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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.ntc.in



MINUTES OF THE MEETING

In pursuance to the Minutes of the 80th and 81st Meeting of the JK Expert Appraisal Committee held on 29th December, 2021 and 3rd January, 2022 through video Conferencing issued vide No.EAC/JK/22/12171-12183 dated 04-01-2022 and No. EAC/JK/22/12196-12208 dated 10-01-2022 respectively, the 73rd meeting of JK Environment Impact Assessment Authority was held on **17th January, 2022** at 1100 Hrs. 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, 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 M/S NKC Projects Pvt. Ltd. R/o- Budgam, JK UT for Minor Mineral Block, Banderpora Upstream Shaliganga Nallah Village – Banderpora Tehsil – Khansahib District – Budgam JK UT (AREA – 1.29ha) under proposal No.SIA/JK/MIN/239987/2021.

Brief Summary: This case pertains to grant of Environment clearance under B2 category for Minor Mineral Block, Banderpora Upstream Shaliganga Nallah Village – Banderpora Tehsil – Khansahib District – Budgam JK UT (AREA – 1.29ha). The said mining block has been reserved by the Geology & Mining Department under Rule-91 of SRO -105, The block was allotted vide Order No.3516-22 dated 14-08-2021. The Mining plan was approved on 10-11-2021. As per summary of appraisal report, District Survey Report has not been formulated as per guidelines and needs to be revised for including replenishment data etc., Status of NOCs in appraisal report shows that stakeholder departments have issued NOCs (conditionally) in favour of the project. The NOC from Industrial Estate needs to be submitted, in view of communication relating to title verification from the concerned Tehsildar which mentions about mutation of land in favour of adjacent Industrial estate. NOC from Wildlife Department mentions that these Nallah's are feeding channels to Hokersar wetland reserve. The flow and quality of the water should not be affected.

Deliberations/specific observations of JKEAC:

- a) The Dept. of Geology & Mining vide Order issued under No. 3516-22 dated 14/08/2021 has sanctioned a Quarry mining block under Rule 91 of the Minor Mineral Concession

Rules in favour of National Highway Authority of India through M/S NKC Projects Pvt. Ltd., Badgam –the Principal Executing Agency of Ring Road Project around Srinagar City.

- b) M/S NKC Projects Pvt. Ltd, Badgam has now applied for grant of EC for extraction of minor minerals from the mining block under B2 category.
- c) The Committee examined the mining block on the latest Google Image of Oct., 2021 and observed that the mineral materials has been depleted to a large extent due to heavy illegal mining and hardly any material is available for exploitation without endangering the environmental setting of the nalla.
- d) Therefore, the Committee desired the PP to obtain 'fit for mining certificate' from the G&M Dept. also mentioning therein that adequate replenishment has taken place in the block and there is sufficient material available to extract mineral without endangering the ecological and hydrological regime of the nallah.
- e) Heavy Illegal mining activity was observed in and around the mining block as per features on latest Google image of 10, 2021 which needs clarification from the Multi Dept. District level Task Force (MDLTF) Cell for fixing responsibility besides reporting whether the PP is involved in it.
- f) The Committee further observed features on Google Image, indicative of an off-take point of irrigation kuhl originating from the mining block itself near pillar-B which substantiates the assertion made by the concerned Engineer in the NOC. Therefore, the Committee desired the PP to get the mining block resized by the competent Authority to maintain safe distance of 200m upstream and downstream of the off-take points in accordance with national guidelines on the subject.
- g) Further, the NOC from the Wildlife Protection Department mentions that these Nallah's are feeding channels to Hokersar wetland Reserve and mining activity in the block should not affect the flow and quality of the water. It further stipulates that excessive extraction/water diversion must be avoided as it can hamper the smooth flow of water and adversely affect quality of water flowing to the Reserve.
- h) The Title verification issued by the Tehsildar Khansahib vide letter dated 21/07/2021 indicates that the land measuring 64 kanals out of the survey Number, adjacent to the spot has already been mutated in favour of Industrial Estate. Therefore, the Committee desired that the PP should submit NOC from the concerned agency.
- i) Active water channel needs to be excluded from the mining block while calculating the targeted mineral production.
- j) EMP Budget needs to be revised with as per deliberations.
- k) Revision of the mining plan with mine closure plan, revised mining depth, revised area, surface plan, targeted mineral production and replenishment and its denovo approval by the competent authority.
- l) Mining depth of 3.00 m & bulk density of 2.3 adopted in the instant mining plan and Pre- Feasibility Report (PRF) were not agreed by the committee. Mining depth be restricted to max.1m in aggregate and bulk density of 2.0 only be adopted for calculating the production targets in absence of actual field measurements. Accordingly, the PP shall resubmit the revised PFR.

