



State Level Environment Impact Assessment Authority

Himachal Pradesh

Ministry of Environment Forest & Climate Change, Government of India,
at Department of Environment Science & Technology,
Paryavaran Bhawan, Near US Club, Shimla-1

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No. HPSEIAA/2008/22/Vol-VII/36th Meeting/

Dated: 7/8/2018

PROCEEDINGS OF 36th MEETING OF SEIAA, HIMACHAL PRADESH, HELD UNDER THE CHAIRPERSONSHIP OF SH. BAL RAM SHARMA, IAS (RETD.) IN THE CONFERENCE HALL OF DEPARTMENT OF ENVIRONMENT, SCI. & TECH., PARYAVARAN BHAWAN, SHIMLA-1 ON 6th AUGUST 2018 AT 11:00 A.M.

It was an introductory meeting for newly constituted SEIAA & SEAC. Following were present in the meeting:

SEIAA Members

Sr.	Name	Designation
1.	Sh. Bal Ram Sharma, IAS (Retd.)	Chairman
2.	Sh. D.C. Rana	Member Secretary

SEAC Member

Sr.	Name	Designation
1.	Dr. Ajai Bhandari, IAS, (Retd.)	Chairman
2.	Dr. Kulraj Singh Kapoor	Member
3.	Sh. Arun Kumar Sharma	Member
4.	Dr. Bhupinder S. Marh	Member
5.	Sh. A.N. Gautam	Member
6.	Dr. Suresh C. Attri	Secretary

ITEM NO. 1: BRIEFING TO NEWLY CONSTITUTED SEIAA & SEAC.

At the outset Sh. D.C. Rana, Member Secretary (SEIAA) welcomed both the Chairmen (SEIAA & SEAC) and all the Members of the SEIAA.

Secretary (SEAC) explained through a power point presentation the complete procedure adopted and prescribed for grant of Environment Clearance. He also explained that the HPSEIAA secretariat has fully adopted the online procedure to process applications received for Environment Clearances.

He briefed that district level authorities have also been constituted by the Government of India and district level Authorities have to adopt the online procedure for granting Environment Clearance for minor mineral mining cases.

After going through the online portal of district level authorities it was observed that not all the district level authorities are following the process of online Environment Clearances.

The Authority & Committee was apprised about the constitution of DEIAA for granting of Environment Clearances to minor mineral mining up to <5 ha. It was also informed that as per the EIA Notification 2006 and its subsequent amendment dated 15th January 2016 the SEIAA has supervisory jurisdiction over the DEIAAs and decisions of DEIAA functioning is required to be reviewed by SEIAA without prejudice to any provisions under any existing law.

After detailed deliberations it was decided that:

- All the DEIAA be asked to submit the status of adopting online process for granting Environment Clearance.

- b) All the DEIAA be informed that the prescribed time line shall be strictly followed for granting Environment Clearances online.
- c) All the DEIAA to submit the list of cases/ applications granted ECs and to submit the KML files of all such mining leases (Depicting all boundary points of respected mining areas) to HPSEIAA Secretariat to plot all mining areas on the Map of Himachal Pradesh to facilitate decision support system especially in case of cluster mining.

The Secretary SEIAA may also send a DO note to all the Deputy Commissioners cum Chairman District Level Authorities about this and also sharing with them copy of procedures. The MS, District Level Authorities be directed to share list of all clearances granted and pending with them regularly.

ITEM NO. 2: DELIBERATION AS PER FOLLOWING:

2.1 Sh. Ashwani Verma/ Soumen Saha, M/s Isabel Builders and Developers Pvt. Ltd., IE Jhandewan Extension, Naaz Cinema Complex, New Delhi-110055. Mob: 08558886991.

