



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-
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**MINUTES OF THE 33RD MEETING OF JK ENVIRONMENT IMPACT ASSESSMENT AUTHORITY HELD
ON 17-04-2021 AT 1200 HRS. THROUGH VIDEO CONFERENCING**

In pursuance to the Minutes of the 34th Meeting of JK Expert Appraisal Committee held on 10th April, 2021 conveyed vide endorsement No. EAC/JK/20/6582-594 dated 16-04-2021 and subsequent corrigendum No: EAC/JK/20/6667-679 Dated: 16.04.2021, the 33rd Meeting of JK Environment Impact Assessment Authority was held on 17-04-2021 through video conferencing. The following attended the meeting:-

- | | |
|---|--------------------------|
| 1. Mr. Lal Chand, IFS (Retd.) | Chairman, JKEIAAA |
| 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 Shri Karanveer Singh S/o Shri Surinder Singh R/o, Lane No.03, Shaheed Udham Singh Nagar, Pathankot, Punjab for Minor Mineral" (River Bed Material)" at Block No.- 5/24, Jad Khad Upstream Jourian Bridge, Village- Dhok Khalsa, Tehsil- Akhnoor District- Jammu, JK UT over an area of 7.42 ha under proposal No: SIA/JK/MIN/60268/2019.

Deliberations:

The project case has been discussed/appraised in the JKEAC Meeting. The consultant gave a detailed presentation on the project and informed that the project has been submitted under the preview of Govt. order No.76 FST of 2020 and subsequent minutes of meeting of JKEIAA, where under the said order was implemented in view of paucity of key construction material in the market. During discussions, various aspects of the mining block like mining depth, surface plan, haulage route, baseline data, PFR and EIA and EMP came under discussion. The consultant informed that ToRs were issued to the project on 29/11/2019 and Public Hearing was conducted on 15/02/2020. The Consultant informed that the mining depth will be restricted at 0.50 m. The

Consultant presented the baseline air, water, soil & noise data on the letter head of one Overseas Test House & Research Centre Pvt. Ltd., a NABL Accredited Laboratory from Jaipur. The Consultant further informed the Committee that this Testing Laboratory is owned by Overseas Min-Tech Consultants, meaning that it is an in-house Laboratory of the Consultancy. The base line data pertains to the dates between March to June 2019 and reports are in the name of the present PP Sh. Karanveer Singh, who was nowhere in picture at that time. This raised questions regarding authenticity of this data. On further scrutiny of the documents submitted by the Consultant it was observed that annexure 12 appended with EIA-EMP describe the 'Test Reports' of baseline data pertaining to Air, Water, Noise & Soil for 7 project sites viz Bargel kala, Garh, Gurah Jagir, Bhalwal Brahmana, Mandiwala & Kalibardi. The collection dates in this Annexure are shown from 15.03.2019 to 10.06.2019 with various reporting dates.

This all, created doubts that baseline data might not have been actually collected from field but manipulated in the in-house lab of the consultancy. The members were of the view that the role of consultancy is unwarranted and unethical and hence deserves an appropriate penalty. The Committee took strong exception to the way the accredited consultancy has been operating, more so in the light of complaint received by the forum earlier in this regard which had compelled the forum to recommend thorough screening of the cases at the level of JKEIAA before these are forwarded to the JKEAC Office and authentication of the baseline data.

The consultant informed that haulage route is 0.75 km. Public Hearing report also came under discussion. An amount of Rs 22.00 lakh earmarked annually under EMP should amply take proper care of maintenance of the road. A bridge exists at a distance of 460 m from the mining block and therefore, the members desired that the mining block be reduced in size to keep a safe distance of 500 m from the bridge. With this, the mining activity has to be undertaken only within 6.17 ha instead of 7.42 ha, leading to recalculation of the targeted mineral production from the mining block.