Recommendations of the JKEAC:

In view of the above deliberations/observations made by the Committee here-in-above, the Expert Appraisal Committee did not agree to recommend the case for grant of EC in the present form. However, the PP, if he so desires, may again approach the JKEIAA after resizing the block, reassessing the resource available vis-à-vis the requirement and ensuring compliances/ taking other actions keeping in view the observations/deliberations as here-in- above.

Decisions of JKEIAA:

After due deliberations on concerns raised by JKEAC, the JKEIAA upheld recommendations of the JKEAC not to approve the case for grant of Environment Clearance in the present form. However, the Project proponent may approach JKEIAA again after resizing mining block, reassessing the resource available vis-à-vis the requirement and compliances/ other action taken on observations made by the JKEAC.

AGENDA ITEM NO.02.

Grant of Environment Clearance in favour of M/S NKC Projects Pvt. Ltd. R/o- Budgam, JK UT for Minor Mineral Block, Dreigam Bridge, Downstream Shaliganga Nallah Village – Dreigam Tehsil – Khansahib District – Budgam JK UT (AREA – 3.17ha) under proposal No.SIA/JK/MIN/239974/2021.

Brief Summary: This case pertains to grant of Environment clearance under B2 category for Minor Mineral Block, Dreigam Bridge, Downstream Shaliganga Nallah Village – Dreigam Tehsil – Khansahib District – Budgam JK UT (AREA – 3.17ha)

The Letter of Intent was issued on 14-08-2021 and was extended on 18-09-2021. The validity of Letter of intent was upto 30-11-2021. The Mining plan was approved on 10-11-2021.

As per summary of appraisal report, District Survey Report has not been formulated as per guidelines and needs to be revised for including replenishment data etc.,

Status of NOCs in appraisal report shows that stakeholder departments have issued NOCs(conditionally) in favour of the project. As per Title verification issued by Tehsildar Chadoora, the mining block falls under state land and in private proprietary land.

Deliberations/specific observations of JKEAC:

- a) The Dept. of Geology & Mining vide Order issued under No. 3530-36 dated 14/08/2021 has sanctioned a Quarry mining block under Rule 91 of the Minor Mineral Concession Rules in favour of National Highway Authority of India through M/S NKC Projects Pvt. Ltd., Badgam –the Principal Executing Agency of Ring Road Project around Srinagar City.
- b) M/S NKC Projects Pvt. Ltd, Badgam has now applied for grant of EC for extraction of minor minerals from the mining block under B2 category.
- c) The Title verification issued by the Tehsildar Chadoora vide letter dated 05/08/2021 indicates that the land under the allotted block falls under Private proprietary category and state land for which the prior consent of rightful owners is not on record.
- d) The Committee examined the mining block on the latest Google Image and observed materials having been already depleted to a large extent due to heavy illegal mining

- and hardly any material is available for exploitation without endangering the environmental setting of the nalla.
- e) The Committee further observed features on Google Image, indicative of off-take points of irrigation kuhls originating from the mining block itself near pillar-A and F.
 - f) Heavy Illegal mining activity was observed in and around the mining block as per features on latest Google image of October, 2021 which needs appropriate action by the competent authority.
 - g) NOC from Wildlife Protection Department mentions that these Nallah's are feeding channels to Hokersar wetland Reserve. The mining activity may be detrimental to natural flow and quality of the water flowing into Hokersar Wetland Reserve which is an internationally declared RAMSAR site and home to migratory avifauna.
 - h) Mining depth of 3.00 m & bulk density of 2.3 adopted in the instant mining plan and Pre- Feasibility Report (PRF) were not agreed by the committee.

