

### **Minutes of 501<sup>st</sup> SEAC Meeting Dated 12/10/2020**

The 501<sup>st</sup> meeting of SEAC was held through video conferencing in view of the Corona Virus Disease (Covid-19) on 12/10/2020. Following members were participate in the online meeting:

1.	Dr. (Prof.) S.N. Singh,	Chairman
2.	Dr. Sarita Sinha,	Member
3.	Dr. Virendra Misra,	Member
4.	Dr. Pramod Kumar Mishra,	Member
5.	Dr. Ranjeet Kumar Dalela,	Member
6.	Dr. Ajoy Kumar Mandal,	Member
7.	Shri Rajive Kumar,	Member
8.	Shri Meraj Uddin,	Member
9.	Prof. S.K. Upadhyay,	Member

The Chairman welcomed the members to the 501<sup>st</sup> SEAC meeting which was conducted online. The SEAC unanimously took following decisions on the agenda points discussed:

SEAC has approved the minutes of meeting dated 01.10.2020, 05.10.2020, 06.10.2020, 07.10.2020 & 08.10.2020,

1. पत्रांक- 687/पर्या0(DEIAA)-722/2017-18, दिनांक 10.01.2018 द्वारा जारी पर्यावरणीय अनापत्ति पत्र श्री मार्तण्ड प्रताप सिंह, जमगांव शाहगंज के पक्ष में (Transfer) स्थानान्तरित करने के सम्बन्ध में।

Under para-11 of EIA Notification, 2006 mentioned as below:

"A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written "no objection" by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period. **No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases."**

Hence, no action is required at SEAC level.

2. पत्रांक-132/पर्या0(DEAC/Sand(E-Tender)-गोरखपुर, दिनांक 19.03.2018 द्वारा जारी पर्यावरणीय अनापत्ति पत्र श्री संजय कुमार मदेशिया, बुलहवा, छितौनी, कुशीनगर के पक्ष में (Transfer) स्थानान्तरित करने के सम्बन्ध में।

Under para-11 of EIA Notification, 2006 mentioned as below:

"A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written "no objection" by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period.

**No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases.”**

Hence, no action is required at SEAC level.

**3. Transfer of Environmental Clearance for Sand/Moram Mining from Gata No.- gha, lease area 5.0 ha., Village- Mathram Giri. Tehsil-Khajani, Disstrict- Gorakhpur.- Transfer of Environmental Clearance No.-140/Parya/ DEAC/ Sand(E-Tender Co E-Auction/ Gorakhpur/2017-18., Dated 19-03-2018**

Under para-11 of EIA Notification, 2006 mentioned as below:

“A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written “no objection” by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period. **No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases.”**

Hence, no action is required at SEAC level.

**4. Transfer of Environmental Clearance for Sand/Moram Mining from Gata No.-Ra. Lease area 5.0 ha. Village- Rudain Urf Majhgawa, Tehsil-Basganj, Disstrict- Gorakhpur.**

Under para-11 of EIA Notification, 2006 mentioned as below:

“A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written “no objection” by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period. **No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases.”**

Hence, no action is required at SEAC level.

**5. पत्रांक- 694/पर्या0(DEIAA)-733/2017-18, दिनांक 10.01.2018 द्वारा जारी पर्यावरणीय अनापत्ति पत्र श्री उमाशंकर तिवारी, टिकरी, कमलानगर, फूलपुर, प्रयागराज के पक्ष में (Transfer) स्थानान्तरित करने के सम्बन्ध में।**

Under para-11 of EIA Notification, 2006 mentioned as below:

“A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written “no objection” by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period. **No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases.”**

Hence, no action is required at SEAC level.

**6. Transfer of Environmental Clearance No.-185/Parya/DEAC/2018, Dated 02-01-2018**

Under para-11 of EIA Notification, 2006 mentioned as below:

“A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written “no objection” by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period.

**No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases.”**

Hence, no action is required at SEAC level.

**7. उत्तर प्रदेश औद्योगिक विकास प्राधिकरण(यूपीडा) के पत्रांक-11764 / 1429 / एम / यूपीडा / 19, दिनांक 18.09.2020 पर समिति द्वारा विचार-विमर्श।**

SEAC gone through the letter no. 11764/1429/M/UPEIDA/19 dated 18.09.2020 of UPEIDA regarding the amendment in Environment Clearance issued by DEIAA, Prayagraj vide letter no 807/parya/,DEIAA-796/2018-19 dated 15.11.218. Committee discussed the matter and opined that the project proponent should apply for such amendment through online portal.

**8. Transfer of Environmental Clearance “Ordinary Sand Mining” Araj No.-140/4, (Area 4.0 Ha) in Village – Basaratpur, Tehsil-Chunar- District- Mirzapur.**

Under para-11 of EIA Notification, 2006 mentioned as below:

“A prior environmental clearance granted for a specific project or activity to an applicant may be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written “no objection” by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period.

**No reference to the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned is necessary in such cases.”**

Hence, no action is required at SEAC level.

**9. Sand Mining from Yamuna River Bed at Gata No.-20, Village- Fulwa, Bisauna & Jonhwal, Tehsil- Sadar, Allahabad, U.P., M/s Laxmi Construction, Area-8.0 Ha) File No.4010SIA/UP/MIN/72444/2018**

Committee noted that the matter was listed in 442nd SEAC Meeting Dated 06/01/2020 and deliberated as follows:-

In compliance with the Hon’ble High Court order dated: 01.4.2019, served by the applicant vide his letter dated: 14.4.209, SEAC considered the case in 398th SEAC meeting dated: 30.4.2019.

