



0191-2474553/0194-2490602

Government of India

Ministry of Environment, Forest & Climate Change

**J&K ENVIRONMENT IMPACT ASSESSMENT AUTHORITY**

**(at) DEPARTMENT OF ECOLOGY, ENVIRONMENT AND REMOTE SENSING**

S.D.A. Colony, Bemina, Srinagar-190018 (May-Oct)/ Paryavaran Bhawan, Transport Nagar, Gladni, Jammu-180006 (Nov-Apr)

Email: jkseiaa@gmail.com, website:www.parivesh.nic.in



## **MINUTES OF THE 48<sup>TH</sup> MEETING OF JK ENVIRONMENT IMPACT ASSESSMENT AUTHORITY HELD ON 11<sup>TH</sup> August, 2021 THROUGH VIDEO CONFERENCING**

In pursuance to the Minutes of the 51<sup>st</sup> Meeting of JK Expert Appraisal Committee held on 07<sup>th</sup> August, 2021 conveyed vide endorsement No. EAC/JK/20/8422-434 dated 09-08-2021, the 48<sup>th</sup> Meeting of JK Environment Impact Assessment Authority was held on 11<sup>th</sup> August, 2021 through video conferencing.

The following attended the meeting:-

- |   |                          |
|---|--------------------------|
| 1. Mr. Lal Chand, IFS(Retd.)                            | Chairman, JKEIAA         |
| 2. Er. Nazir Ahmad (Retd. Chief Engineer)               | Member, JKEIAA           |
| 3. Dr. Neelu Gera, IFS, Pr.CCF/Director,<br>EE&RS, J&K. | Member-Secretary, JKEIAA |

Following are the deliberations & decisions of the meeting:-

### **AGENDA ITEM NO.01.**

Grant of Environment Clearance in favour of Shri Naresh Sharma, S/O Shri Swaran Dass Sharma R/O Lane No. 14, H.No 105/11, Nanak Nagar, Jammu, JK UT for proposed RBM (River Bed Mineral) Mining project Block No.10 revised area 8.85 ha at Bhini River Naj Nallah Downstream Naj Bridge, District Kathua, JK UT under proposal No.SIA/JK/MIN/58851/2020.

**BRIEF SUMMARY:** This case pertains to grant of Environment Clearance under B1 category for proposed RBM (River Bed Mineral) Mining project Block No.10 revised area 8.85 ha. LOI has been issued on 24.07.2020, which was later extended on 15.04.2021 and is valid up to 31.08.2021. Mining plan has been approved on 26.11.2020. Terms of Reference were issued on 06.01.2021 and public hearing was conducted on 31.03.2021. The aforesaid case was processed in pursuance to G.O. 76 JK-FST of 2020 dated 29.07.2021. The area of the block was reduced by Geology & Mining Department on 30.06.2021, As per summary of appraisal report, District Survey Report was not formulated as per guidelines and needs to be revised for including replenishment data etc., The instant case was earlier discussed by JKEAC on 26.12.2020 & 28.07.2021.

Status of NOCs in appraisal report shows that Dy. Commissioner, Kathua vide reference No.DCK/SQ/2021-22/514-18 dated 11/05/2021 had conveyed NOCs of stake holder

Departments. The NOC from PHE had not been included with the communication. During meeting on 28/07/2021, the JKEAC desired NOC from the PHE (Jalshakti) Dept. and the said NOC has now been submitted.

**Further, the JKEAC has made the following specific observations:**

a	Baseline data collection photographs of same site included in EIA document of agenda 1,2,3 and 4. Consultant need to rectify this discrepancy.	Consultant informed that baseline data for mining block 5, 6 and 10 collected from common villages due to their close proximity. Agreed by Committee
b	The compliance to specific ToR condition No.19 relating to photographs of display screen displaying the date of collection of data missing in EIA report	Not complied. JKEIAA to take compliance within time period as decided by JKEIAA
c	EMP budget needs to be revised as per remarks. Contradiction in EMP budget. Somewhere written as 5 lacs per annum and at other places 12 lacs	Complied
d	CER budget proposed in EIA/EMP is only 0.48 lacs, commitment made during Public Hearing as reflected in the PHR is 1.50 lacs per annum. However, in the ppt it was declared as Rs 2.20 lacs. This mismatch needs to be rectified as per above table.	Complied
e	NOC from PHE is missing in the communication from Dy. Commissioner concerned under Single Window Clearance system and the Committee desired that in view of shortage of availability of drinking water in the area, the EC cannot be considered unless detailed report from concerned Xen PHE (Jalshakti) is obtained by the PP	Issued by Xen concerned vide letter No. DCK/SA/2021-22/1488-89 Dated 29/07/2021.
f	Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its denovo approval by the competent authority prior to grant of EC or as decided by JKEIAA.	Not complied yet. JKEIAA to take compliance within time period as decided by JKEIAA

