gate of depots and each consignment entering and exiting the depot shall be video recorded and footage of such recording between the date of commencement of the process of dumping of coal for e-auction till conclusion of auction process shall be stored for one year by DMR.
- b. Coal received in the depot shall be stacked grad-wise. As far as practicable, coal belonging to same grade shall be put up for single auction in a particular depot. Lot will be prepared for each grade stacked in the Designated Depot. Each lot can have coal from more than one owner, but having same grade. The Director of Mineral Resources (DMR) will maintain register for names of coal owners and quantity from respective owner in each lot. A unique lot number shall be assigned to each lot.

- c. Receipt will be handed over to owners after receiving the coal in the depots indicating quantity of coal received in the depot. However, final payment to the owners shall be made on the basis of actual weighment which will be weighted at the designated depot of coal at the time of dispatch.
- d. A separate register shall be maintained for each stock and the quantity of coal in each lot and other required details shall be recorded in the register. Similarly, corresponding entries shall be made in respect of that lot at the time of loading of coal post auction. The register shall be signed jointly by officials of DMR and owner of stocks after verification of details.
- e. The decision of the officials of the Deputy Commissioner and DMR on matters pertaining to categorization of lots, weighment, quality and payment shall be final and that the coal owners or buyers shall have no claim against the State Government or Coal India Limited with regard to quality and quantity etc.

8. Auction process:

- a. Government of Meghalaya shall depute sufficient number of officials to plan, execute and monitor sale of coal through e-auction. CIL shall deploy manpower to the weighbridges attached to the Designated Depots and provide such other support for accounting the 32,56,715 MT of auctioned coal.
- b. Quantity of Coal to be considered for disposal through instant process of e-auction by CIL shall be limited to the lots, details of which have already been submitted before the Hon'ble Supreme Court and shall be limited to 32,56,715 MT. In this regard, the competent authorities shall give a certificate to the CIL that the coal offered for auction in a particular depot is part of **32,56,715 MT.**
- c. The Coal owner shall get their coal sample tested for Gross Calorific Value (GCV) from any NABL accredited laboratory. The information regarding requirement of having such certificate shall be made by the DMR.
- d. The certificate from an NABL accredited laboratory shall be submitted by each owner seller to the Government of Meghalaya to be forwarded to the CIL/MSTC Ltd in respect of each lot which shall be displayed against each lot to be put up for auction. A copy of the NABL test report shall be made available to the bidder upon request. Thereafter, any dispute in respect of the quality of coal in that lot will be *inter set* the seller and bidder and Government of

Meghalaya/CIL/MSTC shall neither entertain any claim in this regard nor owe any responsibility to either the seller or the bidder.

It shall be open to the prospective bidder to physically visit and verify the quality of coal in a particular lot to satisfy himself/itself before making the bid and no claim will be entertained by the Government of Meghalaya/CIL/MSTC in this regard nor will they have any responsibility for quality of the coal in a particular lot. The prospective bidder shall be at liberty to take two random samples per lot up to a maximum of 2kgs per sample to get the sample tested in any laboratory of his choice.

- e. 'Notice for e-auction' shall be issued only after completion of stacking of coal for auction in a particular yard in a designated depot.
- f. Reserve Price shall be the sum of pithead price notified under CIL's Price Notification No.CIL:M&S:GM(F)/Pricing 2018/07 dated 8.1.2018 and the add-on notified for NEC, vide CIL's Price Notification No.CIL:M&S:Pricing 2018/327 dated 26.9.2018. The copies of the said notifications are annexed herewith as Annexure 2 and Annexure 3 for ready reference.
- g. The prospective bidders are required to submit an EMD of Rs.200 per MT of the quantity of coal they intend to purchase.
- h. Coal India Ltd. and Government of Meghalaya shall formulate terms and conditions of e-auction in consultation with MSTC Ltd. The auction period shall be 14 (Fourteen) days from the date of issue of auction notice in the website of MSTC Ltd and Mining and Geology Department respectively. Bidders shall be allowed to inspect lots before participating in e-auction process.
- i. While any citizen of India is eligible to participate in the competitive bidding of coal put up for auction, however, only such individuals who belong to the notified Schedules Tribes of Meghalaya or those non-tribals who possess a trading license issued by Autonomous District Councils of Meghalaya and a valid GSTN Registration will be entitled to sell the coal procured through the aforementioned auction within the State of Meghalaya to any prospective buyer who is a resident of Meghalaya state.

Before participation in the e-Auction, a prospective Bidder shall be required to get itself/ himself registered with the service provider, MSTC Limited by online submission of application in the prescribed format available on the website of the Service Provider along with documents as prescribed in the auction notice.

