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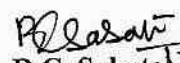
	<p align="center"><b>STATE ENVIRONMENTAL IMPACT ASSESSMENT AUTHORITY (SEIAA)-DELHI</b> <b>OFFICE OF DELHI POLLUTION CONTROL COMMITTEE</b> <b>5<sup>th</sup> FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI 110006</b> Visit us at <a href="http://dpcc.delhigovt.nic.in">http://dpcc.delhigovt.nic.in</a></p>
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F.No. DPCC/SEIAA/2017/51/6193-6200

Dated: 15.09.2017

**MINUTES OF MEETING**

Please find enclosed the minutes of meeting of **51<sup>th</sup> meeting** of the State Environmental Impact Assessment Authority (SEIAA) held on **15.09.2017** in the Conference Room of DPCC, at 5<sup>th</sup> Floor, ISBT Building, Kashmere Gate, Delhi – 110006, for information and necessary action, if any.

  
(Dr. B.C. Sabata) 5/9  
Member Secretary

To:

1. **Sh. Krishna Mohan Sahni, IAS Rtd. (Chairman, SEIAA)**, House No.38, Pkt 2, Jasola Vihar, Behind Apollo Hospital, New Delhi-11002.
2. **Dr. Kamal K Pant (Professor) (Member, SEIAA)**, Department of Chemical Engineering IIT Delhi, HauzKhas, New Delhi-110016
3. **Director, Mahatma Gandhi Institute of Combating Climate Change (MGICCC) (Member Secretary, SEIAA)**, Department of Environment, Government of National Capital Territory of Delhi, Pall-Bakthawarpur Road, Alipur, New Delhi, Delhi-110036.
4. **Additional Principal Chief Conservation of Forest (C)**, Regional Office (Central), Ministry of environment & Forest, Regional Office, Kendriya Bhawan, 5<sup>th</sup> Floor, Sector-H, Aliganj, Lucknow-226024.
5. **Dr. Mukesh Khare (Professor) (Chairman, SEAC)**, Department of Civil Engineering, Indian Institute of Technology, Delhi HauzKhas, New Delhi-110016.
6. **Director (Environment), (Secretary, SEAC)**, Department of Environment, Government of NCT of Delhi.
7. **PS to Secretary (Environment) cum Chairman, DPCC**- for kind information.
8. ☒ **IT Cell** for placing the minutes on website.

  
(Dr. B.C. Sabata) 5/9  
Member Secretary

**STATE ENVIRONMENTAL IMPACT ASSESSMENT AUTHORITY (SEIAA)-  
DELHI**

OFFICE OF DELHI POLLUTION CONTROL COMMITTEE  
5th FLOOR, ISBT BUILDING, KASHMERE GATE, DELHI-110006  
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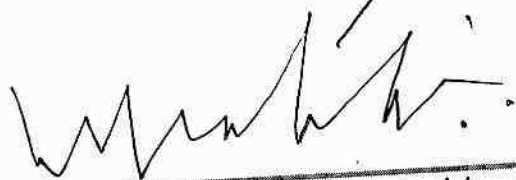
**Minutes of the 51<sup>st</sup> meeting of State Level Environmental Impact Assessment  
Authority (SEIAA) held on 15.09.2017 at 11.30 am in the Conference Room of Delhi  
Pollution Control Committee.**

The 51<sup>th</sup> meeting of the State Level Environmental Impact Assessment Authority (SEIAA) was held on 15.09.2017 in the Conference Room of Delhi Pollution Control Committee, ISBT Building, Kashmire Gate, Delhi-06.

The meeting was held under the Chairmanship of Sh. Krishna Mohan Sahni. The following were present in the meeting:


- |    |                         |   |                  |
|----|-------------------------|---|------------------|
| 1) | Sh. Krishna Mohan Sahni | - | Chairman         |
| 2) | Dr. Kamal K Pant        | - | Member           |
| 3) | Dr. B.C.Sabata          | - | Member Secretary |

Sh. Pankaj Kapil, SEE, DPCC & S.K. Goyal, EE, DPCC assisted the Authority during the meeting.