g	Mining depth be restricted to 1m in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Dept.	Complied in PFR but it needs to be rectified in mining plan
h	Bulk density of 2.25 not agreed. Committee desired that in absence of actual measurements, a nominal bulk density of 2.0 be adopted.	Complied

**Recommendations of JKEAC.**

In view of the above deliberations and insight gained during the above cited appraisal process, the Committee recommended the case for grant of Environmental Clearance subject to: -

- a) Standard and Specific Conditions as per Annexure B to the Minutes of the JKEAC held on 07<sup>th</sup> August, 2021.
- b) Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its denovo approval by the competent authority prior to grant of EC or as decided by JKEIAA.
- c) Mining depth of 1m in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Dept.
- d) Bulk density of 2 in absence of actual measurements.
- e) Strict adherence to the terms and conditions of the NOCs of the stakeholder departments which need to be monitored by the enforcement agencies and concerned depts.
- f) No JCBs/ Excavators/ Bulldozers to be used in mining and no water course to be disturbed while transporting minor minerals.
- g) Fresh collection of baseline data in field, strictly as per specific ToR condition No.19, its analysis within time frame as decided by the JKEIAA and submission of updated EIA document accordingly.
- h) Maximum targeted mineral production of 1,06,200 MT.
- i) Condition the revised geographical coordinates as per revised area conveyed by G&M Dept. are mentioned in the EC letter by JKEIAA.
- j) Validity of only three years from the date of commencement of the mining operations duly certified by the District Mineral Officer concerned with intimation to the JKEIAA and JKPCC in view of non-availability of replenishment data.

**Decision of Authority.**

After due deliberations on observations of JKEAC, the JKEIAA upheld the recommendations of the Committee to grant Environment clearance to the project subject to fulfillment of following conditions:

- a) Full compliance of Standard and Specific Conditions as per Annexure-B to the Minutes of JKEAC Meeting.

- b) Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its approval by the competent authority to be submitted within 3 months of issue of conditional E.C.
- c) Mining depth not to exceed 1m below NSL in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Department.
- d) Bulk density of 2 shall be adopted for calculation of quantity of mined material.
- e) Strict adherence to the terms and conditions of the NOCs of the stakeholder departments which need to be monitored by the enforcement agencies and concerned departments.
- f) No JCBs/ Excavators/ Bulldozers to be used in mining and no water course to be disturbed while transporting minor minerals.
- g) Fresh collection of baseline data in field strictly as per specific ToR condition No.19, its analysis within six-months and submission of updated EIA document accordingly.
- h) Maximum targeted mineral production shall be restricted to 1,06,200 MT.
- i) EC is valid only for three years from the date of commencement of the mining operations duly certified by the District Mineral Officer concerned with intimation to the JKEIAA and JKPCC in view of non-availability of replenishment data.

**AGENDA ITEM NO.02.**

Grant of Environment Clearance in favour of Shri Balvinder Singh S/O Shri Keemat Lal R/o Near Chib Resort, Raipur Satwari, Jammu JK UT for proposed RBM (River Bed Mineral) Mining Project, Block No.6, revised area of 8.94 ha. at Bhini River Down Stream Kishan Pur Road Bridge, District Kathua (Plan-I), JK UT under proposal No. SIA/JK/MIN/58842/2020.