In view of the above deliberations, the JKEAC recommended as under:

1. The NABL/MoEF&CC may be intimated about the unprofessional & unethical misconduct and violation of trust by M/s Overseas Test House & Research Centre Pvt. Ltd Laboratory and M/s Overseas Min Tech Consultants, Jaipur for an appropriate action under rules. Meanwhile, necessary action may be initiated for black listing the Consultant M/s Overseas Min Tech Consultants, Jaipur to operate in J&K for a period not less than one year.
2. Either to consider rejection of all such proposals falling within the preview of G.O No.FST76-of 2020 under process in the JKEIAA/JKEAC where the test reports of baseline data bear dates prior to issuance of fresh LoIs and are in the name of the present LoI holder instead of the former project proponent, including revocation of ECs, if already

issued in similarly situated cases or to grant provisional Environmental Clearance subject to condition that the project proponents collect fresh pre-monsoon baseline data by hiring a new NABET recognized laboratory should not owned by the same Consultant with an inhouse arrangement. The Consultant should submit test reports with updated EIA Report within specified time window of opportunity to be decided by the JKEIAA and also, subject to condition, that the PP is allowed to commence the mining operations only after fresh baseline data is accepted and the word, 'Provisional' accordingly dropped from the EC letter through issuance of a formal Environmental Clearance by JKEIAA. Further, in case, the JKEIAA considers the option of granting provisional EC, a speaking order may be issued by the JKEIAA for declaring ECs already issued as, 'Provisional' in all similarly situated cases in the past, if any issued as such. Any failure on the part of PP to resubmit the fresh data, shall render all such ECs as 'NULL and VOID'.

3. Keeping in view the ignorance expressed by the representative of the project proponent in apparent manipulations of the data by the consultant, the committee recommends that the option of grant of provisional EC prior to collection of fresh baseline data as recommended herein above, may be considered in the instant case, and the same shall, however, be subject to following conditions: -
 - a. The project proponent submits a revised mining plan with necessary corrections w.r.t revised mining area and targeted mineral production owing to maintenance of safe distance of 500 mts from the bridge, duly approved by the competent authority within period as allowed by the JKEIAA vide Minutes of Meeting dated 11/02/2021.
 - b) The project proponent implements all the conditions mentioned in the NOCs granted by the concerned stake holder departments which be submitted by PP in the office of JKEIAA and JKEAC prior to issuance of formal EC, as per approved checklist.
 - c) The EC letter mentions the revised geographical coordinates to be conveyed by the G&M Dept. after reduction of the area as recommended above.

Decisions:

1. The JKEIAA upheld the recommendations of the JKEAC at S.No.1 above regarding manipulation of baseline data and initiation of action for blacklisting the Consultant M/s Overseas Min Tech Consultants, Jaipur to operate in J&K for a period not less than one year.
2. The JKEIAA approved the option of granting provisional EC as recommended by JKEAC, subject to fulfillment of conditions recommended by JKEAC:
 - i. that project proponents collect fresh baseline data by hiring anew NABET/QCI recognized consultant. The registered laboratory hired for analyzing baseline data should not be owned by the same Consultant with an in house arrangement. The PP

should submit test reports with updated EIA Report within a period of six months. The baseline data should exclude monsoon period.

- ii. submission of revised mining plan with necessary corrections w.r.t revised mining area and targeted mineral production, resizing to maintain safe distance of 500 m from the bridge, duly approved by the competent authority within period of three months as allowed vide Minutes of Meeting dated 11/02/2021.
3. Member Secretary JKEIAA shall issue a speaking order for declaring all previously issued ECs as 'Provisional' in all similarly situated cases in the past, if any issued as such. Any failure on the part of project proponent to resubmit the fresh data within stipulated period may render all such ECs liable to be withdrawn.

Agenda Item No.02.

Grant of Environment Clearance in favour of M/S Kesri Nandan Mines R/o Makwal Tehsil Ramkot, District Kathua Jammu, JK UT for Minor Mineral" (River Bed Material)" at Block No. 5/23, Village Dhok Khalsa Tehsil Akhnoor, District Jammu, JK UT over an area of 9.98 ha under proposal No. SIA/JK/MIN/60354/2019.

