

**Minutes of the meeting of JK Environment Impact Assessment Authority held on
06-02-2020 in the office complex of
Department of Ecology, Environment & Remote Sensing
Paryavaran Bhawan, Transport Nagar, Narwal, Jammu.**

The following were present in the meeting: -

1. Mr. Lal Chand, IFS (Retired) Hon'ble Chairman, JKEIAA
2. Er. Nazir Ahmad (Retired Chief Engineer) Hon'ble Member, JKEIAA
3. Dr. Neelu Gera, IFS Pr.CCF/ Director,
Ecology, Environment & Remote
Sensing, J&K
Member-Secretary, JKEIAA

The following decisions were taken in the meeting: -

Agenda Item No 1: Establishment of Cement plant under the name and style of Mehboob Cement Industry Pvt. Wuyan Bala, Khrew, Pampore Kashmir.

As per office memorandum of Ministry of Environment Forest and Climate change Govt. Of India dated 8th August 2019, the project Proponent is required to furnish clearance certificate from Standing Committee of the National Board for Wildlife (SCNBWL) for establishment of proposed cement plant located within 10 Kms. of the National Park before formal Environmental Clearance is issued in his favour. Accordingly, the Project Proponent of the said Cement Plant was informed vide letter No:JKEIAA/16/12/239 dated: 25-01-2020 for doing the needful before formal Environmental Clearance is issued in his favour.

Decision: Action taken by the Member Secretary informing the project proponent to furnish the requisite clearance Certificate from the Standing Committee of the National Board for Wildlife (SCNBWL) is confirmed.

Agenda Item No 2: Grant of Environment Clearance in favour of Mr. Amit Andotra R/o Chak Gada Dhar, Kathua, Jammu and Kashmir-184101 for extraction of gravel Bajri Deposits from proprietary land (1.878-ha)

In the meeting of JK Expert Appraisal Committee, the Project Proponent submitted copies of NOCs from the concerned DFO, concerned Executive Engineer's of R&B Dept., Flood Control Dept., and Irrigation Dept. Assistant Commissioner (Revenue), Kathua has also issued title under proprietary land in favour of the concerned. The committee recommended the case for Grant of Environmental Clearance in favour of Project Proponent subject to General and Specific conditions as laid down in the minutes of the meeting of JKEAC held on 20-01-2020.

Decision: The Authority approved recommendations of the Committee to issue Environmental clearance in favour of the project proponent subject to General and Specific conditions as laid down in the minutes of the meeting of JKEAC held on 20-01-2020. The Authority desired that wherever compliances are required to be reported, especially to MoEF&CC, a copy of the compliance report should also be endorsed to JKEIAA, in particular for item 23 of Specific Conditions and item 15 of General conditions of MoM of JKEAC issued vide No: SEAC/JK/20/523-36 dated 20-01-2020.

Agenda Item No 3: Grant of T.O.R in favour of Mr. Mohammad Ashore Mir S/O Shri Assadullah R/O Ratipora, Pulwama for Jammu & Kashmir for grant of Environmental clearance for Minor Minerals (River Bed Material) Block No. 02, (Area 4.63 Ha.), B- Lassipora, SIDCO Bridge, Downstream Nallah Rambiarra at Village Lassipora, Tehsil & District Pulwama, J&K

Agenda Item No 4: Grant of T.O.R in favour of Mr. Manzoor Ahmad Mir S/o. Shri Abdul Gani Mir Litter Pulwama Jammu and Kashmir, Pulwama, Jammu & Kashmir - 192301. Grant of Environmental Clearance for "Minor Minerals (River Bed Material)" Block No. 01 A - (Area 4.62 Ha.), Lassipora SIDCO Bridge, Downstream, Nallah Rambiarra, Village- Lassipora Tehsil & District Pulwama, J&K.

During the meeting of Expert Appraisal Committee, it was found that distance between above two Mining blocks is less than minimum requirement of 500 Mtrs. Accordingly, the JKEAC rejected both the cases for Grant of Environmental Clearance under B-2 category on the ground that both the mining blocks formed cluster and the Project Proponents need to apply afresh under B1 category, prepare a joint EIA/EMP report and undergo joint public hearing and other formalities required for environmental clearance under B1 category.

Decision: The Authority noted that LoIs have been issued in favour of Mr. Mohammad Ashore Mir vide No: 606/MCC/DGM/Block-1/Pul/17/5057-61 dated: 07/12/2017 and Mr. Manzoor Ahmad Mir vide No: 606/MCC/DGM/Block-1/Pul/17/5662-66 dated: 07/12/2017 valid for a period of six months only, which have since expired. Besides, both the mining blocks form a cluster (being within 500m) requiring joint EIA/EMP and public hearing. Therefore, the ToR's cannot be issued at this stage. The Project Proponents shall apply afresh under B1 category with fresh LoIs by following due procedures.

Agenda Item No 5: Discussion regarding office Memorandum/Rules/ Acts etc.

The rules regarding enforcement & monitoring guidelines for sand-mining issued by MoEF&CC in January 2020 were brought to the notice of the Authority. The Department of Geology and Mining has recommended issue of Short-term permits to some of the project proponents for extraction of limited quantities of minor minerals over periods of less than 3 months, required for important developmental works of public interest. However, there is no specific provision in the guidelines for grant of EC for such projects. Accordingly, MoEF&CC has already been approached for clarification in the matter. The Authority desired that this matter should be followed-up with the MoEF&CC.

Agenda Item No 6: Supplementary Agenda - Concealment & Misrepresentation of facts by M/S Globus Environment Engineering Service, Lucknow (Consultant for River Bed Mining Projects).

Whereas, as an accredited Consultant, the consultant (M/S Globus Environment Engineering Service) is supposed to act as a bridge between the project proponents and JKEAC presenting a clear picture about the proposed project activity by filing correct information to guide the project proponents to file requisite application as per EIA Notification of 2006 read with amendments thereof, rules & regulations and directions from Hon'ble Supreme Court & Hon'ble National Green Tribunal.

Recently, the said Consultant filed two cases of minor minerals below 5 ha. located at Lassipora, Pulwama separately and listed in the meeting held by the Expert Appraisal Committee on 20th January, 2020 under Agenda Item No.3 & 4, which otherwise formed a cluster, being located within 500m. Prudence demanded that the Consultant should have appropriately guided the project proponents to file applications under B1 Category, which has not been done. For this lapse, the JKEAC has reprimanded him and warned to be careful in future.

The Authority endorses the views of JKEAC and asked the Member Secretary JKEIAA to issue a warning to the Consultant on the lines recommended by the committee in this regard.

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

Sd/xx

*Er.Nazir Ahmad(Retired Chief Engineer)
Hon'ble Member, JKEIAA*

Sd/xx

*Dr. Neelu Gera, IFS
(Pr.CCF/Director)
Ecology, Env. & Remote Sensing,
Member-Secretary, JKEIAA*

Sd/xx

*Mr. Lal Chand, IFS (Retired)
Hon'ble Chairman, JKEIAA*

No:JKEIAA/2020/02/27/350-352

Dated: 06-02-2020

Copy to :

- ✓ 1. Mr. Lal Chand, IFS (Retired), Hon'ble Chairman, JKEIAA
2. Er.Nazir Ahmad(Retired Chief Engineer) Hon'ble Member, JKEIAA
3. Dr. Neelu Gera, IFS (Pr.CCF/Director) DEE&RS, Member-Secretary, JKEIAA

for favour of kind information please.


Staff Officer (HQ)
(Pr.CCF/Director)

Ecology, Environment & Remote Sensing
J&K Govt., Jammu