

# State Environment Impact Assessment Authority, Bihar

2<sup>nd</sup> floor, Beltron Bhawan, Shastri Nagar, Patna - 800 023.

Ref. No. - 12.

Patna, Date:- 11/01/2019.

## Minutes of the meeting of SEIAA, Bihar, convened on 10<sup>th</sup> January, 2019

The meeting of SEIAA has been convened on short notice due to ensuing holidays in the month.

### Present :-

1. Shri B.N. Jha, - Chairman
2. Shri Surendra Singh - Member Secretary.

### Agenda Item No.-1

Sand Mining Project of Lakhisarai and Jamui district as below:-

Sl. No.	Proposal No.	Name of Ghat	Area	Name of River	District
1.	Proposal No. - SIA/1(a)/541/18). Online Proposal No.:- SIA/BR/MIN/66035/2017	Khairi Sand Ghat	21 Ha	Kiul River	Lakhisarai
2.	Proposal No. - SIA/1(a)/542/18). Online Proposal No.:- SIA/BR/MIN/66032/2017	Mahisona Sand Ghat	23 Ha	Kiul River	Lakhisarai
3.	Proposal No. - SIA/1(a)/543/18). Online Proposal No.:- SIA/BR/MIN/66037/2017	Kishanpur Sand Ghat	23 Ha	Kiul River	Lakhisarai
4.	Proposal No. - SIA/1(a)/544/18). Online Proposal No.:- SIA/BR/MIN/66031/2017	Sharma Sand Ghat	22 Ha	Kiul River	Lakhisarai
5.	Proposal No. - SIA/1(a)/545/18). Online Proposal No.:- SIA/BR/MIN/66045/2017	Maliya Sand Ghat	24.5 Ha	Kiul River	Lakhisarai
6.	Proposal No. - SIA/1(a)/546/18). Online Proposal No.:- SIA/BR/MIN/66030/2017	Goshi Kundi Sand Ghat	22 Ha	Kiul River	Lakhisarai

7.	Proposal No. - SIA/1(a)/547/18). Online Proposal No.:- SIA/BR/MIN/66041/2017	Gurdih Sand Ghat	18.5 Ha	Kiul River	Lakhisarai
8.	Proposal No. - SIA/1(a)/548/18). Online Proposal No.:- SIA/BR/MIN/66029/2017	Garhi Bisunpur Sand Ghat	24 Ha	Kiul River	Lakhisarai
9.	Proposal No. - SIA/1(a)/549/18). Online Proposal No.:- SIA/BR/MIN/66287/2017	Nagardar Sand Ghat	23.5 Ha	Kiul River	Lakhisarai
10.	Proposal No. - SIA/1(a)/550/18). Online Proposal No.:- SIA/BR/MIN/66288/2017	Rampur Sand Ghat	23.5 Ha	Kiul River	Lakhisarai
11.	Proposal No. - SIA/1(a)/551/18). Online Proposal No.:- SIA/BR/MIN/66289/2017	Nongarh Sand Ghat	23.5 Ha	Kiul River	Lakhisarai
12.	Proposal No. - SIA/1(a)/552/18). Online Proposal No.:- SIA/BR/MIN/66044/2017	Khuttupur and Banshipur Sand Ghat	23.5 Ha	Kiul River	Lakhisarai
13.	Proposal No. - SIA/1(a)/553/18). Online Proposal No.:- SIA/BR/MIN/66034/2017	Jhinaura Sand Ghat	20 Ha	Kiul River	Lakhisarai
14.	Proposal No.:- SIA/1(a)/554/18). Online Proposal No.:- SIA/BR/MIN/66291/2017	Kumadar Sand Ghat	22 Ha	Kiul River	Lakhisarai
15.	Proposal No.:- SIA/1(a)/566/18). Online Proposal No.:- SIA/BR/MIN/66028/2017	Bridaban Sand Ghat	18 Ha	Kiul River	Lakhisarai
16.	Proposal No. - SIA/1(a)/555/18). Online Proposal No.:- SIA/BR/MIN/66070/2017	Kalai & Durga Mandir Sand Ghat	24 Ha	Ulai River	Jamui
17.	Proposal No. - SIA/1(a)/558/18). Online Proposal No.:- SIA/BR/MIN/66094/2017	Garsanda Sand Ghat	24 Ha	Kiul River	Jamui
18.	Proposal No. - SIA/1(a)/559/18). Online Proposal No.:- SIA/BR/MIN/66258/2017	Kendua Sand Ghat	23 Ha	Barnnar River	Jamui

