

F.No. 11/3/2018-HSM
Government of India
Ministry of Environment, Forest and Climate Change
Hazardous Substances Management Division

6th Floor, Jal Wing,
Indira Paryavaran Bhawan,
Jorbagh Road,
New Delhi-110 003

Dated: 9 March, 2022

OFFICE ORDER

Sub: Constitution of Fly Ash Management and Utilization Mission for scientific management and utilization of fly ash-reg.

The Government of India, Ministry of Environment, Forest and Climate Change had notified the fly ash notification, 1999, which was subsequently amended in 2003, 2009 and 2016. The notification vide S.O. 5481(E) dated 31.12.2021 has superseded the 1999 notification and the subsequent amendments thereof.

2. In pursuance of the Order dated 18.01.2022 of Hon'ble National Green Tribunal (Principal Bench) in Original Application No. 164 of 2018 in the matter of Ashwani Kumar Dubey v. Union of India & Ors. (tagged along with other connected matters), the Ministry of Environment, Forest and Climate Change may hereby constitute the Mission on Fly Ash Management and Utilisation-

- i) Secretary, Ministry of Coal
- ii) Secretary, MoEF&CC
- iii) Secretary, Ministry of Power
- iv) Chief Secretary, State of U.P.
- v) Chief Secretary, State of M.P.
- vi) Chairman, CPCB
- vii) ACSs/PSs, Power, UP and MP
- viii) ACSs/PSs Industries, UP and MP
- ix) Additional Secretary, HSMD
- x) CMDs of all power projects, coal mines other industries in Singrauli and Sonebhadra industrial regions.
- xi) Any other person(s) as nominated

3. The Terms of Reference of the Mission would be as under-

- i. To coordinate and monitor issues relating to handling and disposal of fly ash as well as all associated issues in light of the Joint Committee's recommendations for all the Thermal Power Plants and other industries in Singrauli and Sonebhadra industrial regions.

- ii. To prepare an action plan as per the recommendations of the Joint Committee (as per Para 15 of the NGT Order dated 18.01.2022).
- iii. To prepare resolutions and quarterly progress reports for information of stakeholders and inhabitants in the Singrauli and Sonebhadra industrial areas.
- iv. The Mission will be free to interact with the concerned Government Departments/ Expert institutions/ individuals/other stakeholders.
- v. The Mission may in its first meeting require voluntary financial contribution by all the projects in the proportion of the financial capacity of the projects out of CSR funds or otherwise.
- vi. The contribution, along with compensation which may be collected may be credited to a separate environment restoration account for restoration of environment and relief to the victims of damage to the environment in such manner as may be found necessary by the Mission.
- vii. Any victim or aggrieved party will be free to approach the Mission for providing such relief.
- viii. The Mission may also consider the safeguards laid down in the Notification dated 31.12.2021, particularly for safety audits of the ash dykes which should be conducted particularly for structural stability, as far as possible within six months.
- ix. The Mission may consider on site and off site crisis management plan with respect to fly ash ponds and dykes.
- x. The Mission may evolve mechanism for interaction with stakeholders, including associations of brick kiln owners.
- xi. Public health and risk impact assessment in the areas of operation of TPPs and generators of fly ash may be got conducted.
- xii. Guidelines be also issued for siting, design and engineering standards for the location, disposal, maintenance and regulation of Ash Ponds as breach of a fly ash ponds result in great disaster.
- xiii. The Mission may monitor scientific management and utilization of fly ash by power projects outside Singrauli and Sonebhadra, in coordination with Chief Secretaries of concerned States and adopting safety measures for ash dykes, installing devices to control air pollution, (including FGDs, OCEMS) in a time bound manner and restoration of environment and public health.
- xiv. The Mission may consider use of beneficiated coal.
- xv. The Mission may draw a roadmap for utilization and disposal of entire legacy fly ash for Singrauli and Sonebhadra industrial areas as well as for all the Power Plants located in clusters or standalone with tagging the sources to utilize fly ash on voluntary and compulsion mode for which required mechanism is to be laid down.
- xvi. The Mission may take up any other matter towards meeting the overall objectives.

3. The Mission is to hold its first meeting within one month to take stock of the situation and to prepare action plan. Thereafter, it may meet at least once in a month for one year to review the progress.

4. The resolutions of the Mission and quarterly progress may be placed on the website of MoEF&CC for information of the stakeholders and inhabitants in the area.


Satyendra Kumar

Director

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To

All Members (As per the list)