1 | 15 Sept-  
(Krishna Mohan Sahni)  
Chairman, SEIAA

B.C. Sabata-  
(Dr. B.C. Sabata)  
Member Secretary, SEIAA

  
(Dr. K.K Pant)  
Member, SEIAA



**Agenda No. 01****Case No. C-309**

<b>Name of the Project</b>	Environmental Clearance for Proposed Common Bio-medical Waste Treatment Facility at Khasra No- 90/0, Mundka, Udyog Nagar Industrial Area, Delhi
<b>Project Proponent</b>	M/s Hitech Waste Solutions Pvt Ltd, 243, Anupam Garden, Nebsarai, New Delhi.
<b>Proposal No.</b>	SIA/DL/MIS/10938/2016
<b>File No.</b>	DPCC/SEIAA-III/C-309/DL/2016

**(i) Case No. C-310**

<b>Name of the Project</b>	Environmental Clearance for Proposed Common Biomedical Waste Management Facility at SSI Industrial Area, GT Karnal Road, Delhi.
<b>Project Proponent</b>	M/s RudrakshEnvirocare Pvt. Ltd., 1046, Sec-31, Gurgaon - 122002, Haryana
<b>Proposal No.</b>	SIA/DL/MIS/10956/2016
<b>File No.</b>	DPCC/SEIAA-III/C-310/DL/2016

**(ii) Case No. C-311**

<b>Name of the Project</b>	Environmental Clearance for Proposed Common Biomedical Waste Management Facility at Jhilmil Industrial Area, North Delhi District Shahdara, Delhi.
<b>Project Proponent</b>	M/s Medicare Environmental Management Pvt. Ltd., 403, 4 <sup>th</sup> floor, BPTP Park Centra, Sector-39, NH-08, Gurgaon Haryana-122001.
<b>Proposal No.</b>	SIA/DL/MIS/10191/2016
<b>File No.</b>	DPCC/SEIAA-III/C-311/DL/2016

**Case No. C-312**

<b>Name of the Project</b>	Environmental Clearance for Proposed Common Bio Medical Waste Disposal & Treatment Facility at Block-B, Phase-1, Mayapuri Industrial Area, Delhi
<b>Project Proponent</b>	M/s Spectrum Waste Solutions Pvt. Ltd., 17 PoorviMarg, VasantVihar, New Delhi - 110070
<b>Proposal No.</b>	SIA/DL/MIS/10958/2016
<b>File No.</b>	DPCC/SEIAA-III/C-312/DL/2016

21  
15 Sept  
(Krishna Mohan Sahni)  
Chairman, SEIAA

Dr. B.C. Sabata  
(Dr. B.C. Sabata)  
Member Secretary, SEIAA

15/9/17  
(Dr. K.K Pant)  
Member, SEIAA



The SEAC in its 79<sup>th</sup> meeting held on 16.04.2016 w.r.t. above four cases noticed that the four project proponents have filed the application for issuance of the TOR for setting up the new Common Bio-Medical Waste Facilities in addition to the already existing facilities of Delhi

The SEAC in its above said 79<sup>th</sup> meeting held on 16.04.2016 recommended as follows w.r.t. above four cases:

*"The Committee noticed that the four project proponents have filed the application for issuance of the TOR for setting up the new Common Bio-Medical Waste Facilities in addition to the already existing facilities of Delhi.*

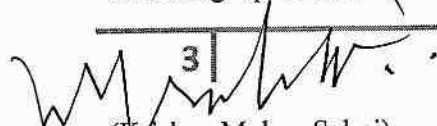
*During the meeting, it was appraised to the Committee that the Advisory Committee on Bio Medical Waste Management in its meeting held on 22.09.2015 under the chairmanship of Special Secretary (Health & Family Welfare) has discussed that the Bio Medical Waste generation in Delhi as well as existing capacity of Common Bio-Medical Waste Treatment Facilities is about 14.94 Tonne/day and about 24 Tonne/day (18 hours basis) respectively and this could meet the treatment capacity by the existing CBWTF for next 3 to 5 years.*

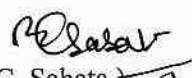
*Under the provisions of newly notified BMW management Rules, 2016, the guidelines for CBWTF is mandatory therefore the selection of the site for setting up of such facility shall be made in consultation with the prescribed authority, other stake holders in accordance with guidelines published by MoEF&CC or CPCB. Regarding the land requirement the CPCB guidelines provides that a CBWTF will require minimum of one acre land area so probability a CBWTF is to be set up on a plot size of not less than one Acre. None of the proposal is in possession of the requisite land area as inquired from each of them during the meeting.*