19.	Proposal No. - SIA/1(a)/561/18). Online Proposal No.:- SIA/BR/MIN/66262/2017	Sono Sand Ghat	21 Ha	Barnnar River	Jamui
20.	Proposal No. - SIA/1(a)/562/18). Online Proposal No.:- SIA/BR/MIN/66266/2017	Pratappur Sand Ghat	22 Ha	Kiul River	Jamui
21.	Proposal No. - SIA/1(a)/563/18). Online Proposal No.:- SIA/BR/MIN/66268/2017	Smarak Sand Ghat	22 Ha	Kiul River	Jamui
22.	Proposal No. - SIA/1(a)/564/18). Online Proposal No.:- SIA/BR/MIN/66081/2017	Badibag Sand Ghat	24 Ha	Kiul River	Jamui
23.	Proposal No. - SIA/1(a)/565/18). Online Proposal No.:- SIA/BR/MIN/66126/2017	Lakhapur Sand Ghat	22.5 Ha	Kiul River	Jamui
24.	Proposal No. - SIA/1(a)/569/18). Online Proposal No.:- SIA/BR/MIN/66265/2017	Judgi Sand Ghat	23.5 Ha	Barnnar River	Jamui
25.	Proposal No. - SIA/1(a)/570/18). Online Proposal No.:- SIA/BR/MIN/66078/2017	Charghara and Amba Sand Ghat	23.5 Ha	Ulai River	Jamui
26.	Proposal No. - SIA/1(a)/571/18). Online Proposal No.:- SIA/BR/MIN/66112/2017	Devachak Sand Ghat	20 Ha	Kiul River	Jamui
27.	Proposal No. - SIA/1(a)/572/18). Online Proposal No.:- SIA/BR/MIN/66111/2017	Daulatpur Sand Ghat	23.5 Ha	Kiul River	Jamui
28.	Proposal No. - SIA/1(a)/573/18). Online Proposal No.:- SIA/BR/MIN/66261/2017	Manjhway Sand Ghat	23.5 Ha	Kiul River	Jamui
29.	Proposal No. - SIA/1(a)/574/18). Online Proposal No.:- SIA/BR/MIN/66128/2017	Khairma Sand Ghat	20 Ha	Kiul River	Jamui
30.	Proposal No. - SIA/1(a)/575/18). Online Proposal No.:- SIA/BR/MIN/66183/2017	Ghanshyamthan Koluha Sand Ghat	24 Ha	Barnnar River	Jamui

31.	Proposal No. - SIA/1(a)/577/18). Online Proposal No.:- SIA/BR/MIN/66269/2017	Dumri Sand Ghat	24 Ha	Barnnar River	Jamui
32.	Proposal No. - SIA/1(a)/578/18). Online Proposal No.:- SIA/BR/MIN/66068/2017	Gausala Sand Ghat	24 Ha	Ulai River	Jamui
33.	Proposal No. - SIA/1(a)/579/18). Online Proposal No.:- SIA/BR/MIN/66264/2017	Parsa Sand Ghat	24 Ha	Kiul River	Jamui
34.	Proposal No. - SIA/1(a)/580/18). Online Proposal No.:- SIA/BR/MIN/66074/2017	Sair and Pandeydih Sand Ghat	24 Ha	Ulai River	Jamui
35.	Proposal No. - SIA/1(a)/581/18). Online Proposal No.:- SIA/BR/MIN/66120/2017	Kendih Sand Ghat	23 Ha	Kiul River	Jamui
36.	Proposal No. - SIA/1(a)/582/18). Online Proposal No.:- SIA/BR/MIN/66115/2017	Nariyana Chacho Sand Ghat	24 Ha	Barnnar River	Jamui
37.	Proposal No. - SIA/1(a)/583/18). Online Proposal No.:- SIA/BR/MIN/66076/2017	Boila Sand Ghat	23 Ha	Ulai River	Jamui
38.	Proposal No. - SIA/1(a)/584/18). Online Proposal No.:- SIA/BR/MIN/66121/2017	Panbarwa Sand Ghat	24 Ha	Kiul River	Jamui
39.	Proposal No. - SIA/1(a)/585/18). Online Proposal No.:- SIA/BR/MIN/66093/2017	Bihari Sand Ghat	20.5 Ha	Kiul River	Jamui
40.	Proposal No. - SIA/1(a)/587/18). Online Proposal No.:- SIA/BR/MIN/66178/2017	Babudih Sand Ghat	24 Ha	Ajay River	Jamui