- j. The successful bidder shall transfer the total bid amount to separate bank account opened, maintained and notified by the MSTC for the instant auction

process before lifting the auctioned coal. The successful bidder shall, in addition to the bid amount, shall also deposit Royalty at the rate notified by the State Government, contribution to Meghalaya Environment Protection and Restoration Fund (MEPRF), Cess under Meghalaya Minerals Cess Act, 1988, GST and GST Compensation Cess at the following rates:-

- i. Royalty- Rs. 675 per MT;*
- ii. MEPRF- Rs. 485 per MT;*
- iii. Cess- Rs. 300 per MT;*
- iv. GST- 5% of the bid value, royalty, MEPRF and Cess;*
- v. GST Compensation Cess @ Rs. 400 per MT and*
- vi. 1 % TCS on the above charges under Income Tax Act.*

The successful bidder shall remit the entire payment as aforesaid after adjusting the EMD within 10 (Ten) days from the date of completion of auction proceedings failing which the bid shall automatically stand cancelled and his/their EMD forfeited. The amount of EMD(s) so forfeited shall be transferred to the Government of Meghalaya after deducting 10% of the same, which 10% shall be transferred to CIL as facilitation fee. The lot for which the bid is cancelled shall be auctioned afresh.

- k. The EMD of the unsuccessful bidders shall be refunded by MSTC only against the online refund request raised by the bidder and the processing of online refund will be completed within 3 (three) working days.
- l. The cost of transportation of coal after conclusion of bidding process and auction shall be that of the successful bidder from the designated depot.
- m. The cost of loading of coal in trucks/vehicles of the auction purchaser at the designated depot, including labor and instrumentation, shall be that of the buyer.
- n. The employment of the labor shall be compliant with the applicable Labor laws, with particular reference to the following: -
 - i. No child labor under age of 18 (Eighteen) years shall be employed either by any employer or any contractor engaged by the employer in terms of Section 45 of the Mines Act, 1952.
 - ii. Health and safety norms as laid down in Chapter V and VI of Mines Act, 1952, shall be complied particularly by providing helmets, masks, hand gloves, safety shoes and raincoat to laborer.
 - iii. Appropriate compensation shall be paid in the event of accidental injury or death as provided under Employees Compensation Act, 1923.

- iv. Wages to the laborer shall not be less than the prescribed minimum Wage rate applicable in the State.
- v. Inter-State migrant workman shall register with the concerned Deputy Commissioner or the Commissioner of Labor who are registering officers under the Inter-State Migrant Workman Act, 1979.

9. Payments and maintenance of accounts:

- a. The successful bidder shall transfer all the dues to an account opened for this purpose by the MSTC. The MSTC shall transfer 10% of the bid value to CIL and the remaining sum to the Government of Meghalaya within 3 (Three) days of receipt of amount. The interest accrued on such amount shall be transferred by MSTC to the Government of Meghalaya along with the collected amount.
- b. A joint bank account shall be opened in the name of 'Proceeds of Auctioned Coal, Meghalaya' to be operated jointly by the Director of Mineral Resources, Meghalaya and Joint Secretary to Government of Meghalaya, Mining and Geology Department as a Saving Bank Account which shall be opened only in the scheduled/nationalized bank.
- c. The Government of Meghalaya, after deducting Royalty, MEPRF, expenses of transportation of coal from pithead to depot, Cess, GST, GST Compensation Cess and 1% TCS under IT Act shall transfer the remaining amount to the account of actual owner of the coal stock after completion of dispatch of coal by the buyer which shall not be more than thirty (30) days from the date of issuance of MTCs.
- d. The MEPRF amount received by the Government of Meghalaya shall be transferred to the designated MEPRF Account maintained by the Mining and Geology Department, Government of Meghalaya within 30 (Thirty) days.
- e. The owner(s) of the coal which has been put up for auction in a particular depot shall not be eligible to participate in the auction process pertaining to the coal in the same depot.

10. Post Auction Transportation:

- a. The successful bidders shall be required to comply with all statutory and regulatory requirement including the provisions of the MMDR Act 1957, Environment Protection Act, 1986, while transporting the Coal after purchase.