**BRIEF SUMMARY:** This case pertains to grant of Environment Clearance under B1 category for proposed RBM (River Bed Mineral) Mining Project, Block No.6, revised area of 8.94 ha. LOI has been issued on 24.07.2020, which was later extended on 15.04.2021 and is valid up to 31.08.2021. Mining plan has been approved on 26-11-2020. Terms of Reference were issued on 06-01-2021 and public hearing was conducted on 31.03.2021. The aforesaid case was processed in pursuance to G.O. 76 JK-FST of 2020 dated 29.07.2021. The area of the block was reduced by Geology & Mining Department on 30-06-2021, As per summary of appraisal report, District Survey Report was not formulated as per guidelines and needs to be revised for including replenishment data etc., The instant case was earlier discussed by JKEAC on 26.12.2020 & 28.07.2021. The Deputy Commissioner, Kathua vide No.DCK-SQ-2021-22/514-18 dated 11.05.2021 had conveyed NOC of different stake holder departments. The NOC from PHE (Jalshakti) had not been included in the communication. During meeting on 28.07.2021, the JKEAC desired NOC from the PHE (Jalshakti) Dept. which has now been submitted. Endorsement of NOC from DFO Billawar Forest Division was also recommended but it was not presented during the deliberations.

Further, the JKEAC has made the following specific observations:

a	Baseline data collection photographs of same site included in EIA document of agenda 1,2,3 and 4. Consultant need to rectify this discrepancy.	Consultant informed that baseline data for mining block 5,6 and 10 collected from common villages due to their close proximity. Agreed by Committee
b	NOC from DFO Basoli mentions that part of the mining block falls under jurisdiction of DFO, Billawar. Accordingly, the certificate be endorsed by DFO Billawar as well.	Not complied yet. JKEIAA to take compliance within time period as decided by JKEIAA
c	The compliance to specific ToR condition No.19 relating to photographs of display screen displaying the date of collection of data missing in EIA report	Not complied yet. JKEIAA to take compliance within time period as decided by JKEIAA
d	CER budget proposed in EIA/EMP is only 0.40 lacs while as commitment made during Public Hearing is 1.75 lacs per annum but the one presented in ppt mentions 2.00 lacs per annum. CER budget need to be revised as per remarks herein above.	Complied
e	NOC from PHE is missing in the communication from Dy. Commissioner concerned under Single Window Clearance system and the Committee desired that in view of shortage of availability of drinking water in the area, the EC cannot be considered unless detailed report from concerned Xen PHE (Jalshakti) is obtained by the PP	Issued by Xen concerned vide letter No. DCK/sa/2021-22/1488-89 Dated 29/07/2021.
f	EMP may be revised with appropriate budget as recommended here-in-above	Complied
g	Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its denovo approval by the competent authority prior to grant of EC or as decided by JKEIAA.	Not complied yet. JKEIAA to take compliance within time period as decided by JKEIAA
h	Mining depth be restricted to 1m in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Dept.	Complied in PFR but it needs to be rectified in mining plan

i	Bulk density of 2.25 not agreed. Committee desired that in absence of actual measurements, a nominal bulk density of 2.0 be	Complied
---	---	----------

**Recommendations of JKEAC.**

In view of the above deliberations and insight gained during the above cited appraisal process, the Committee recommended the case for grant of Environment clearance to the project subject to: -

- a) Standard and Specific Conditions as per Annexure B to the Minutes JKEAC Meeting held on 07<sup>th</sup> August, 2021
- b) Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its denovo approval by the competent authority.
- c) Mining depth of 1m in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Dept.
- d) Bulk density of 2 in absence of actual measurements.
- e) Strict adherence to the terms and conditions of the NOCs of the stakeholder departments which need to be monitored by the enforcement agencies and concerned depts.
- f) No JCBs/ Excavators/ Bulldozers to be used in mining and no water course to be disturbed while transporting minor minerals.
- g) Fresh collection of baseline data in field strictly as per specific ToR condition No.19, its analysis within time frame as decided by the JKEIAA and updation of the EIA accordingly.
- h) Maximum targeted mineral production of 1,07,280 MT.
- i) Condition the revised geographical coordinates as per revised area conveyed by G&M Dept. are mentioned in the EC letter by JKEIAA
- j) Validity of only three years from the date of commencement of the mining operations duly certified by the District Mineral Officer concerned with intimation to the JKEIAA and JKPCC in view of non-availability of replenishment data.