Recommendations of the JKEAC:

In view of the above deliberations/observations made by the Committee here-in-above, the Expert Appraisal Committee rejected the case for grant of Environment Clearance.

Decisions of JKEIAA:

After due deliberations on concerns raised by JKEAC, the JKEIAA upheld recommendations of the JKEAC to reject the case for grant of Environment Clearance.

AGENDA ITEM NO.03.

Grant of Environment Clearance in favour of M/S NKC Projects Pvt. Ltd. R/o- Budgam, JK UT for Minor Mineral Block, Panzan Bridge to Trumbi Bagh (Lalgam), Downstream Shaliganga Nallah Village – Lalgam Tehsil – Chadoora District – Budgam JK UT (AREA – 3.92ha). under proposal No.**SIA/JK/MIN/233732/2021.**

Brief Summary:

This case pertains to grant of Environment clearance under B2 category for Minor Mineral Block, Panzan Bridge to Trumbi Bagh (Lalgam), Downstream Shaliganga Nallah Village – Lalgam Tehsil – Chadoora District – Budgam JK UT (AREA – 3.92ha).

The Letter of Intent was issued on 14-08-2021 and was extended on 18-09-2021. The validity of Letter of intent was upto 30-11-2021. The Mining plan was approved on 10-11-2021.

As per summary of appraisal report, District Survey Report has not been formulated as per guidelines and needs to be revised for including replenishment data etc.,

Status of NOCs in appraisal report shows that stakeholder departments have issued NOCs (conditionally) in favour of the project and title of land is mentioned as Shamlat.

Deliberations/specific observations of JKEAC:

- a) The Dept. of Geology & Mining vide Order issued under No. 3532-43 dated 14/08/2021 has sanctioned a Quarry mining block under Rule 91 of the Minor Mineral Concession Rules in favour of National Highway Authority of India through M/S NKC Projects Pvt. Ltd., Badgam – the Principal Executing Agency of Ring Road Project around Srinagar City.

- b) M/S NKC Projects Pvt. Ltd, Badgam has now applied for grant of EC for extraction of minor minerals from the mining block under B2 category.
- c) The Committee observed features on Google Image of Oct., 2021, indicative of multiple off- take points of irrigation kuhls originating from the mining block itself which substantiates the assertion made by the concerned Engineer in the NOC.
- d) The Title verification issued by the Tehsildar Chadoora vide letter dated 05/08/2021 indicates that the land under the block falls under Shamlaat category. The consent of the rightful owners is not on record.
- e) NOC from Wildlife Protection Department mentions that these Nallah's are feeding channels to Hokersar wetland Reserve. The mining activity may be detrimental to natural flow and quality of the water flowing into Hokersar Wetland Reserve.
- f) Heavy Illegal mining activity was observed in and around the mining block as per features on latest Google image of October, 2021 which needs appropriate action by the competent authority.
- g) The materials within the block appear to be depleted to a large extent due to heavy illegal mining and any further mining would adversely affect the ecology and hydrological regime of the nalla.
- h) Mining depth of 3.00 m & bulk density of 2.3 adopted in the instant mining plan and Pre- Feasibility Report (PRF) were not agreed by the committee.

Recommendations of the JKEAC:

In view of the above deliberations/observations made by the Committee here-in-above, the Expert Appraisal Committee rejected the case for grant of Environment clearance.

Decisions of JKEIAA:

After due deliberations on concerns raised by JKEAC, the JKEIAA upheld recommendations of the JKEAC to reject the case for grant of Environment Clearance.

AGENDA ITEM NO.04.

Grant of Terms of Reference for River bed Mining Project of Minor Mineral in Block No.42, Area (9.72) ha. and Block No.43 revised area 1.62ha. under cluster situation at Downstream Nallah Vishu H/O M. Amin Mir, Check Bala Reshnagari, Tehsil & District Shopian, JK UT in favour Shri Amit Mahajan S/O Shri Adarsh Mohan Mahajan and Shri Karanvir Sigh S/O Shri Surinder Singh respectively (UNDER CLUSTER SITUATION) under proposal No.SIA/JK/MIN/66424/2021 &SIA/JK/MIN/66651/2021.