Brief outline of the project:

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|----|----------------------------|--|
| a) | Online Proposal No. | SIA/HP/NCP/60996/2016 dated 09.12.2016 |
| a) | Project Type | Expansion of Housing colony project for M/s Isabel Builders and Developers Pvt. Ltd., Category 8(a) i.e. building and construction of EIA Notification, 2006. |
| b) | Project Location | Khasra number at 14/7/2/1 falling in Mauza-Jungle Nalka & Krishnan Garh, Sub-Tehsil-Krishnagarh, District-Solan, H.P.
Latitude: 30°58'0.02" N
Longitude: 76°57'9.79" E, Elevation: 1338 m. |
| c) | Total site area | 1,01,370.62 m ² (25.04 Acres) or 134 Bighas 14 Biswas 04 Biswansi. |
| d) | Land area | Previously: 1,01,370.62 m ² ; Now: 1,01,370.62 m ² |
| e) | Built-up-area | Previously: 12,575.44 m ² ; Now: 20,387.19 m ² |
| f) | Villas | Previously: 35 Nos; Now: 54 Nos. |
| g) | Cost of project | Rs. 37.605 Crores (Approx) |
| h) | EMP Cost | Capital Cost: Rs. 104.2 lakhs; Recurring cost: Rs. 16.3 lakhs |
| i) | EMP Cost | Rs. 1,50,000.00 |

The case was listed in 33rd meeting of SEIAA, where after deliberating on the recommendations of SEAC, the Authority approved the grant of Environment Clearance in favour of the Unit stipulating the conditions recommended by the SEAC and subject to prior compliance to the following additional conditions:

- The project proponent shall submit revised EMP/CSR activities with revised costs @ 1 % of total project costs.
- The SEIAA shall obtain a certificate from TCP/ District Administration that the project area does not fall under Kasauli Planning area.
- The project proponent shall submit fresh/latest certificate of TCP department in place of letter dated 7 /9/2007.

In compliance to the above observations the project proponent submitted compliance in following manner:

- The project proponent has not submitted the revised EMP –CSR activities with revised costs.
- The project proponent has not submitted the copy of the Essentiality Certificate however a copy of the license certificate has been submitted valid up to 20-10-2018.
- The TCP has informed that the project falls under the definition of deemed planning area.

The Authority after detailed deliberation on the matter decided to refer back the case to SEAC for further examination and recommendations.

2.2 Smt. Ruma Devi, W/o Sh. Ramesh Chand, M/s Ruma Stone Crusher, Village-Parchhu, P.O. Sujao Piplu, Tehsil-Sarkaghat, District-Mandi, Himachal Pradesh.

Brief outline of the project:

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|----------------------------|---|
| a) Project type | Extraction/collection of Sand, Boulders and Bajri. |
| b) Project Location | Khasra number 494/457/1 (new khasra no. 494/457/435/1) falling in Mauza Chuhru-ra-Balh of Tehsil-Sarkaghat, District-Mandi, Himachal Pradesh. |
| c) Capacity | 40,400 TPA. |
| d) Mining Area | 2.00.00 hectare, (Govt. land, river bed). |
| e) EMP Cost | Capital Cost: Rs. 6.0 lakhs; Recurring cost: Rs. 2.0 lakhs |

The project proponent was granted Environment Clearance on **09.03.2016**. Now, project proponent on dated 12.06.2018 has requested to use JCB i.e. semi-mechanized mining by using JCB, having Excavation-cum-loader of below 80 HP.

The Authority after detailed deliberation on the matter decided not to consider the request as the same is not permissible under the mining guidelines.

2.3 Sh. Jiwa Nand & Smt. Rakhi Gupta, M/s Bajrang Stone Mine & Crusher, Village & Post Office-Bhojpur, Tehsil-Sundernagar, District-Mandi, Himachal Pradesh.