**Decision of Authority.**

After due deliberations on observations of JKEAC, the JKEIAA upheld the recommendations of the Committee to grant Environment clearance to the project subject to fulfillment of following conditions:

- a) Full compliance of Standard and Specific Conditions as per Annexure B to the Minutes of JKEAC Meeting.
- b) Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its approval by the competent authority to be submitted within 3 months of issue of conditional E.C.
- c) Mining depth not to exceed 1m below NSL in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Department.
- d) Bulk density of 2 shall be adopted for calculation of quantity of mined material.

- e) Since part of mining block falls under jurisdiction of DFO Billawar, PP shall get NOC of DFO Bhasoli endorsed by DFO Billawar prior to grant of formal EC.
- f) Strict adherence to the terms and conditions of the NOCs of the stakeholder departments which need to be monitored by the enforcement agencies and concerned departments.
- g) No JCBs/ Excavators/ Bulldozers to be used in mining and no water course to be disturbed while transporting minor minerals.
- h) Fresh collection of baseline data in field strictly as per specific ToR condition No.19, its analysis within six-months and submission of updated EIA document accordingly.
- i) Maximum targeted mineral production shall be restricted to 1,07,280 MT.
- j) EC is valid only for three years from the date of commencement of the mining operations duly certified by the District Mineral Officer concerned with intimation to the JKEIAA and JKPC in view of non-availability of replenishment data.

**AGENDA ITEM NO.03.**

Grant of Environment Clearance in favour of Shri Keemat Lal S/O Shri Koula Ram R/O Raipur Satwari, Jammu, JK UT for proposed RBM (River Bed Mineral) Mining project, Block No.5, area 8.181ha. at Naj Nallah Downstream Naj Bridge, District: Kathua, JK UT under proposal No. SIA/JK/MIN/58847/2020.

**BRIEF SUMMARY:** This case pertains to grant of Environment Clearance under B1 category for proposed RBM (River Bed Mineral) Mining project, Block No.5, area 8.181ha. LOI has been issued on 24.07.2020, which was later extended on 15.04.2021 and is valid up to 31.08.2021. Mining plan has been approved on 26.11.2020. Terms of Reference were issued on 06.01.2021 and public hearing was conducted on 31.03.2021. The aforesaid case was processed in pursuance to G.O 76 JK-FST of 2020 dated 29.07.2021. The area of the block was reduced by Geology & Mining Department on 30.06.2021. As per summary of appraisal report, District Survey Report was not formulated as per guidelines and needs to be revised for including replenishment data etc., The instant case was earlier discussed by JKEAC on 26.12.2020 & 28.07.2021. The Deputy Commissioner, Kathua vide No. DCK/SQ/2021-22/514-18 dated 11.05.2021 conveyed NOCs from different stakeholder departments. The NOC from PHE Dept. had not been included in the communication. During meeting on 28/07/2021, the JKEAC desired NOC from the PHE (Jalshakti) Dept. which has now been submitted by the Project proponent.

**Further, the JKEAC has made the following specific observations:**

a	Baseline data collection photographs of same site included in EIA document of agenda 1,2,3 and 4. Consultant need to rectify this discrepancy.	Consultant informed that baseline data for mining block 5,6 and 10 collected from common villages due to their close proximity. Agreed by Committee
---	--	---

b	The compliance to specific ToR condition No.19 relating to photographs of display screen displaying the date of collection of data missing in EIA report	Not complied yet. JKEIAA to take compliance within time period as decided by JKEIAA
c	CER budget proposed is only 0.36 lacs per annum. However, as per ppt./ Executive Summary/Site Appreciation Note, it is mentioned as 1.60 lacs and same needs to be revised as per remarks in table above	Complied
d	NOC from PHE is missing in the communication from Dy. Commissioner concerned under Single Window Clearance system and the Committee desired that in view of shortage of availability of drinking water in the area, the EC cannot be considered unless detailed report from concerned Xen PHE(Jalshakti) is obtained by the PP	Issued by Xen concerned vide letter No. DCK/sa/2021-22/1488-89 dated:- 29/07/2021.
e	Contradiction in EMP budget in the submitted EIA document. EMP may be revised with appropriate budget as recommended herein above.	Complied
f	Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its denovo approval by the competent authority prior to grant of EC or as decided by JKEIAA.	Not complied yet. JKEIAA to take compliance within time period as decided by JKEIAA
g	Mining depth be restricted to 1m in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Dept.	Complied in PFR but it needs to be rectified in mining plan
h	Bulk density of 2.25 not agreed. Committee desired that in absence of actual measurements, a nominal bulk density of 2.0 be adopted.	Complied