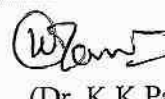
*The Committee took a note of the fact that increasing the number of CBWTF in Delhi in indiscriminate manner will add to the incineration activities in Delhi and thereby defeat the efforts of the Delhi Government for the minimisation of environmental pollution in Delhi State. Therefore, Setting up of any new CBWTF is to be governed as per the provisions of Bio-Medical Waste Rules as well as the guidelines issued by Central Pollution Control Board/MoEF&CC in accordance with the need base specially when the BMW generation exceeds the existing treatment capacity in a state which is also as per the review to be done by the advisory committee periodically in consultation with DPCC and DHS regarding requirement of the any new facilities.*

*The Committee decided that the Advisory Committee constituted in pursuance of Bio Medical Waste Management Rules be asked to advise whether any new CBWTF in Delhi is required and viable in view of the fact that already existing CBWTF's in Delhi are having more treatment capacities than the BMW generation and catering the need of health care establishments in accordance with BMW Rules. "*

The cases were considered in subsequently by SEAC in its 81<sup>st</sup> meeting held on 16.07.2017 and in its 83<sup>rd</sup> meeting held on 15.10.2016 SEAC recommended that the response of Directorate of Health Services received vide letter dated 06.09.2016 along with e-mail dated 14.10.2016 received from Sh. Navneet Panwar be forwarded to prescribed authority under Bio-Medical Waste Management Rules i.e. Delhi Pollution Control Committee for comments and present status of the case before Hon'ble NGT in OA No 508/2015 specifically in respect of setting up of new CBWTF in Delhi. Accordingly matter referred to concerned cell of

  
(Krishna Mohan Sahni)  
Chairman, SEIAA

  
(Dr. B.C. Sabata)  
Member Secretary, SEIAA

 15.9.17  
(Dr. K.K. Pant)  
Member, SEIAA



DPCC and reminders were also issued in view of SEAC's meeting held on 17.12.2016 and on 11.03.2017. However response from DPCC is still awaited.

SEAC in its 88th meeting held on 01.04.2017 recommended to issue a letter to Advisory Committee to provide its final views on the recommendation of the Core Committee made in its meeting dated 27.07.2016 to advise categorically, regarding setting up of any new CBWTF in Delhi mentioning the earlier letter of SEAC issued on 29.04.2016 and inconclusive response received from DHS vide letter dated 06.09.2016. It was also decided that reminder to DPCC may also be issued mentioning that SEAC is not able to proceed further in these matter in absence of any response from DPCC. Accordingly letters were issued on 12.04.2017.

The SEAC in its 89<sup>th</sup> meeting held on 29.04.2017 recommended to defer the case for want of responses of Authorities.

No response received from DHS & DPCC however a response vide letter dated 19.06.2017 received from Sh. B. Vinod Babu (Divisional head, WMD-I) stating that as per the Annual report for year 2015, 14.6 tons/day of Bio-medical waste is generated from 4197 Nos. of health care facilities and the same is treated and disposed by 02 Nos. of Common Bio-Medical Waste treatment facilities and 08 Nos. of Captive Treatment facilities (only Autoclaves) installed by the healthcare facilities. The available data of 2015 shows that bio-medical generation in Delhi is showing increasing trend at the rate of 7.35% during the year 2011-2015.

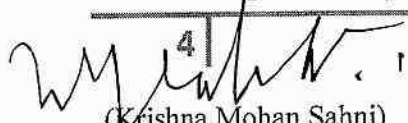
As per the assessment which was carried out in March-April, 2017, jointly by CPCB & DPCC in compliance of the order of Hon'ble NGT s dated 10.01.2017 the total treatment capacity of existing 2 CBWTFs (M/s Biotic Waste Solutions Pvt Ltd & M/s SMS Water Grace Pvt. Ltd ) total capacity is 53.8-54 tons /day.


The guidelines on CBWTFs stipulates that new CBWTFs may set-up depending on the total bio-medical waste generation and the total existing treatment capacity. Therefore in view of above necessity for setting up of 3 new CBWTF be decided on the total bio-medical waste generation (taking in to consideration of next 10 years generation) and the available treatment capacity in line with the revised guidelines for CBWTFs issued by CPCB.