Brief outline of the project:

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|----------------------------|--|
| a) Project type | Extraction/collection of Stone. |
| b) Project Location | Khasra number 238/2, 246, 247 & 248 situated in Mauza & Mohal-Bhyanwar/99 of Tehsil-Sundernagar, District-Mandi, Himachal Pradesh. |
| c) Capacity | 79,955 MT for the lease period of 5 year. |
| d) Mining Area | 1-50-00 ha, 19-19-05 Bighas (Private land) |
| e) EMP Cost | Capital Cost: Rs. 8.0 lakhs; Recurring cost: Rs. 2.7 lakhs |
| f) CSR cost | Capital Cost: Rs. 2.0 lakhs; Recurring cost: Rs. 0.1 lakhs |

The HP SEIAA has already granted Environment Clearance to the project proponent vide letter no. *HPSEIAA/2015/445-Jiwa Nand, M/s Bajrang Stone Mines & Crusher-5225 dated 14.03.2016*.

Then after a representation from **Smt. Rakhi Gupta, W/o Sh. Dharmesh Gupta**, Village & Post Office-Bhojpur, Tehsil-Sunder Nagar, District- Mandi, H.P. was received to change the name in Environment Clearance letter. The corrigendum for the same was issued vide this office letter no. *HPSEIAA/2015/445-Jiwa Nand, M/s Bajrang Stone Mines & Crusher-3192-3200 dated 04.10.2016*, where the name was changed to **M/s Bajrang Stone Mines & Crusher**, Prop: Smt. Rakhi Gupta, W/o Sh. Dharmesh Gupta, VPO-Bhojpur, Tehsil-Sunder Nagar, Mandi, HP.

A letter from the office of the Addl. Chief Secretary (Env. S&T) has also been received on dated 07.06.2018 along with representation of Sh. Neter Singh Thakur dated 08.05.2018, wherein, it has been requested to change of name/change of proprietorship in Environment Clearance letter to Sh. Neter Singh Thakur, S/o Sh. Thunthi Ram Alis Chet Ram, Village-Banwar, P.O. Maloh, Tehsil-Sunder Nagar, District-Mandi, H.P.

The Authority after detailed deliberation on the matter approved the transfer of EC in the name of new project proponent.

2.4 Sh. Mohinder Singh, Proprietor-Naina Stone Crusher, R/o Village-Gasaur, P.O. Jukhala, Tehsil-Sadar, District-Bilaspur, Himachal Pradesh, 174 033. Mob: 98165 33653.

Brief outline of the project:

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|----------------------------|---|
| a) Project type | Extraction/collection of Sand, Stone & Bajri. |
| b) Project Location | Khasra number 108 (5-17 Bighas), 114 (5-11 Bighas) & 117 (9-17 Bighas) falling in Mauza Batohli/41 & Khasra Number 18 (3-07 Bighas), 19 (1-14 Bighas), 16 (10-04 Bighas), 7 (3-19 Bighas), 20 (2-12 Bighas), 13 (4-07 Bighas), 9 (0-10 Bighas), 14 (2-12 Bighas) falling in Mauza Padhanoo/46 in Tehsil-Sadar, District-Bilaspur, Himachal Pradesh. |
| c) Capacity | 55,271 TPA |
| d) Mining Area | 50-10 Bighas, 4.008 ha (Private land, river bed) |

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|-------------|---|
| e) EMP Cost | Capital Cost: Rs. 2.75 lakhs; Recurring cost: Rs. 1.84 lakhs. |
| f) CSR Cost | Capital Cost: Rs. 1.74 lakhs; Recurring cost: Rs. 0.24 lakhs |

The project proponent was granted Environment Clearance on dated 11.07.2016. This office has received a letter from the land owners along with affidavits on dated 27.06.2018, requesting to cancel/ withdraw the lease deed signed on 10.09.2017 in favour of M/s Naina Stone Crusher.

The Authority after detailed deliberation on the matter decided to seek report from the State Geologist and thereafter member secretary to take necessary action in the matter.

2.5 Sh. Sunil Kumar Sood, M/s Homeland Exotica-mixed land use construction project, 143, Sector-7, Panchkula, Haryana-134 109.