Deliberations:

The case has been discussed/appraised by JKEAC. The consultant gave a detailed presentation on the project and informed JKEAC that the project has been submitted under the preview of Govt. order No.76-FST of 2020 and subsequent minutes of meeting of the JKEIAA whereunder the said order was implemented. During discussions, various aspects of the mining block like mining depth, surface plan, haulage route, baseline data, PFR and EIA and EMP came under discussion. The consultant informed that the Lol was issued by G&M Dept. during August, 2020, ToRs on 29/11/2019 and Public Hearing was conducted on 15/02/2020. Further, the mining plan was approved during January, 2018. The Consultant informed that mining depth will be restricted at 0.50 m. The Consultant presented the baseline data as provided in the test reports of the recognized Testing Laboratory viz. Overseas Test House & Research Centre Pvt. Ltd., NABL Accredited Laboratory, Jaipur. The Letter of Intent was issued by the Geology & Mining Department in August, 2020 and in this regard, the status of data collection is also doubtful as found in the Agenda 1 because the test reports pertains to the year 2019 and are in the name of present Lol holder who was nowhere in picture during that period. The consultant informed that the haulage route is 0.75 km. Accordingly, the consultant was asked to provide adequate funding for haulage route maintenance in the EMP which needs to be updated. Public Hearing report also came under discussion. The Consultant informed that an amount of Rs 20.00 lakh had been earmarked annually under EMP and Rs 7.35 lakh under CER annually. The mining block was examined on the Google Earth platform using the KML/KMZ file emailed by the consultant. The Project case with respect to baseline data and the consultant being same as that of the Agenda 1,

therefore the Committee opined the same views and action thereof with respect to this case as well.

In view of the above deliberations and in the light of deliberations/recommendations made under agenda item No.1 herein above, the Committee recommended as under:-

1. Either to reject the case or to grant provisional Environmental Clearance subject to condition that the project proponent collects fresh pre-monsoon baseline data by hiring a new NABET recognized consultant and gets it analyzed not from an in-house but new NABL recognized Laboratory and submits test reports with updated EIA Report within specified time window of opportunity to be decided by the JKEIAA and also, subject to condition, that the PP is allowed to commence the mining operations only after fresh baseline data is accepted by JKEIAA and the word, 'Provisional' accordingly, shall be dropped from the EC letter through issuance of a formal Environmental Clearance by JKEIAA.
2. The option of grant of provisional EC till collection of fresh baseline data as recommended above, in the present instance, shall however be subject to following conditions: -
 - a. The project proponent implements all the conditions mentioned in the NOCs granted by the concerned stake holder departments which be submitted by PP in the office of JKEIAA and JKEAC prior to issuance of formal EC, as per approved checklist.
 - b. The EC letter must mention the geographical coordinates as per Letter of intent.

Decisions:

The JKEIAA approved the option of granting provisional EC as recommended by JKEAC, subject to fulfillment of conditions recommended by JKEAC. The provisional Environmental Clearance shall be further subject to condition that project proponents collect fresh baseline data by hiring a new NABET/QCI recognized consultant. The registered laboratory hired for analyzing baseline data should not be owned by the same Consultant with an in-house arrangement. The project proponent should submit test reports with updated EIA Report within six months. The baseline data should exclude monsoon period. Any failure on the part of project proponent to resubmit the fresh data within stipulated period may render EC liable to be withdrawn.

Agenda Item No.03.

Grant of Environment Clearance in favour of Shri Parshotam Singh S/O Shri Baljit Singh R/O H.NO. 56 W.NO.3, Kamar Pati Jaito Faridkot, Punjab for Minor Mineral" (River Bed Material)" at Block No.7 (1/7), Tawi River Downstream Railway Bridge, Kishanpur Manwal, Jammu, JK UT over an area of 9.25ha. under proposal No.SIA/JK/MIN/58919/2019.