Brief Summary:

This case pertains to grant of Terms of Reference under B1 category for River bed Mining Project of Minor Mineral in Block No.42, Area (9.72) ha. and Block No.43 revised area 1.62ha. under cluster situation at Downstream Nallah Vishu H/O M. Amin Mir, Check Bala Reshnagari, Tehsil & District Shopian, JK UT in favour Shri Amit Mahajan S/O Shri Adarsh Mohan Mahajan and Shri Karanvir Sigh S/O Shri Surinder Singh respectively (UNDER CLUSTER SITUATION)

The Letter of Intent was issued on 27-03-2020 and was extended on 18-09-2021. The validity of Letter of intent was upto 30-11-2021.The Mining plan was approved on 09-06-2020.

As per summary of appraisal report, District Survey Report has not been formulated as per guidelines and needs to be revised for including replenishment data etc., Status of NOCs in appraisal report shows that stakeholder departments have issued NOCs (conditionally) in favour of the project. The NOC from Revenue Department is ambiguous. NOC from Irrigation Department mentions that supply channel and main water conductors of Tongri canal and Chin Ladi are in the vicinity.

Deliberations/specific observations of JKEAC:

- a) The Block 43 was discussed by JKEAC under agenda 2 of 78th Meeting held on 18/12/2021. However, the case was deferred and the Committee decided that the same shall be appraised with block 42 forming cluster with it.
- b) Both the blocks viz. 42 and 43 (Revised) were observed on Google image and illegal mining activity was detected in both the mining block as per features on Google image of May, 2021 which requires report from the MDLTF Cell and fixing of responsibility for illegal mining besides, reporting whether the PP is involved in it.
- c) The NOC from Revenue Dept. does not mention the title of the land of mining blocks.
- d) Active water channel observed also in the resized mining block 43.
- e) Title verification needs to clearly spell out the title of the land under the block.
- f) The supply channel of presumably water supply scheme exists in the vicinity of the block 43 which requires specific NOC from the stakeholder departments.
- g) Drastic reduction in mining area is bound to affect the economic viability of mining operations in the block 43 as the viability gap is likely to open doors to illegal mining and result in further degradation of environment.
- h) The Committee further observed Irrigation offtake point at a distance of 214m from the mining block No.42 and found the canal moving parallel to the mining block at a distance of less than 50m. Further, the Committee also noticed extensive erosion on left bank of the nalla at the site of mining block and apprehended that erosion may be aggravated as and when mining operations commence. The Committee therefore, desired that the PP should incorporate adequate mitigation measures in EMP with appropriate budget aimed at arresting the progression of erosion. Besides, the mining operations shall be restricted beyond a distance of 70 m from the erosion affected edge of the nalla and also maintain a safe distance of 50m from edge of the canal. The mining block shall be resized accordingly.
- i) Mining depth of 3.00 m and Bulk density of 2.3 m adopted in the instant mining plan were not agreed by the committee. Mining depth needs to be restricted to max. 1m in aggregate and bulk density be based on actual ground measurements.

Recommendations of the JKEAC:

In view of the above deliberations/observations made by the Committee here-in-above, the Expert Appraisal Committee recommended the cluster of projects for grant of ToRs for preparation of EIA/EMP subject to Standard and Specific Conditions as per Annexure A to the Minutes of Meeting and compliance to observations made here-in-above.

Decisions of JKEIAA:

After due deliberations, the JKEIAA upheld recommendations of the JKEAC for grant of ToRs in favour of the cluster of projects for preparation of EIA/EMP subject to Standard and Specific Conditions as well as compliance to observations as stipulated by JKEIAA/JKEAC.

AGENDA ITEM NO.05.

Grant of Terms of Reference in favour of Shri Jugesh Agarwal S/O ShriRam Chand R/o H.No. 179 Anandpur, Pathankotfor River bed Mining Project in Block No.12, ANG/BR/12, Larkipora Bridge Downstream Bringi Nallah, District-Anantnag, State-J&K, resized Area 7.32ha. ADS. under proposal No. SIA/JK/MIN/59681/2020.