*The committee discussed the letter dated 14/04/2019 submitted by Shri Dinesh Chand Nishand, M/s Laxmi Construction and found that the petitioner has not given all facts, which were necessary to be brought on record for just and appropriate decision of the case, directed the petitioner/project proponent/consultant to present their detailed representation before the SEAC regarding the matter. The minutes of meeting have been put on public domain.*

*However, the Project Proponent/ Consultant did not appear before the Committee to resolve the matter but outwardly approached the Hon'ble Court with misleading facts.*

*Again, in compliance with the order of Hon'ble High Court dated 21-11-2019 (received on 17-12-2019) again, the petitioner was required to present his case before SEAC in its 442nd meeting dated 06-01-2020 (Agenda of 442 item no. 23) bringing on record the detailed facts necessary for disposal of the case. The information was also uploaded on public domain [www.seiaaup.in](http://www.seiaaup.in) and the petitioner was also informed vide registered letter no. 746/parya/SEAC-4010/2018 dated: 30-12-2019 in this regard, but the petitioner or their any representative didn't turn up. He also didn't send any representation or any reason for his absence.*

*It is pertinent to mention here that since the Hon'ble High Court had not adjudicated the averments made in the petition on merits, it was necessary for the committee to require the petitioner to bring on record the necessary facts, but the petitioner didn't do so; instead the petitioner is pressing the contempt petition on misleading facts. In this situation, the committee is not being able to dispose of the matter in just and fair manner.*

The matter is again reviewed in SEAC meeting dated 12/10/2020 and observed that the project proponent didn't turn up till date. He also didn't send any representation or any reason for his absence.

**Hence after in depth discussion, the committee deliberated that the project file should be closed and be opened only after request from the project proponent. The file shall not be treated as pending at SEAC. The matter will be discussed only after submission of online request on prescribed online portal.**

**10. Stone (Khanda, Gitti & Red Morrum) Mine at Gata No.-52, at Village- Sirsiya Thakurai, Tehsil- Robertsganj, Sonebhadra P., Smt. Binduwati Devi., Area -5.0 Acre., 5828**

Defer due to shortage of time for the next SEAC meeting.

**11. Construction of Rubber dam at 1.5 Km downstream of Taj Mahal on River Yamuna in Agar City, District-Agra.,, Shri Anil Kumar, Chief Engineer, Sinchai, Lucknow. 5717SIA/UP/MIS/161987/2020**

Defer due to shortage of time for the next SEAC meeting.

**12. Sand Mining from Ghaghra River Bed at Gata No.-01, Village-Kalafarpur Manjha, Tehsil-Sohawal, District-Ayodhya, U.P., M/s Hina Enterprises., Lease Area: 8.7 Ha, 5720SIA/UP/MIN/53784/2020**

Defer due to shortage of time for the next SEAC meeting.

**13. Sand/Morrum Mining from Dhasan River Bed at Khand No.-06, Village- Tolakhangan, Tehsil- Rath, District- Hamirpur, U.P., (Area: 32.11 Ha) 5699,SIA/UP/MIN/ 53864/2020**

Defer due to shortage of time for the next SEAC meeting.

- 14. Cement Grinding Unit for Proposed Production of 2.0 MTPA at Khasra No.-1164K, 1165K, 1168, 1170, 1140Kha, 1162Ga, 1167mi, Village-Nagardeeh, District- Amethi, U.P., M/s Kanodia Cement Ltd. 5847/5078 ,SIA/UP/IND56666/2019**

Defer due to shortage of time for the next SEAC meeting.

- 15. Building Stone "Sand Stone" at Arajai No.-639, at Village- Rampur Sakteshgarh, Tehsil- Chunar, District- Mirzapur, U.P., M/s Shahnai Constrction, Area -3.64 ha,4807 SIA/UP/MIN/36042/2019**

Defer due to shortage of time for the next SEAC meeting.

- 16. बालू खनन सम्बन्धी प्रकरण पत्रावली संख्या-4250, गाटा संख्या-293/1, 293/2, 294/6, 298/10, 299/1 एवं 718/1, ग्राम-कछला खण्ड-प्रथम, तहसील व जनपद-बदायूँ, (एरिया-45.85 हेक्टेयर) में खनिज उपलब्धता के सम्बन्ध में समिति द्वारा प्रस्तुत स्थल निरीक्षण रिपोर्ट के क्रम में समिति के निर्देशानुसार जिलाधिकारी/जिला खनन अधिकारी, बदायूँ द्वारा फक्चुअल रिपोर्ट उपलब्ध कराये जाने के सम्बन्ध में श्री मदन सिंह नेगी के पत्र दिनांक 09.10.2020 पर समिति द्वारा विचार-विमर्श।**

Defer due to shortage of time for the next SEAC meeting.

**(Dr. Virendra Misra)  
Member**

**(Dr. Pramod Kumar Mishra)  
Member**

**(Dr. Ranjeet Kumar Dalela)  
Member**

**(Shri Meraj Uddin)  
Member**

**(Dr. Ajoy Mandal)  
Member**

**(Shri Rajiv Kumar)  
Member**

**(Prof. S.K. Upadhyay)  
Member**

**(Dr. Sarita Sinha)  
Member**

**(Dr. (Prof.) S. N. Singh)  
Chairman**