#### **Recommendations of JKEAC.**

In view of the above deliberations and insight gained during the above cited appraisal process, the Committee recommended the case for grant of Environmental Clearance subject to:



- a) Standard and Specific Conditions as per Annexure B to the Minutes of the JKEAC held on 07<sup>th</sup> August, 2021.
- b) Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its denovo approval by the competent authority.
- c) Mining depth of 1m in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Dept.
- d) Bulk density of 2 in absence of actual measurements.
- e) Strict adherence to the terms and conditions of the NOCs of the stakeholder departments which need to be monitored by the enforcement agencies and concerned depts.
- f) No JCBs/ Excavators/ Bulldozers to be used in mining and no water course to be disturbed while transporting minor minerals.
- g) Fresh collection of baseline data in field strictly as per specific ToR condition No.19, its analysis within time frame as decided by the JKEIAA and updation of the EIA accordingly.
- h) Maximum targeted mineral production of 98,160MT.
- i) Condition the revised geographical coordinates as per revised area conveyed by G&M Dept. are mentioned in the EC letter by JKEIAA
- j) Validity of only three years from the date of commencement of the mining operations duly certified by the District Mineral Officer concerned with intimation to the JKEIAA and JKPCC in view of non-availability of replenishment data.

#### **Decision of Authority.**

After due deliberations on observations of JKEAC, the JKEIAA upheld the recommendations of the Committee to grant Environment clearance to the project subject to fulfillment of following conditions:

- a) Full compliance of Standard and Specific Conditions as per Annexure B to the Minutes of JKEAC Meeting.
- b) Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its approval by the competent authority to be submitted within 3 months of issue of conditional E.C.
- c) Mining depth not to exceed 1m below NSL in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Department.
- d) Bulk density of 2 shall be adopted for calculation of quantity of mined material.
- e) Strict adherence to the terms and conditions of the NOCs of the stakeholder departments which need to be monitored by the enforcement agencies and concerned departments.
- f) No JCBs/ Excavators/ Bulldozers to be used in mining and no water course to be disturbed while transporting minor minerals.
- g) Fresh collection of baseline data in field strictly as per specific ToR condition No.19, its analysis within six-months and submission of updated EIA document accordingly.
- h) Maximum targeted mineral production shall be restricted to 98,160MT.

- i) EC is valid only for three years from the date of commencement of the mining operations duly certified by the District Mineral Officer concerned with intimation to the JKEIAA and JKPC in view of non-availability of replenishment data.

**AGENDA ITEM NO.04.**

Grant of Environment Clearance in favour of Shri Naresh Sharma S/O Shri Swaran Dass Sharma R/O Lane No.14, H.No. 105/11, Nanak Nagar, Jammu, JK UT for proposed RBM (River Bed Mineral) Mining project Block No. 18, revised area 7.89 ha. at Bhini River, Upstream Painthal Bridge, Billawar, District- Kathua, UT- J&K under proposal No.SIA/JK/MIN/58843/2020.

**BRIEF SUMMARY:** This case pertains to grant of Environment Clearance under B1 category for proposed RBM (River Bed Mineral) Mining project Block No. 18, revised area 7.89 ha. LOI has been issued on 24-07-2020, which was later extended on 15-04-2021 and is valid up to 31-08-2021. Mining plan has been approved on 26-11-2020. Terms of Reference were issued on 06-01-2021 and public hearing was conducted on 08-04-2021. The aforesaid case was processed in pursuance to G.O. 76 JK-FST of 2020 dated 29-07-2021. The area of the block was reduced by Geology & Mining Department on 30-06-2021, As per summary of appraisal report, District Survey Report was not formulated as per guidelines and needs to be revised for including replenishment data etc., The instant case was earlier discussed by JKEAC on 26-12-2020 & 28-07-2021. The Deputy Commissioner, Kathua vide No.DCK/SQ/2021-22/514-18 dated 11/05/2021 had conveyed NOCs of different Stakeholder departments. The NOC from PHE Dept. had not been included in the communication. During meeting on 28/07/2021, the JKEAC desired NOC from the PHE (Jalshakti) Dept. which has now been submitted.