- b. Transportation of auctioned coal shall be allowed under the cover of Mineral Transport Challan (MTC) having multiple security features, including unique QR Code also, issued by the Mining and Geology Department, Government of Meghalaya. Details of all MTCs issued by DMR shall be entered in a ledger maintained in the DMR office.
- c. The MTCs shall be issued by DMR on receiving authenticated confirmation letter and payment invoice from MSTC after payment of necessary dues by successful bidder. MSTC shall issue confirmation letter in duplicate, one to the successful bidder and the other to DMR. MTCs shall be issued only after verifying both the copies. MTCs shall be countersigned by the officials of CIL posted at the weighbridge of the Designated Depot.
- d. The MTCs shall be issued by DMR on receiving authenticated confirmation letter and payment invoice from MSTC after payment of necessary dues by successful bidder. MSTC shall issue confirmation letter in duplicate, one to the successful bidder and the other to DMR. MTCs shall be issued only after verifying both the copies. MTCs shall be countersigned by the officials of CIL posted at the weighbridge of the Designated Depot. The MTCs shall be issued against the quantity for which dues have been paid by the successful bidder. For each consignment, 4 (Four) copies of MTCs shall be issued, one office copy and three copies to be handed over to the buyer or his authorized representative. The MTCs shall mention the date of issue, name of designated depot, destination, exit point and the route to be followed from origin to the destination.
- e. The buyer is required to approach the designated coal depot with the 3 (Three) copies of MTC. After completion of loading, the in-charge of the depot shall retain one copy of the MTC after obtaining the signature of the buyer in acknowledgment of receipt of coal. The in-charge of the Depot shall issue the tax-invoice to the Bidder on behalf of the owner of the coal. The MTC shall be countersigned by the in-charge of the depot and the official of NEC/CIL posted at the weighbridge of the Designated Depot. The in-charge of the depot shall also certify the delivery of coal on the other two copies of the MTC and the same shall be handed over to the buyer. Any loaded truck shall necessarily carry both the copies of MTC which are signed by the in-charge of the depot indicating the date of delivery of coal. Any movement of loaded consignment of coal without MTC or with MTC not having the certification by the person in-charge of the depot regarding delivery of coal will be considered as illegal coal

and action shall be taken by Meghalaya Government against such illegal coal in accordance with law.

- f. At the state exit point, consignment of each truck shall be weighed, and all the coal laden trucks shall be checked for valid documents. The tare weight of the vehicle shall be based on the RC of each vehicle. All exit points shall be manned by officials of the DMR, Government of Meghalaya and details of all challans shall be entered in the ledger maintained for that purpose which shall contain signature of the officials of DMR. At the exit point, the QR code shall be scanned and the respective MTC shall stand invalidated after scanning of QR Code at Exit point. An endorsement 'Used Challan' shall also be inscribed on the MTCs.
- g. The transporter shall produce Mineral Transport Challans to the DMR check post at state exit point and the officer-in-charge of check post shall physically verify consignment, place their signature and seal on MTC. Original copy of MTC shall be retained and duplicate Copy shall be handed over to the consignor. The challans shall be properly stamped and QR Code scanned at the exit point so that they cannot be reused.
- h. CCTV shall be installed at the exit check gate and video recording of each consignment shall be made at check gate to capture front side of truck, rear side of truck with registration number and from top to capture images of consignment to determine nature of consignment. CCTV footage of one year shall be stored at the check gates.
- i. The trucks transporting coal shall have valid Registration Certificate (RC) from the Transport Department. A fluorescent sticker '**Coal sold under Supreme Court Order**' to be issued by DMR, shall be pasted on the windshield from inside of the truck. The sticker shall bear the printed/facsimile signature of the Chairman of Meghalaya NGT Committee. The sticker shall also be signed by the officers on the backside of the sticker, who will be the signatory to the MTC. One fluorescent sticker shall be issued chronologically against one MTC.
- j. The loaded truck shall be fully covered with waterproof tarpaulin during period of transportation so that there is no spillage. Adequate free board shall be kept to avoid spillage. In case of spillage, the transporter shall ensure that the spilled coal is collected and transported to destination. There shall be no washing of coal en-route.
- k. Overloaded coal trucks shall be asked to offload the excess quantity in the space provided for the purpose at the weighbridge itself as per Section 23C of MMDR Act 1957. This offloaded coal shall be auctioned by the concerned

Deputy Commissioners in accordance with law and in accordance with the guidelines for transportation of the extracted coal issued on 1st September 2014 by the Committee constituted by the Hon'ble NGT vide order dated 1st August 2014 in OA No 73 of 2014.

- l. The officers authorized by the State Government under subsection (4) of Section 21 of MMDR Act, 1957 shall seize the coal which is transported without any lawful authority along with the vehicle used for such unlawful transportation of coal and make written complaint before competent Court.
- m. The validity of the MTC is 30 days from the date of issuance of the MTC and ordinarily, the validity shall not be extended beyond 30 days. The successful bidder shall complete the evacuation of allotted coal from the designated depot within 30 days.
- n. No addition of fresh coal shall be allowed till the evacuation of the entire auctioned coal in that particular yard.

11. Less Delivery/Less Lifting of Coal.

- a. For quantity not delivered to bidders due to seller's failure, the corresponding amount shall be refunded to the buyer by the State Government.
- b. For quantity not lifted by bidders due to bidder's failure, EMD shall be forfeited and the balance amount of bid value shall be refunded by State Government to the bidder. However, CIL shall be entitled to 10% of the amount of EMD so forfeited.