As per rule 17(1) of Bio-Medical Waste Management Rules, 2016, the department in business allocation of land assignment is responsible for providing suitable site for setting up of common bio-medical waste treatment and disposal facility in the State Government or Union Territory administration.

As per rule 17(2) of Bio-Medical Waste Management Rules, 2016 the selection of site for setting up of such facility is to be made in consultation with the prescribed authority, other stakeholders and in accordance with guidelines published by the Ministry of Environment, forest and Climate Change or Central Pollution Control Board.

*The SEAC in its 90<sup>th</sup> meeting held on 29.07.2017 recommended that as per letter received from CPCB the existing installed treatment capacity for the Bio-Medical Waste Generation in Delhi has been reported as 54 tons/day as per the assessment which was carried out in March-April, 2017, jointly by CPCB & DPCC. The bio-medical waste generation in year 2015 is reported as 14.6 tons/day. The CPCB has further advised that necessity for setting up of 3 new CBWTs be decided on the total bio-medical waste generation (taking in to consideration of next 10 years generation) and the available treatment capacity in line with the revised guidelines for CBWTFs issued by CPCB. It has been further reported by CPCB*

  
(Krishna Mohan Sahni)  
Chairman, SEIAA

  
(Dr. B.C. Sabata)  
Member Secretary, SEIAA

  
(Dr. K.K Pant)  
Member, SEIAA



that the available data of 2015 shows that bio-medical generation in Delhi is showing increasing trend at the rate of 7.35% during the year 2011-2015. Rule 11 of Bio-Medical Waste Management Rules, 2016 prescribes the constitution of an Advisory Committee by every State Government or Union Territory administration under the chairmanship of respective Health secretary to oversee the implementation of these rules and rule 17(2) prescribes the selection of site for common bio-medical waste treatment and disposal treatment facility (CBWTF) in consultation with the prescribed Authority ( the DPCC in present case), other stake holders and responsibility to provide suitable site lies with the department in the business allocation of land assignment.

In view of aforesaid position, the SEAC recommended in its 90<sup>th</sup> meeting held on 29.07.2017 that all the four cases be delisted and any new application for CBWTF be entertained only at the site provided/approved by the land owning/assignment agencies of Delhi with due concurrence of DPCC and Advisory Committee constituted under Bio-Medical Waste Management Rules, 2016.

**SEIAA deliberated in the matter and decided as follows:**

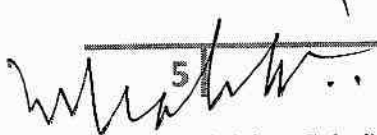
**The SEIAA approved the above decision taken by SEAC in its 90<sup>th</sup> meeting held on 29.07.2017 and decided to delist all the four cases.**

**Agenda No.2**

**Case No. C-319**

<b>Name of the Project</b>	E.C for Expansion of the Leela Hotel at Diplomatic Enclave, Africa Avenue, Netaji Nagar, Chanakyapuri, New Delhi
<b>Project Proponent</b>	M/s Hotel Leelaventure Ltd. Diplomatic Enclave, Africa Avenue, Netaji Nagar, New Delhi.
<b>Proposal No.</b>	SIA/DL/NCP/52476/2016
<b>File No.</b>	DPCC/SEIAA-III/C-319/DL/2016

The Project Proponent i.e. M/s Hotel Leela venture Ltd. obtained the environmental clearance on 13.06.2008 from MoEF&CC, GOI for constructing the 200 rooms hotel on a plot area of 12,140 sqm. The total built up area was 39,194.98 sqm (3 level basements + ground + 7 floors). The total water requirement was 408 KLD (fresh water requirement 219 KLD). The capacity of STP proposed was 220 KLD. Treated waste water to be used for flushing of toilets – 37 KLD, horticulture – 20 KLD, AC cooling – 130 KLD. Total solid waste generation was 630 Kg/day. The power requirement was 2228 KW. The total parking spaces proposed were for 548 ECS (basement 1 – 167, basement 2 – 211, basement 3 – 219 and surface – 51). Total cost of project was Rs. 306 Crores. As per conditions envisaged in the environmental clearance regarding STP, during operation phase, the project proponent was required to install the Sewage Treatment Plant (STP) and treated effluent emanating from STP was to be reused / recycled to the maximum extent possible.