**Further, the JKEAC has made the following specific observations:**

a	Baseline data collection photographs of same site included in EIA document of agenda 1,2,3 and 4. Consultant need to rectify this discrepancy.	Photographs as well as the location of data collection sites were not accepted by the committee as the mining block is too far off from the mining blocks 5,6 and 10. Sites for collection of baseline data to be identified around the mining block 18 with fresh photographic evidence.
b	The compliance to specific ToR condition No.19 relating to photographs of display screen displaying the date of collection of data missing in EIA report	Not complied yet. JKEIAA to take compliance within time period as decided by JKEIAA
c	Contradiction in Budget under EMP in uploaded documents and PowerPoint presentation and site appreciation note.	Contradiction still exists in site appreciation note and needs to be rectified before grant of EC

d	CER budget proposed is only 0.36 lacs per annum. However, as per ppt./ Executive Summary/Site Appreciation Note, it is mentioned as 1.60 lacs and same needs to be revised.	Complied
e	NOC from PHE is missing in the communication from Dy. Commissioner concerned under Single Window Clearance system and the Committee desired that in view of shortage of availability of drinking water in the area, the EC cannot be considered unless detailed report from concerned Xen PHE(Jalshakti) is obtained by the PP	Issued by Xen concerned vide letter No. DCK/SA/2021-22/1488-89 dated:- 29.07.2021.
f	Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its denovo approval by the competent authority prior to grant of EC or as decided by JKEIAA.	Not complied yet. JKEIAA to take compliance within time period as decided by JKEIAA
g	Mining depth be restricted to 1m in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Dept.	Complied in PFR but it needs to be rectified in mining plan
h	Mining depth be restricted to 1m in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Dept.	Complied in PFR but it needs to be rectified in mining plan
i	Bulk density of 2.25 not agreed. Committee desired that in absence of actual measurements, a nominal bulk density of 2.0 be adopted.	Complied

### **Recommendations of JKEAC**

In view of the above deliberations and insight gained during the above cited appraisal process, the Committee recommended the case for grant of Environment Clearance subject to: -

- a) Standard and Specific Conditions as per Annexure B to these Minutes of Meeting.

- b) Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its denovo approval by the competent authority prior to grant of EC or as decided by JKEIAA.
- c) Mining depth of 1m in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Dept.
- d) Bulk density of 2 in absence of actual measurements.
- e) Strict adherence to the terms and conditions of the NOCs of the stakeholder departments which need to be monitored by the enforcement agencies and concerned depts.
- f) No JCBs/ Excavators/ Bulldozers to be used in mining and no water course to be disturbed while transporting minor minerals.
- g) Fresh collection of baseline data in field strictly as per specific ToR condition No.19, its analysis within time frame as decided by the JKEIAA and updation of the EIA accordingly after selecting fresh sites as per standards.
- h) Submission of fresh baseline data site photographic and video-graphic evidence.
- i) Maximum targeted mineral production of 94680 MT.
- j) Condition the revised geographical coordinates as per revised area conveyed by G&M Dept. are mentioned in the EC letter by JKEIAA
- k) Validity of only three years from the date of commencement of the mining operations duly certified by the District Mineral Officer concerned with intimation to the JKEIAA and JKPCB in view of non-availability of replenishment data

**Decision of Authority.**

After due deliberations on observations of JKEAC, the JKEIAA upheld the recommendations of the Committee to grant Environment clearance to the project subject to fulfillment of following conditions:

- a) Full compliance of Standard and Specific Conditions as per Annexure B to the Minutes of JKEAC Meeting.
- b) Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its approval by the competent authority to be submitted within 3 months of issue of conditional E.C.
- c) Mining depth not to exceed 1m below NSL in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Department.
- d) Bulk density of 2 shall be adopted for calculation of quantity of mined material.
- e) Strict adherence to the terms and conditions of the NOCs of the stakeholder departments which need to be monitored by the enforcement agencies and concerned departments.
- f) Fresh collection of baseline data, photographic and videographic evidence in field strictly as per specific ToR condition No.19, its analysis within six-months and submission of updated EIA document accordingly.
- g) No JCBs/ Excavators/ Bulldozers to be used in mining and no water course to be disturbed while transporting minor minerals.
- h) Revision of geographical coordinates as per revised area conveyed by G&M Dept. to be mentioned in the EC.