Brief Summary: This case pertains to grant of Terms of Reference under B1 category for River bed Mining Project in Block No.12, ANG/BR/12, Larkipora Bridge Downstream Bringi Nallah, District-Anantnag, State-J&K, resized Area 7.32ha.

LOI has been issued on 24-07-2020, which has been extended on 18-09-2021 and was valid up to 30-11-2021. Mining plan has been approved on 22-02-2021

As per summary of appraisal report, District Survey Report has not been formulated as per guidelines and needs to be revised for including replenishment data etc.,

Status of NOCs in appraisal report shows that stakeholder departments have issued NOCs (conditionally) in favour of the project. NOC from Irrigation Department mentions that supply channel of Barthu is located in the area and extraction of bed material shall adversely affect smooth irrigation facilities to the beneficiaries.

Deliberations/specific observations of JKEAC:

- a) The case had been discussed by the Expert Appraisal Committee earlier during the 24th Meeting held on 19/01/2021 during which the Committee had recommended TORs to the project subject to:
 - i. Reduction of Mining block to maintain a safe distance of 500 mts from the bridge.
 - ii. Obtaining a certificate from Dy. Commissioner, Anantnag District w.r.t title verification of the land with geographical coordinates proposed under the mining block.
- b) However, the JKEIAA had desired the PP to get the mining block resized and obtain prior title verification before granting ToRs.
- c) The PP again approached the JKEIAA for reconsideration of the case after submitting above mentioned compliances and JKEIAA referred the case back to JKEAC for fresh appraisal for grant of ToRs.
- d) During fresh appraisal, it was observed that the PP has got the mining block resized by the Geology and Mining department vide letter no 4714-16 dated 26/08/2021 with a revised area of 7.32ha instead of 9.34ha to maintain a safe distance of 500 mts. from the bridge.
- e) The PP has also submitted a Title verification from Tehsildar Dooru vide letter dated 27/10/2021 which mentions that the said mining block falls under state land.
- f) The communication from irrigation department mentions that supply channel of Barthu is located in the area and extraction of any bed material from the block shall adversely affect smooth irrigation facilities to the beneficiaries and it further mentions

that NOC for the kuhl is required from the Tehsildar concerned as Barthu is a zamindari kuhl.

- g) Heavy Illegal mining activity was observed in and around the mining block as per features on latest Google image of October, 2021 which needs clarification from the Multi Dept. District level Task Force (MDLTF) Cell and fixing of responsibility besides reporting whether the PP is involved in it.
- h) The materials within the block appear to be depleted to a large extent due to heavy illegal mining and hardly any material is left for environmentally sustainable extraction. Therefore, the PP needs to obtain 'fit for mining certificate' from the G&M Dept. to the effect that adequate replenishment has taken place in the block and there is sufficient material available to extract material without endangering the ecology and hydrological regime of the nallah.
- i) The Committee further observed features on Google Image, indicative of an off-take point of irrigation kuhl in the vicinity of the mining block and desired project proponent to obtain field verification of same by the concerned Xen Irrigation Dept.
- j) Active water channel needs to be excluded from the mining block while calculating the targeting mineral production.
- k) Revision of the mining plan with mine closure plan, revised mining depth, revised surface plan, targeted mineral production and replenishment and its denovo approval by the competent authority.
- l) Mining depth of 2.00m and Bulk density of 2.3 m adopted in the instant mining plan were not agreed by the committee. Mining depth be restricted to max. 1m in aggregate and bulk density be based on actual ground measurements.

Recommendations of the JKEAC:

In view of the above deliberations/observations made by the Committee here-in-above, the Expert Appraisal Committee again recommended the project for grant of ToRs for preparation of EIA/EMP subject to Standard and Specific Conditions as per Annexure A to the Minutes of Meeting and compliance to observations made by the JKEAC:

Decisions of JKEIAA:

After due deliberations, the JKEIAA upheld the recommendations of JKEAC to grant ToRs for preparation of EIA/EMP subject to Standard and Specific Conditions as well as compliance to observations as stipulated by JKEIAA/JKEAC.

Agenda Item No.06.