Deliberations:

The case has been discussed/appraised by the JKEAC. The consultant gave a detailed presentation on the project and informed the committee that this project too has been submitted under the

preview of Govt. order No.76 FST of 2020 and the subsequent minutes of meeting of the JKEIAA where under the said order was implemented. During discussions, various aspects of the mining block like mining depth, surface plan, haulage route, baseline data, PFR and EIA and EMP came under discussion. The consultant informed that the ToRs were issued to the project on 26/12/2019 and the Public Hearing was conducted on 12/03/2020. The Consultant informed that the mining depth will be restricted at 0.75 m. The Consultant presented baseline data as provided in the test reports of the recognized Testing Laboratory viz. Overseas Test House & Research Centre Pvt. Ltd., NABL Accredited Laboratory, Jaipur. The consultant informed that the haulage route is 2.1 km. Accordingly, the consultant was asked to provide adequate funding for haulage route maintenance in the EMP which needs to be updated. The Public Hearing report also came under discussion. The Consultant informed that an amount of Rs 20.00 lacs had been earmarked annually under EMP. The mining block was observed on the Google Earth platform using the KML/KMZ file emailed by the consultant during the proceedings. On Google earth image it was observed that 30% of the block falls under active water channel.

In view of the above deliberations and in the light of deliberations/recommendations made under agenda item No.1 herein above, the Committee recommended as under:-

1. Either to reject the case or to grant Provisional Environmental Clearance subject to the condition that project proponent collects fresh pre-monsoon baseline data by hiring a new NABET recognized consultant and gets it analyzed from not an in-house but new NABL recognized Laboratory and submits test reports with updated EIA Report within specified time window of opportunity to be decided by the JKEIAA and also, subject to condition, that the PP is allowed to commence the mining operations only after fresh baseline data is accepted by JKEIAA and the word, 'Provisional', accordingly shall be dropped from the EC letter through issuance of a formal Environmental Clearance by JKEIAA.
2. The option of grant of provisional EC till collection of fresh baseline data as recommended above, in the instant case shall however be subject to following conditions: -
 - a) The project proponent implements all the conditions mentioned in the NOCs granted by the concerned stake holder departments which be submitted by PP in the office of JKEIAA and JKEAC prior to issuance of formal EC, as per approved checklist.
 - b) 30% of the area as well as targeted mineral production from the mining block shall be reduced owing to active water channel.
 - c) Provisional EC letter must mention the geographical coordinates as per revised Letter of intent.

Decisions:

The JKEIAA approved the option of granting provisional EC as recommended by JKEAC with reduced area and targeted production as calculated by JKEAC, subject to fulfillment of conditions

recommended by JKEAC, including submission of revised mining plan, besides necessary corrections w.r.t resizing of block to exclude active water channel, revised mining area and targeted mineral production, duly approved by the competent authority within three months as allowed vide Minutes of Meeting dated 11/02/2021. The provisional Environmental Clearance will be further subject to the condition that the project proponents collect fresh baseline data by hiring a new NABET/QCI recognized consultant. The registered laboratory hired for analyzing baseline data should not be owned by the same Consultant with an in-house arrangement. The project proponent should submit test reports with updated EIA Report within six months. The baseline data should exclude the monsoon period. Any failure on the part of project proponent to resubmit the fresh data within stipulated period may render EC liable to be withdrawn.

Agenda Item No.04.

Grant of Environment clearance in favour of Shri Harpal Singh S/O Sh. Sant Singh R/o-Chatha Farm, Jammu, JK for Minor Mineral (River Bed Material)" at Block No-5/22 (47), Jad Khad Downstream Jourian Bridge, Village- Dhok Khalsa, Tehsil- Akhnoor, Jammu JK UT over an area of 8.65ha. under proposal No.SIA/JK/MIN/60162/2019.

Deliberations:

The project case has been discussed/appraised by JKEAC. The Consultant gave a brief overview on the project and informed the committee that following receipt of a complaint from local Sarpanch and Panchs, the JKEAC in its 26th meeting had desired that the PP must obtain title verification of the mining block from concerned revenue authority and he presented a letter from the concerned revenue authority. The Committee deliberated on the same during the 29th JKEAC and observed that the concerned revenue authority had not closed the complaint after re-verification and proper enquiry. The Committee had further opined that the Revenue Authority should certify that the area has same geographical coordinates as indicated in the Lol, is a state land and also simultaneously dispose-off the complaint before proceeding further in the matter. The Consultant presented the letter No. TJ/2020-21/OQ/13-16 dated 08/04/2021 from the Tehsildar, Jorian, where under the site plan of the area showing geo-coordinates has been authenticated. The Members cross-checked the same with the multi-date Google Earth Images of the past and observed that the area under mining block has never showed any signs of agricultural activity in the past and therefore, Consultant was asked to continue discussion on other aspects of the appraisal process. The consultant informed the Committee that Lol for minor mineral block having an area of 8.65 ha located at Block No-47 Jad Khad Downstream Jourian Bridge, Village- Dhok Khalsa, Tehsil- Akhnoor, District- Jammu, J&K was granted earlier in favour of Shri Balbir Singh S/O Shri Jagar Singh R/o 25-C, Gandhi Nagar Jammu, J & K by DGM office vide letter No.622/MCC/DGM/ Block-47/Jmu/17/5885-89 Dated: 16-12-2017. TOR was issued by JKEIAA for the project in Name of Shri Balbir Singh Vide letter no

JKSEIAA/2019/III/106/113-18 dated 29-11-2019. Public Hearing for the project was conducted on 15.02.2020 under the Chairmanship of SDM Akhnoor (nominated by DM Jammu-North). Consultant further informed that the LOI was issued to Shri Harpal Singh S/o Shri Sant Singh through an E-Auction conducted by District Auction Committee under the Chairmanship of Dy. Commissioner, Jammu vide letter no 818/MCC/DGM/B-5/22/Jmu/20/4071-78 dated 17-8-2020. The consultant informed that as per J&K Government Order No:76-JK(FST) of 2020 Dated 29-07-2020, the TOR, Public Consultation and Environmental Clearance till whichever stage already obtained/completed in favour of the previous allottees of the minor mineral block was deemed to have been transferred in favour of the new allottees of E-Auction process. Consultant also presented copies of NOCs issued by Forest Dept. and Irrigation & Flood Control Department. JKEAC also asked the consultant to present test reports of baseline data. The Consultant presented same from M/s Noida Testing Laboratories issued in the name of the project proponent with date of issue 25/01/2021. The conclusion of the Public Hearing Report was also presented in which the concerns of the local population have been recorded and on the whole, it is in favour for legal mining activity in the area. Consultant informed that mining depth shall be restricted to 0.5m. The mining block was examined on Google Earth Image of December, 2019 and it showed a stone crusher in the close vicinity of mining block. JKEAC also deliberated on EMP and Consultant was asked to revise the cost under Green Belt development so that the overall EMP cost is around Rs 18.00 lakh.

In view of the above deliberations, the Committee unanimously recommended grant of Environmental Clearance in favour of the project subject to fulfillment of conditions and prior updation of the EMP as per deliberations and subject to adherence to the conditions if any imposed by the stake holder departments while granting NOCs, clearly mentioning the geographical coordinates in the EC letter as per Lol.

Decision:

The JKEIAA approved grant of EC as recommended by JKEAC, subject to fulfillment of recommended conditions and submission of revised EMP.

Agenda Item No.5.

Grant of Environment Clearance in favour of M/s Sai Mines Logate Tehsil & District- Kathua JK UT for Minor Mineral (River Bed Material) Project at Block No. 3(1/3), (Area- 9.34 ha.), Tawi River Downstream Railway Bridge Kishanpur Manwal Village- Kishanpur (Jammu Block), Tehsil- Jammu, District- Jammu, JK UT under proposal No. SIA/JK/MIN/66510/2019.

Deliberations:

The project case has been discussed/ appraised by JKEAC. The consultant gave a detailed presentation on the project and informed that this project too has been submitted under the