The SEAC has recommended above sand mining proposals for grant of Environmental Clearance by SEIAA in its two consecutive meetings dated 26 / 27 November, 2018 and 7 / 8 December, 2018. The Chairman SEAC vide his communication dated 18-12-2018 intimated Chairman SEIAA that -

- (a) Sand mining proposals were appraised in the light of Notification dated 15-01-2016 of Govt. of India MoEF&CC, New Delhi.
- (b) Hon'ble NGT vide its orders passed on 11-12-2018 has directed not to act upon GoI Notification of 15-01-2016; therefore recommendation made by SEAC becomes inadmissible.

Govt. of India, MoEF&CC, vide its O.M. No. F. No. L-11011/175/2018-IA-II (M) dated 12-12-2018 has directed all SEIAA to comply with the orders of Hon'ble NGT, dated 04-09-2018 & 13-09-2018, in OA No. 173 of 2018 & OA No. 186 of 2016. Govt. of India in its OM above has also asked SEIAA to comply specially with the following points, which is relevant while considering sand mining proposal in the present sitting of SEIAA-

- “(i) Providing for EIA / EMP and therefore, Public Consultation for all areas from 5 to 25 ha falling under Category B-2 at par with Category B-1 by SEAC/ SEIAA as well as for cluster situation wherever it is not provided;
- (ii) EIA and/or EMP be prepared for the entire cluster in terms of recommendation 5 (supra) of the Guidelines for the purpose of recommendations 6, 7 and 8 thereof;
- (iii) If a cluster or an individual lease size exceeds 5 ha the EIA/EMP be made applicable in the process of grant of prior environmental clearance;

The proposals first recommended and later on declared inadmissible by SEAC consist sand mining proposals mostly having area between 20 to 25 ha. Therefore, now in the above stated situation all such proposals shall necessarily require EIA, EMP and therefore, Public Consultation and submission of those documents with each proposals of sand mining thereof.

*Accordingly the SEIAA resolved to defer grant of Environmental Clearance presently to any River Sand Mining proposal; however it also resolved to advise the concerned proponents to submit EIA / EMP as directed by the Hon'ble NGT (also endorsed for compliance by MoEF&CC, Govt. of India) for reconsideration of their proposals.*

In the light of above facts the proposals can be considered only after these are re-appraised by SEAC when concerned EIA, EMP and therefore, documents of Public Consultation are received against each proposal.

### **Agenda Item No.-2**

Proposed Cultural Centre at Bodhgaya, Bihar by Tourism Department, Government of Bihar at Bodhgaya, State – Bihar. Total Plot Area:- 88,788 m<sup>2</sup> (21.93 Acres), Total Built-up Area:- 21,830 m<sup>2</sup> (Proposal No. - SIA/8(a)/598/18). Online Proposal No.:- SIA/BR/NCP/79705/2018).

The SEAC had considered this proposal in its meeting of 7/8 December 2018 when the Project Proponent was directed a revise report on certain points which is stated in the concerned minutes of the meeting at page no. 4 to 5. Again on 28 December 2018 the proposal was appraised and reports of the Project proponent was considered. The SEAC again found certain deficiencies and allowed project proponent to furnish the required information within a couple of days. The project proponent complied furnishing the required documents. Now SEAC has recommended the proposal for Environmental clearance with conditions attached there in proceedings concerned.

*SEIAA after due consideration agreed with the recommendations of the SEAC and resolved to grant Environmental clearance with all necessary stipulations.*

### **Agenda Item No.-3**

Upgradation of A. N. Magadh Medical College & Hospital" at Gaya by A.N Magadh Medical College & Hospital, Total Plot Area:- 18,500 m<sup>2</sup>, Total Built-up Area:- 21,067.00 m<sup>2</sup>. **(Proposal No. - SIA/8(a)/567/18) Online Proposal No.:- SIA/BR/NCP/78299/2018).**

The SEAC had considered this proposal in meeting of 7/8 December 2018, when the Project Proponent was directed to revise report on certain relevant points which is stated in the concerned minutes of the meeting at page no. 5 to 6. Again on 28<sup>th</sup> Dec. 2018 the proposal was appraised and reports of the Project proponent were considered. The project proponent complied furnishing the required documents. SEAC recommended the proposal for Environmental clearance with conditions attached there in with its proceedings.