Grant of Environment Clearance in favour of M/S IND SWIFT LABORATORIES LTD, SIDCO, Industrial Growth Centre, Phase 1. for Expansion of API Manufacturing Industrial Unit located at SIDCO Industrial Growth Center, Phase 1, Tehsil Samba, JK UT under proposal No.SIA/JK/IND2/204316/2021 & No.SIA/JK/IND2/152747/2020.

Brief Summary: This case pertains to grant of Environmental clearance in favour of M/S IND SWIFT LABORATORIES LTD, SIDCO, (Chemical Industry) Industrial Growth Centre, Phase 1. for Expansion of API Manufacturing Industrial Unit located at SIDCO Industrial Growth Center, Phase 1, Tehsil Samba, JK UT under B2 Category (Refer MoEF&CC, OM S.O. 2859 (E) dated 16/07/2021). The case was submitted for expansion on 17-03-2021. The inspection of

the plant regarding compliance of earlier Environmental clearance conditions was conducted by J&K Pollution Control Committee on 17-07-2021 and compliance report was submitted on 03-08-2021.

Deliberations/specific observations of JKEAC:

- a) M/S Ind Swift Laboratories Ltd. has set up an API facility at Samba, Jammu and Kashmir.
- b) The total area of the API facility is 3 hectares and the unit falls within SIDCO Industrial Growth Centre, Phase-1.
- c) Environmental Clearance was granted in favour of the above unit for production capacity of 130.8 TPA vide Letter No. J-11011/54/2005 IA-II(I) dated 9th May, 2006 by the MoEF&CC, Gol.
- d) Subsequently, the unit was granted Environmental Clearance for expansion for increased production capacity of 294.3 TPA by JKEIAA vide Letter No. JKEIAA/2018/78/603-610 dated 06-08-2020.
- e) The Unit has again applied for grant of EC for further expansion with a production capacity of 556.9 TPA from the existing 294.3 TPA.
- f) The project is covered under Category '5(f)-B' as per the EIA Notification of Ministry of Environment & Forest (MoEF), dated 14-Sep-06 read with amendments thereof.
- g) The forum was informed that the PP has applied directly under B2 category in pursuance of an opportunity given by MoEF & CC, Govt. of India vide Notification No. S.O. 1223(E) dated 27th March, 2020 read with latest Notification No. S.O. 2859(E) dated 16/07/2021 which reads as:

"All proposals for projects or activities in respect of Active Pharmaceutical Ingredients (API), received from 16th July, 2021 to 31st December, 2021, shall be appraised, as Category 'B2' projects, provided that any subsequent amendment or expansion or change in product mix, after the 31st December, 2021, shall be considered as per the provisions in force at that time."

- h) The Consultant Dr. Sandeep Garg from Eco Laboratories gave a detailed presentation on the project during which he discussed various aspects of the proposed expansion project including project cost, production capacity, water demand, power demand, disaster management, Green space development, pollution control measures, Environmental Management Plan and Corporate Social Responsibility, etc.
- i) The Consultant also presented the compliance of conditions of earlier EC granted for first expansion by the JKEIAA during August, 2020. It was observed that compliance to General Condition No.5 under Air Quality Monitoring of the earlier EC is still awaited.
- j) Mr. J.N Sharma, Environmental Engineer, JK UTPCC, the Co-opted Member informed that the project proponent has not proposed any solution for upgrading the existing air pollution control devices to match the future pollution load owing to expansion proposal. He informed that even the existing ETP is not adequate to cater to the treatment of the increased quantity of waste water due to expansion of the existing facility. He also raised questions as to how the project proponent could expand the unit within the existing space of 3 Ha as there is already shortage of space for any expansion which needs to be elaborated in the project pre-feasibility report. Further, the existing ETP needs to be upgraded with the ZLD technology preferably Multi-effect evaporation system or MBR technology for achieving the desired results, he