- i) Maximum targeted mineral production shall be restricted to 94680 MT.
- j) EC is valid only for three years from the date of commencement of the mining operations duly certified by the District Mineral Officer concerned with intimation to the JKEIAA and JKPCC in view of non-availability of replenishment data.

**AGENDA ITEM NO.5**

Grant of Environment Clearance in favour of Shri Ramesh Kapoor S/O Shri Ram Rakha Mal Kapoor R/O Main Bazar Samba, JK UT for “Minor Mineral Block” at Minor Mineral River Bed Material) at Block No..2/1 Basanter River Downstream NH1A Bridge, Tehsil & District Samba, JK UT (area 9.99 Ha). under proposal No.SIA/JK/MIN/59534/2020.

**BRIEF SUMMARY:** This case pertains to grant of Environment Clearance under B1 category “Minor Mineral Block” at Minor Mineral River Bed Material) at Block No..2/1 (area 9.99 Ha). LOI has been issued on 05-08-2020, which was later extended on 15-04-2021 and is valid up to 31-08-2021. Mining plan has been approved on 24-12-2020. Terms of Reference were issued on 24-02-2021 and public hearing was conducted on 07-04-2021. The aforesaid case was processed in pursuance to G.O 76JK-FST of 2020 dated 29-07-2021. As per summary of appraisal report, District Survey Report was not formulated as per guidelines and needs to be revised for including replenishment data etc., The instant case was earlier discussed by JKEAC on 28-01-2020 & 31-05-2021. The project proponent had submitted the NOCs of Stakeholder departments. However, NOC from Fisheries Dept. and PHE Dept. had not been submitted as yet. PP needs to submit NOC from Fisheries Dept. and PHE Dept. prior to grant of EC.

**Further, the JKEAC has made the following specific observations:**

S. No.	Observation of JKEAC made during 49 <sup>th</sup> JKEAC Meeting	Remarks	Comments on compliance made by PP/consultant
a	The JKEIAA may ask the Geology & Mining Dept. to convey the report of the interdepartmental Committee already recommended to verify the veracity of the complaints w.r.t the instant mining block and to fix responsibility for illegal mining as per the ToR letter issued by JKEIAA vide No. JKEIAA/2021/405/338-42 dated 24/02/2021. The copy of complaints may also be forwarded to the G&M Dept. for appropriate action.	Letter No. DCS/SQ/2021-22/883-87 dated 01/07/2021 from the Dy. Commissioner, Samba indicating that there is no evidence that the PP is involved in illegal mining activity has been submitted by the PP	Agreed

b	The PP may be asked to obtain NOC w.r.t the reported nursery of Soil Conservation Dept. in the vicinity from the Soil Conservation Dept.	Although conditional NOC has been issued by the JD vide No. JDJ/F46/444-46 dated 24/07/21, Soil Conservation Dept., Jammu, yet, the Dist. Soil Conservation Officer vide his No. DSCOS/50-52 dated 09/07/21 has expressed concern on the safety of the Soil conservation units adjacent to the mining block for which he has demanded an undertaking from the PP to safeguard the closures during mining activity.	Agreed. Also, PP be asked to submit undertaking to the effect.
c	The complaints received by the JKEAC office may be forwarded to the Project proponent and consultant by JKEIAA for submitting a pointwise response to the issues raised in the said complaints with photographic and video-graphic evidence/proof.	Unsigned letter dated 25/07/21 without credentials uploaded on the portal. However, the consultant/PP informed that signed copy has been submitted in hard copy to JKEIAA office at Jammu	Agreed. But PP be asked to email duly signed soft copy for record and reference in JKEAC office.

### **Recommendations of JKEAC**

In view of the above deliberations and insight gained during the above cited appraisal process, the Committee recommended the case for grant of Environment Clearance to the project subject to: -

- a) Standard and Specific Conditions as per Annexure B to these Minutes of Meeting.
- b) Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its denovo approval by the competent authority prior to grant of EC or as decided by JKEIAA.
- c) Submission of signed copy of reply to complaint and revised EMP and Surveillance Plan duly signed and stamped by PP and consultant (in both hard and soft copy) as indicated herein above prior to grant of formal EC.