preview of Govt. order No.76 FST of 2020 and subsequent minutes of meeting of the JKEIAA where under the said order was implemented. The consultant informed that the case had been listed in 16th meeting of JKEAC held on 5th of October, 2020 during which a query was raised on the legal status of the land. The MoM of the 16th meeting of JKEAC show that the mining block when overlaid on Google Earth Image had partly fallen inside the forest boundary which had prompted the Committee to raise the query. The Consultant presented NOC dated 26/02/2021 from the concerned DFO which was deliberated upon thoroughly. Since, DFO concerned had not mentioned the pillar coordinates of forest boundary in his NOC, Members desired that the doubtful area be excluded from the mining block, thereby leaving only 6.90 ha to be considered for appraisal. Members also observed a fringe of presumably cultivated land on the western side of the mining block and desired it to be excluded from the mining block. During discussions, various aspects of mining block like mining depth, surface plan, haulage route, baseline data, PFR and EIA and EMP came under discussion. Consultant informed that ToRs were issued to the project on 26/12/2019, LoI issued vide letter dated 24/07/2020, Mining plan approved on 12/04/2018 and Public Hearing was conducted on 11/03/2020. Consultant also informed that mining depth will be restricted at 0.75 m. Consultant presented the baseline data as provided in the test reports of a single day viz. October, 2020 from the in-house recognized Testing Laboratory, viz. Overseas Test House & Research Centre Pvt. Ltd., NABL Accredited Laboratory, Jaipur.

The consultant informed that the haulage route is 4.10km. Accordingly, the consultant was asked to provide adequate funding to the tune of Rs 3.00 lakh per annum for haulage route maintenance in the EMP which needs to be updated. The Public Hearing report also came under discussion. The members also desired that the sampling locations be increased from five to seven as haulage route passes through villages. The Consultant informed that an amount of Rs.20.00 lacs had been earmarked annually under EMP.

In view of the above deliberations & similarity with respect to baseline data of Agenda 1, the recommendations shall be also the same as made under agenda item No.1 herein above. The Committee recommended as under:-

1. Either to reject the case or to grant provisional Environmental Clearance subject to condition that the project proponent collects fresh pre-monsoon baseline data by hiring a new NABET recognized consultant and gets it analyzed not from an in-house but new NABL recognized Laboratory and submits test reports with updated EIA Report within specified time window of opportunity to be decided by the JKEIAA and also, subject to condition, that the PP is allowed to commence the mining operations only after fresh baseline data is accepted by JKEIAA and the word, 'Provisional', shall accordingly be dropped from the EC letter through issuance of a formal Environmental Clearance by JKEIAA.

2. The option of grant of provisional EC till collection of fresh baseline data as recommended above, in the present instance, shall however be subject to following conditions: -
- a) The project proponent implements all the conditions mentioned in the NOCs granted by the concerned stake holder departments which be submitted by PP in the office of JKEIAA and JKEAC prior to issuance of formal EC, as per approved checklist.
 - b) On the written request of the project proponent, only 6.90 ha be considered for mining activity out of 9.34 ha after deduction of the doubtful forest area and cropland and the G&M Dept./ Competent Authority be asked to issue necessary corrigendum to the approved mining plan with fresh coordinates.
 - c) Provisional EC letter must mention the geographical coordinates as per revised Lol to be issued by Geology & Mining Dept. prior to issuance of the provisional EC.

Decisions:

The JKEIAA approved the option of granting provisional EC as recommended by JKEAC with revised area, minable quantity and geo-coordinates, subject to fulfillment of conditions recommended by JKEAC, including submission of revised mining plan with necessary corrections, w.r.t resizing to exclude doubtful forest area and cropland, revised mining area and targeted mineral production, duly approved by the competent authority within three months as allowed vide Minutes of Meeting dated 11/02/2021. The provisional Environmental Clearance will be further subject to the condition that the project proponents collect fresh baseline data by hiring a new NABET/QCI recognized consultant. The registered laboratory hired for analyzing baseline data should not be owned by the same Consultant with an in-house arrangement. The PP should submit test reports with updated EIA Report within six months. The baseline data should exclude the monsoon period. Any failure on the part of project proponent to resubmit the fresh data within stipulated period may render EC liable to be withdrawn.

Agenda Item No.6.

Grant of Environment Clearance in favour of M/S Singh Minerals R/o Near Kali Mata Mandir, Kolluwali Gali, Pathankot, Punjab for MINOR MINERAL (River Bed Material) Project at Block No. 5/30, (Area- 9.61 ha.), Khourwali Khad Upstream, Village- Narayana, Tehsil- Khour, District- Jammu, JK UT under proposal No. SIA/JK/MIN/57459/2019.