Brief outline of the project:

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|---------------------|---|
| a) Project type | Homeland Exotica-mixed land use construction project. |
| b) Project Location | Khasra number 1363/1127/632/1, 641,408,1372/426,613,626/1 & 626/3, 1374/627, 1376/1126/628, 629, 630, 631, 1368/1137/632, 1369/1137/632, 642, 643, 644, 645, 646,647,648, 649, 429/1, 640, 1,2,3,4,5,6,7,8,9,321/10 at Village-Kiyari & Rirka, Tehsil & District-Shimla, H.P. |
| c) Capacity/area | 46,599.00 sq. mtrs. |
| d) Cost of project | 99 Crores |
| e) EMP Cost | For construction Phase:
Capital cost:6.00 lakhs, Recurring cost: 2.80 lakhs.
For operation Phase:
Capital cost: 122 lakhs, Recurring cost: 10.0 lakhs. |

The project proponent was granted Environment Clearance on dated 01.04.2016. The case was listed in 27th meeting of SEIAA, where project proponent requested to change the project name to Sh. Sunil Kumar Sood M/s Nirvana Woods in place of project name Sh. Sunil Kumar Sood, M/s Homeland Exotica. The project proponent requested to submit the Essentiality Certificate, but this office has not received the desired document.

This office has received a representation from Hemant Jindal, Diamond Traexim Private Limited, where it has been requested to stop the un-authorized & illegal development & construction of the residential colony/complex on any agriculture land by Sh. Sunil Kumar Sood. The matter is also under sub-judice at Hon'ble High Court in the case number 23 of 2018.

The Authority after detailed deliberation in the matter decided to ask the project proponent to explain his position in the matter and also strictly adhere to the directions/ orders of the Hon'ble Court.

2.6 Sh. Naresh Kumar, S/o Sh. Dhanu Ram, Village-Dhart & P.O.-Saryanj, Tehsil-Arki, District-Solan, Himachal Pradesh. Mob: 98164 72419.

Brief outline of the project:

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|---------------------|---|
| a) Project type | Extraction of Stone. |
| b) Project Location | Khasra number 72/1 in Mauza & Mohal-Dhart in Tehsil-Arki, District-Solan, Himachal Pradesh. |
| c) Capacity | 27,000 MTA, run of Mine 30,000 Metric tons. |
| d) Mining Area | 13-59-06 Ha (Pvt. land, hill slope) |
| e) EMP Cost | Capital Cost: Rs. 0.75 lakhs/annum; Recurring cost: Rs. 0.50 lakhs/annum. |
| f) CSR Cost | Capital Cost: Rs. 0.40 lakhs; Recurring cost: Rs. 5000. |

The case was listed in 35th meeting of SEIAA and where it was observed that the validity of mining lease has been expired so the project may be re-appraised as per the new approved mining plan. The

project proponent on dated 23.03.2018 has submitted the revised approved mining plan with revised khasra numbers.

The Authority after detailed deliberation on the matter and examining the revised mining plan observed that in newly submitted mining plan there are changes in Capacity & Area of the mining lease. The Authority decided to inform the project proponent to apply afresh for seeking the EC as per procedure.

ITEM NO. 3: PAYMENT OF SITTING FEE/TA/DA

The authority was apprised that the Government of India has issued an Office Memorandum dated 26/2/2018 regarding revision of rates in Sitting Fee.

After discussion it was decided that the proposal be sent to Finance Department through Administrative Department of Environment, Science & Technology, GoHP for further approval to be adopt the fee structure in the State as per revised rates.

ITEM NO. 4: DISCUSSIONS & DECISION ON DISTRICT LEVEL ENVIRONMENT IMPACT ASSESSMENT AUTHORITIES

The Meeting ended with a vote of thanks to the Chair.



(D.C. Rana)
Member Secretary
HPSEIAA

Member Secretary,
State Environment Impact Assessment Authority,
Himachal Pradesh, Shimla-171001



(Bal Ram Sharma)
Chairman
HPSEIAA

Dated 7/8/2018, Shimla-1.