- d) Mining depth of 1m in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Dept.
- e) Strict adherence to the terms and conditions of the NOCs of the stakeholder departments which need to be monitored by the enforcement agencies and concerned depts.
- f) No JCBs/ Excavators/ Bulldozers to be used in mining and no water course to be disturbed while transporting minor minerals.
- g) Fresh collection of baseline data in field strictly as per specific ToR condition No.19, its analysis within time frame as decided by the JKEIAA and updation of the EIA accordingly.
- h) Maximum targeted mineral production of 111480MT.
- i) Condition the geographical coordinates as per Lol are mentioned in the EC letter by JKEIAA
- j) That NOC from PHE and Fisheries Dept are submitted prior to grant of EC
- k) Copy of the affidavit signed by the PP and attested by 1st Class Magistrate to the affect that mining activity shall not damage the adjacent units of the Soil Conservation Dept in the area
- l) Validity of only three years from the date of commencement of the mining operations duly certified by the District Mineral Officer concerned with intimation to the JKEIAA and JKPCB in view of non-availability of replenishment data

**Decision of Authority.**

After due deliberations on observations of JKEAC, the JKEIAA upheld the recommendations of the Committee to grant Environment clearance to the project subject to fulfillment of following conditions:

- a) Full compliance of Standard and Specific Conditions as per Annexure B to the Minutes of JKEAC Meeting.
- b) Revision of the mining plan with mine closure plan, revised mining depth, surface plan, targeted mineral production and replenishment and its approval by the competent authority to be submitted within 3 months of issue of conditional E.C.
- c) Submit a signed copy of reply to complaint and revised EMP and Surveillance Plan duly signed and stamped by PP and consultant (in both hard and soft copy) as indicated here-in-above prior to grant of formal EC.
- d) Mining depth not to exceed 1m below NSL in aggregate in view of non-availability of replenishment data in the DSRs formulated by the G&M Department.
- e) Bulk density of 1.86 shall be adopted for calculation of quantity of mined material.
- f) Strict adherence to the terms and conditions of the NOCs of the stakeholder departments which need to be monitored by the enforcement agencies and concerned departments.
- g) No JCBs/ Excavators/ Bulldozers to be used in mining and no water course to be disturbed while transporting minor minerals.
- h) Fresh collection of baseline data in field strictly as per specific ToR condition No.19, its analysis within six-months and submission of updated EIA document accordingly.
- i) Maximum targeted mineral production shall be restricted to 111480 MT.

- j) That NOC from PHE and Fisheries Dept are submitted prior to grant of EC
- k) Copy of the affidavit signed by the PP and attested by 1st Class Magistrate to the affect that mining activity shall not damage the adjacent units of the Soil Conservation Dept in the area
- l) EC is valid only for three years from the date of commencement of the mining operations duly certified by the District Mineral Officer concerned with intimation to the JKEIAA and JKPCCE in view of non-availability of replenishment data.

The Meeting ended with the vote of thanks to the Chair

Sd/-  
Dr. Neelu Gera, IFS PCCF/Director,  
Member Secretary, JKEIAA, EE&RS

Sd/-  
Nazir Ahmad (Rtd. Chief Engineer)  
Member, JKEIAA

Sd/-  
Lal Chand, IFS (Rtd.)  
Chairman, JKEIAA

No: JKEIAA/2016/02/V/1971-75

Dated: 12 /08/2021

Copy by email to:

1. Mr. Lal Chand, IFS (Rtd.), Chairman, JKEIAA, for information.
2. Er. Nazir Ahmad (Rtd. Chief Engineer), Member, JKEIAA, for information.
3. Dr. Neelu Gera, IFS PCCF/Director, EE&RS, Member Secretary, JKEIAA, for information.
4. The Secretary, JK Expert Appraisal Committee for information.
5. Website(s)

  
(Staff Officer) 11/8/2021  
to PCCF/Director/Member Secretary JKEIAA  
Ecology, Environment & Remote Sensing, J&K