Deliberations:

The case has been discussed/appraised by the JKEAC. The consultant gave a detailed presentation on the project and informed the committee that the project has been submitted under the preview of Govt. order No.76 FST of 2020 and the subsequent minutes of meeting of the JKEIAA where under the said order was implemented. During discussions, various aspects of the mining block like mining depth, surface plan, haulage route, baseline data, PFR and EIA and EMP came

under discussion. The consultant informed that the ToRs were issued to the project on 29/11/2019, Lol issued on 18/08/2020 and the Public Hearing was conducted on 13/02/2020. The Consultant informed that the mining depth will be restricted at 0.50 m. The Consultant presented baseline data as provided in the test reports of the recognized Testing Laboratory viz. Overseas Test House & Research Centre Pvt. Ltd., NABL Accredited Laboratory, Jaipur. The consultant informed that the haulage route is 1.13 km. Accordingly, the consultant was asked to provide adequate funding (3 lakh per annum) for haulage route maintenance in the EMP which needs to be updated. The Public Hearing report also came under discussion. The Consultant informed that an amount of Rs 20.00 lacs has been earmarked annually under EMP and Rs 3.71 lacs under CER plan. The mining block was observed on the Google Earth platform using the KML/KMZ file emailed by the consultant during the proceedings.

In view of the above deliberations and in the light of deliberations/recommendations made under agenda item No.1 herein above, the Committee recommended as under:-

1. That either to reject the case or to grant Environmental Clearance provisionally subject to condition that the project proponent collects fresh pre-monsoon baseline data by hiring a new NABET recognized consultant and gets it analyzed not from in-house but new NABL recognized Laboratory and submits test reports with updated EIA Report within specified time window of opportunity to be decided by the JKEIAA and also, subject to condition, that the PP is allowed to commence the mining operations only after fresh baseline data is accepted by JKEIAA and the word, 'Provisional', shall accordingly be dropped from the EC letter through issuance of a formal Environmental Clearance by JKEIAA.
2. The option of grant of provisional EC till collection of fresh baseline data as recommended above, in the present instance, shall however be subject to fulfillment of standard & specific conditions.
 - a. The project proponent implements all the conditions mentioned in the NOCs granted by the concerned stake holder departments which be submitted by PP in the office of JKEIAA and JKEAC prior to issuance of formal EC, as per approved checklist.
 - b. Provisional EC letter must mention the geographical coordinates as per Lol.

Decisions:

The JKEIAA approved the option of granting provisional EC as recommended by JKEAC, subject to fulfillment of conditions recommended by JKEAC. The provisional Environmental Clearance will be further subject to the condition that the project proponents collect fresh baseline data by hiring a new NABET/QCI recognized consultant. The registered laboratory hired for analyzing baseline data should not be owned by the same Consultant with an in-house arrangement. The PP should submit test reports with updated EIA Report within six months. The baseline data should exclude

the monsoon period. Any failure on the part of project proponent to resubmit fresh data within stipulated period may render EC liable to be withdrawn.

Sd/-

Dr. Neelu Gera, IFS, Pr.CCF/
Director, EE&RS,J&K
Member-Secretary, JKEIAA

Sd/-

Er. Nazir Ahmad
Member, JKEIAA

Sd/-

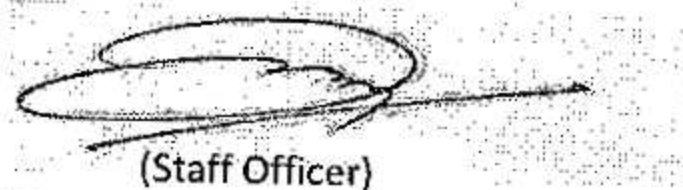
Lal Chand, IFS,
Chairman, JKEIAA

No:JKEIAA/2016/02/V/ 935-39

Dated: 17-04-2021

Copy by email to:

1. Mr. Lal Chand, IFS (Retd), Chairman, JKEIAA, for information.
2. Er. Nazir Ahmed (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. Parivesh Portal.



(Staff Officer)

to PCCF/Director/Member Secretary /JKEIAA
Ecology, Environment & Remote Sensing
J&K, Jammu