  
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Chairman, SEIAA

  
(Dr. B.C. Sabata)  
Member Secretary, SEIAA

  
(Dr. K.K Pant)  
Member, SEIAA



DPCC issued directions u/s 33(A) of Water Act 1974 and u/s 31 (A) of Air Act 1981 on 01.06.2016 subsequent to issuance of Show Cause notices and considering the reply of the project proponent. The Hotel has obtained consent from DPCC on 29.01.2014 which is valid up to 17.10.2018. In view of directions issued by DPCC the project proponent applied through OSEMC portal on 01.08.2016 for modification in the environmental clearance.

Project Proponent also submitted a copy of letter dated 06.10.2012 issued by Regional office of MOEF & CC, GOI regarding compliance status of EC conditions.

The proposal was listed in the SEAC in its 83rd meeting held on 15.10.2016 meeting however the project proponent submitted the request vide letter dated 14.10.2016 to defer the case for 15 days and after due deliberations, the SEAC recommended to defer the case on the request of project proponent.

The SEAC in its 85th meeting held on 17.12.2016 recommended to defer the case in view of Gazette Notification issued vide S.O No. 3999 (E) dated 09.12.2016 and the observation of SEIAA in its 41st meeting dated 15.12.2016 deciding that with immediate effect only the building and construction projects falling under Category B of item No. 8 (b) will be dealt with SEIAA & SEAC, Delhi.

The SEAC in its 87th meeting held on 11.03.2017 recommended *to delist the case* in view of Gazette Notification issued vide S.O No. 3999 (E) dated 09.12.2016 and the observation of SEIAA in its 41st meeting dated 15.12.2016 deciding that with immediate effect only the building and construction projects falling under Category B of item No. 8 (b) will be dealt with SEIAA & SEAC, Delhi. In the mean time MoEF&CC, GOI has issued a notification dated 14.03.2017 regarding the violation cases.

SEIAA in its 45th meeting held on 24.03.2017 decided that the project proponent be asked to approach MOEF & CC, GOI for appraisal & amendment of EC in view of Notification dated 14.03.2017 and matter be referred to legal cell for filing prosecution.

SEIAA deliberated in the 49th meeting held on 04.07.2017 decided to delist the case in view of appraisal & amendment of EC to be considered by MOEF&CC,GOI as per Notification S.O.804(E) dated 14.03.2017 due to the fact that it is a violation case as expansion has been undertaken without obtaining amendment of Environmental Clearance issued in 2008.

Accordingly, letter issued on 24.07.2017 for delisting the case. The file of draft complaint received from the legal cell (LO-I), DPCC has been sent to LO-II for its vetting who is dealing with the matters in NGT as done in other cases of violations.

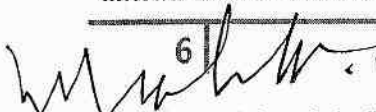
SEIAA deliberated in the 50th meeting held on 02.08.2017 decided *that the complaint be vetted by the law officer dealing with the NGT matter and progress be apprised in next meeting.*

**SEIAA deliberated in the matter and decided as follows:**

***It was apprised to SEIAA that the vetted complaint has been signed by M.S., SEIAA and legal cell of DPCC is in the process of filing the same before designated court.***

***Further the SEIAA decided that the project proponent be asked to submit the compliance of the action taken in respect of notification dated 14.03.2017 regarding the appraisal and amendment in Environmental Clearance with a copy to all concerned.***

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(Krishna Mohan Sahni)  
Chairman, SEIAA

  
(Dr. B.C. Sabata)  
Member Secretary, SEIAA

  
(Dr. K.K. Pant)  
Member, SEIAA



**Agenda No:03****Case No: 20**

Name of the Project	"Environmental Clearance for renovation of M/s Hotel Queen Road Pvt. Ltd., 19, Ashoka Road, New Delhi.
Project Proponent	M/s Hotel Queen Road Pvt. Ltd., 19, Ashoka Road, New Delhi.

SEIAA deliberated the issue in its 47<sup>th</sup> meeting held on 04.05.2017 and ex-post facto ratified the decision taken by the then MS, SEIAA to keep the issuance of Environmental Clearance in abeyance in view of erstwhile OM dated 12.12.2012 for want of legal action. It was further decided that in view of notification dated 14.03.2017 the Environmental Clearance approved by the erstwhile SEIAA now cannot be issued at the state level in view of aforesaid notification. The project proponent, being the violation case, be asked to approach MOEF & CC, GOI for obtaining Environmental Clearance along with all relevant background. MS, SEIAA to file prosecution expeditiously.