*SEIAA after due consideration agreed with the recommendations of the SEAC and resolved to grant Environmental Clearance with all necessary condition stipulated by SEAC.*

### **Agenda Item No.-4**

Dr. A. P. J. Abdul Kalam Science City (A Project of Science and Technology Department, Government of Bihar), Mauza - Saidpur Musallah, Tehsil:- Patna Sadar, District:- Patna, State:- Bihar, Total Plot Area:- 82,895.12 m<sup>2</sup> Total Built-up Area:- 49,165.32 m<sup>2</sup>. **(Proposal No. - SIA/8(a)/599/18) Online Proposal No.:- SIA/BR/MIS/86089/2018).**

The SEAC had considered this proposal in meeting of 7/8 December 2018, when the Project Proponent was directed a revise its report on certain points which is stated in the proceeding of the meeting at page no. 6 to 7. Again on 28 December 2018 the proposal was considered after a site visit of SEAC sub-committee on 30-12-2018. The sub-committee has submitted its report with certain mitigative measures to minimize environmental pollution.

The project proponent also complied with furnishing the required documents. SEAC recommended the proposal for Environmental clearance with conditions attached there in its proceedings.

*SEIAA after due consideration on agree with the recommendation of the SEAC and resolved to grant Environmental clearance with all necessary condition and stipulations imposed by site inspection sub-committee before beginning any construction.*

**Agenda Item No.-5**

Vardhman Institute of Medical Sciences (VIMS), Village:- Pawapuri, Tehsil:- Giriyak, District:- Nalanda, State:- Bihar.

The current SEAC considered this proposal first on its meeting on 20/21 September 2018 and recommended to appraise the proposal after the case filed in the case in local court is disposed of. Thereafter SEIAA considered the proposal in its meeting of dated 12 October 2018 and returned the proposal to SEAC to consider the case as per Notification S.O. 1030 (E) dated 8 March 2018 of MoEF&CC, GoI which deals with cases of violation. Now the SEAC in its meeting 26/27 November 2018 has reappraised the proposal and has recommended to advise project proponent to submit its revised proposal / application as required by said notification. *Accordingly SEIAA resolved to advise the Project proponent for submission of revised proposal urgently.*

**Agenda Item No.-6**

TRIVENI SMELTERS PVT. LTD., (Expansion Project), Mauza:-Raipura, Tehsil:-Fatuha, District:- Patna (Proposal No. - SIA/3(a)/536/18), Online Proposal No.:- SIA/BR/IND/27926/2018.

The proposal was considered in the last meeting of SEIAA dated 12 October, 2018. SEIAA, considered it fit for grant of ToR, however it deferred to grant ToR till the reply of the Project Proponent is not received against Notice of this Authority served vide memo No. 241, dated 26-10-2018 of this Authority. The Project Proponent has furnished its reply and SEIAA has disposed the matter presently, *accordingly it resolved to grant ToR to Project proponent of Triveni Smelter Pvt. Ltd. with all necessary conditions.*

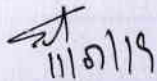
**Agenda Item No.-7**

Mirzapur Stone Mining Project, Village - Mirzapur, Tehsil - Manpur, District - Gaya, Block No.- 01, Area- 5.06 ha. **(Online Proposal No.:- SIA/BR/MIN/17375/2015).**


Grant of EC to this proposal was pending for a reply from District Magistrate, Gaya for very long period. Earlier reply received from the District Magistrate was considered but was found not clear on the point of nearby habitation if any is there. Reminder was sent to District Magistrate from this Authority vide letter no. 117/SEIAA/17 dated 30.06.2017. In response reply of District Magistrate, Gaya has been received vide letter no. 2406/Mines Gaya dated 27.08.2018. Report of District Magistrate, Gaya establishes that the habitation near this proposed site is legal habitation and its distance is merely 20' to 30' from this proposed mining site. Wide protests of local people have been registered against this proposal during public consultation on 27.08.2016. *Accordingly SEIAA agreed with the recommendation of SEAC for rejection of Environmental Clearance over such mine block. SEIAA resolved to reject the proposal.*

SEAC has also raised question regarding suitability of this site for recommending mining by Department of Mines and Geology, Government of Bihar as per MMR, 1961, and if dense human population adjacent to proposed mine block has not attracted the attention of consultant then he should also be reprimanded.

*SEIAA resolved to agree with the recommendations of the SEAC.*



**(Surendra Singh),**  
Member Secretary, SEIAA



**(B. N. Jha)**  
(Chairman, SEIAA)