- contended. He informed the Committee that already lot of odour is emanating from the unit which needs to be taken care of by suitable pollution control measures.
- k) The Committee observed that there are reports of adverse impact of industrial pollution on the agricultural production in the areas downstream of the Industrial Estate. The Committee was apprised that earlier also the locals had complained about heavy losses to agricultural production due to industrial pollution and the same had reportedly been substantiated by a report of the committee constituted by Govt. in this regard. Therefore, the Committee is of the firm opinion that the PP should formulate and submit a comprehensive proposal with regard to upgradation of the existing ETP and other pollution control devices / measures for meeting the increased production demands.
 - l) The compliance to specific condition No.1 relating to safety audit by Fire & Emergency Department was not agreed as the Members were of the opinion that Disasters are not limited to Fire only. Therefore, the Committee desired that the project proponent must get safety audit done by the UT Disaster Management Authority/Department which should cover entire gamut of protocols required under rules for such units.
 - m) The Committee also desired that the PP should submit material safety data sheets for each of the raw material stored in the premises of the unit.
 - n) Further, the Committee desired that consultant should also submit the thumb rule for calculation of water as per designed criteria and the specification with design of all the APCDs and ETP for adequacy of the pollution control measures.
 - o) It was also observed that the submitted documents do not reflect the actual production achieved against the production capacity projected especially after the grant of Environmental Clearance for expansion by JKEIAA, for which the audited data needs to be submitted.
 - p) It was observed that the pollution data submitted by the project proponent has been collected and analysed by M/S SIMA Laboratories. Mr. J .N. Sharma informed that the testing Reports compiled by SIMA Laboratories are not reliable as the JK UT PCC has recommended the Lab for deregistration. The Committee as such desired that the PP should collect the requisite data afresh along with photographs in presence of PCCs Officers and get it analysed by a reputed NABEL accredited laboratory with proven track record.
 - q) The Committee failed to understand as to why the consultant did not crosscheck the results of discharge of waste water and emissions in-house when their Lab was itself an NABEL Accredited one and also verify the veracity of SIMA Lab from the JK UT PCCs Website.
 - r) The project proponent shall obtain the compliance report of the consent conditions in case, the consent to operate has already been granted to the existing unit by the JK UT PCC.
 - s) The Committee also desired that the project proponent should obtain a certificate from the J&K Pollution Control Committee to the effect that further expansion of the pharmaceutical industry with introduction of the products proposed under the present expansion will not cause any future environmental implication in the area that would adversely impact the human and livestock health, agricultural activity, Air & water quality and livelihoods. The JK PCC may also propose various mitigation measures that

could be undertaken by the project proponent to address implications that may arise owing to such expansion.

Recommendations of the JKEAC:

In view of the above deliberations and insight gained during the above cited appraisal process, the Committee did not agree to approve the case for grant of EC in the present form. However, the project proponent, if he so desires may again approach JKEIAA after submitting compliances /requirements as underlined here-in-above under deliberations of JKEAC.

Decisions of JKEIAA:

After due deliberations, the JKEIAA upheld recommendations of the JKEAC to reject the case for grant of Environment clearance in the present form. However, project proponent may approach JKEIAA again after fulfillment of conditions laid in recommendations by JKEAC herein above.

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/VIII/5616-33

Dated: 17/01/2022

Copy by email to:

1. Mr. Lal Chand, IFS (Rtd.), Hon'ble Chairman, JKEIAA, for information.
2. Er. Nazir Ahmad (Rtd. Chief Engineer), Hon'ble Member, JKEIAA, for information.
3. Commissioner/Secretary to Government, Mining Department, J&K Government for favour of information.
4. Commissioner/Secretary to Government, Forest, Ecology & Environment Department, J&K Government, Civil Secretariat, Jammu for favour of kind information.
5. Dr. Neelu Gera, IFS PCCF/Director, EE&RS, Member Secretary, JKEIAA, for information
6. Director, Geology & Mining Department, J&K Government, Jammu for information and necessary action.
7. Deputy Commissioner, Budgam/Shopian/Anantnag/Samba for information.
8. Chief Engineer, PDD, Jammu/Kashmir for information and n/a.
9. Chief Engineer, Irrigation & Flood Control Department, Jammu/Srinagar for information and n/a.
10. Chief Engineer, PHE, Jal Shakti, Jammu/Srinagar for information and n/a.

11. The Secretary, JK Expert Appraisal Committee for information.
12. Website(s)


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