12. Notification of Designated Exit Points.

- a. All Coal laden trucks carrying coal under this auction process shall have follow the route prescribed on the MTCs and will need to pass through one of the following 17 (Seventeen) designated exit/check points or any other exit/check point notified by the State Government from time to time, which will be manned jointly by the officials of the State Government so that there is no leakage of revenue to state exchequer and there is no misuse of MTCs issued under the present dispensation of coal. The mentioned list is only indicative and is subjected to change.

Sl. No.	Location	Area to Cover (Clusters)
1.	Ratacherra Village, East Jaintia Hills District. (All Mineral laden trucks exiting to Assam via Silchar Pass through this village).	For all Trucks exiting to Assam via Silchar in NH 6. Proximity to auctioned coal sites
2.	Khup village, East Jaintia Hills District (For local transportation)	For trucks transporting minerals to Cement Industries.
3.	Umtyra Village, for local transportation and to Cement industries	For trucks entering to cement industries originating from places other than Khup village Proximity to auctioned coal sites.
4.	7 th Mile Village, West Jaintia Hills	For trucks exiting to East Khasi Hills and passing through Jowai Town via NH 6 and NH 44(E)
5.	Amsarin Village	From Jaintia Hills exiting to Bangladesh via Tamabil
6.	IewsyiemlarbamonMukertilla (Pynursla)	From Khasi Hills exiting to Bangladesh via Tamabil
7.	Saphai Village, West Jaintia Hills District	For trucks exiting to Garampani via Assam
8.	Umling Village, RiBhoi District	For trucks exiting to Guwahati in Assam via NH 6.
9.	Borsora	For all trucks exiting to Bangladesh in south-west Khasi Hills via Borsora LCS.
10.	Cherragaon	For trucks transporting minerals to Bangladesh
11.	Bagli	For all trucks exiting to Bangladesh in south-west Khasi Hills via Bagli LCS.
12.	Athiabari	For all trucks exiting to Assam via

		Athiabari in West Khasi Hills.
13.	Gasuapara	For all trucks exiting to Bangladesh in Garo Hills via Gasuapara LCS.
14.	Baghmara	For all trucks exiting to Bangladesh via South Garo Hills via Borsora LCS.
15.	Mahendraganj	For all trucks exiting to Bangladesh via Mahendraganj in West Garo Hills.
16.	DepaGarat	For trucks going to Assam via Dudhnoi
17.	Bajengdoba Checkpoint	For trucks going to Assam via Bajengdoba and Jengjal

- b. All the above exit points shall be under the authority and supervision of the Mining and Geology Department till the completion of transportation of extracted coal.
- c. The movement of coal laden trucks along the transportation route shall be monitored by mobile patrolling teams consisting of Police, DMR, Transport, Taxation Department and Executive Magistrate to be detailed by Deputy Commissioners. The patrolling team shall conduct checking on highways and other roads for verification of the Mineral Transport Challan and seize the trucks without valid documents. Traffic shall be regulated by State Police and speed limit of 40 (Forty)kmph shall be enforced for these trucks.

13. **Indemnity and Dispute Resolution.**

- a. It is hereby clarified that the instant auction process is being conducted in accordance with the directions of the Hon'ble Supreme court and in order to ensure minimization of adverse impact on environment as a consequence of transportation of coal.
- b. The instant auction process is being conducted on the basis that the Government of Meghalaya has been deputed as the custodian cum receiver of coal extracted at various pit heads in Meghalaya. As such, it is hereby clarified that no-claim shall lie against the government of Meghalaya/CIL, either by the owners of the Coal, or the bidders, transporters and participants in the auction

process in relation to the manner and mode of conduct of auction process. It shall be open to the prospective bidder to physically visit the lots to verify the quantity and quality of coal in a particular lot to satisfy himself before making the bid and no claims shall be entertained by the Government of Meghalaya/CIL/MSTC nor will they bear any responsibility for quality and quantity of the coal in the particular lot.

- c. It is further clarified that matters pertaining to quality, lot sizes, weighment being technical issues are to be determined by the State Government in consultation with Coal India Ltd. No claim shall lie against the State Government or Coal India Ltd. in relation to any decision in relation to any issues arising out of, or in relation to the conduct of auction process.
- d. By participating in the auction process, the mine owners and the buyers are deemed to have agreed to indemnify the State Government and the Coal India Limited during the conduct of auction process.
- e. The State Government shall notify Grievance Redress Forum with a retired District Judge as Chairperson and one representative each from State Government and reputed NGOs members for redressing the grievances between buyers and stock owners.

14. This Comprehensive Plan shall be reviewed periodically and modifications in the Plan may be made, if necessary.

This Revised comprehensive plan has been approved by the NGT Committee, Meghalaya headed by Hon'ble Justice Mr B.D Agarwal, Former Judge of Gauhati High Court during the 24th sitting held on 3rd August, 2020.