Letter to the project proponent was issued on 15.05.2017. The file forwarded for legal vetting to legal cell of DPCC regarding prosecution.

SEIAA in its 48<sup>th</sup> meeting held on 29.05.2017 desired that the progress be reported in next meeting.

SEIAA deliberated in the 49<sup>th</sup> meeting held on 04.07.2017 and observing that file has been received from Legal Cell of DPCC along with the complaint to be filed, SEIAA desired the process be completed within a week and progress be reported in next meeting.

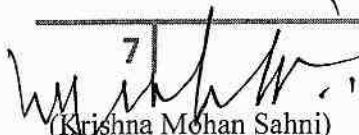
Matter was deliberated in the 50<sup>th</sup> meeting held on 02.08.2017 and observing that complaint signed by MS, SEIAA has been forwarded to the legal cell of DPCC for further necessary action, SEIAA decided that progress be reported in next meeting.

**SEIAA deliberated in the matter and decided as follows:**


*As per verbal information gathered from DPCC the prosecution has been filed before designated court, the same may be confirmed in writing from legal cell of DPCC and Project proponent be asked to submit the compliance of the action taken in respect of notification dated 14.03.2017 regarding the appraisal and amendment in Environmental Clearance with a copy to all concerned.*

**Agenda No.04****Case No: 205(offline) :**

Name of the Project	Expansion on Laxmipat Singhanian Medical Foundation "PushpawatiSinghanian Research Institute" Press Enclave Marg, Sheikh Sarai, Phase-II, New Delhi
Project Proponent	Mr. U.K. Gupta, Owner, M/s Laxmipat Singhanian Medical Foundation, Link House (4 <sup>th</sup> Floor), 3, Bahadur Shah Zafar Marg, New Delhi-110002.

  
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(Dr. B.C. Sabata)  
Member Secretary, SEIAA

  
(Dr. K.K. Pant)  
Member, SEIAA



<b>Project Consultant</b>	M/s Grass Roots Research & Creation India (P) Ltd.
<b>Date of Application</b>	03.04.2014 in DPCC

The proposal was considered in 65<sup>th</sup> SEAC meeting dated 30.04.2014, 66<sup>th</sup> SEAC meeting dated 22.05.2014, 73<sup>th</sup> SEAC meeting dated 17.10.2015, 74<sup>th</sup> SEAC meeting dated 12.12.2015, 78<sup>th</sup> SEAC meeting dated 09.04.2016, 79<sup>th</sup> SEAC meeting dated 16.04.2016, 80<sup>th</sup> SEAC meeting dated 28.05.2016, 81<sup>st</sup> SEAC meeting dated 16.07.2016 & in 82<sup>nd</sup> SEAC meeting dated 20.08.2016 and subsequently in 38<sup>th</sup> SEIAA meeting dated 05.10.2016 & 43<sup>rd</sup> SEIAA meeting dated 02.02.2017.

SEIAA in its 44<sup>th</sup> meeting held on 02.03.2017 deliberated on the issue and decided that in view of MOEF & CC Notification dated 09.12.2016, SEIAA is no longer concerned with the subject matter of this case which appropriately, should immediately be transferred to the concerned local body for further course of action.

In the mean time MoEF&CC, GOI issued a notification dated 14.03.2017 regarding the violation cases.

The Authority in its 45<sup>th</sup> meeting held on 24.03.2017 reviewed its earlier decision taken on 02.03.2017 in view of the notification dated 14.03.2017 issued by MOEF & CC, GOI for grant of EC in view of said Gazette Notification S.O No. 804 (E) dated 14.03.2017. It was decided to ask the project proponent to apply to MOEF & CC, GOI. Separately, the Authority resolved that compliant for filling the prosecution by SEIAA be vetted by the legal cell of DPCC dealing with the NGT matter expeditiously so that matter be considered in next meeting of Authority.

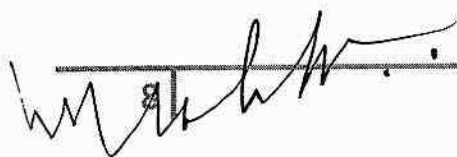
Accordingly letter issued to Project Proponent and file sent to legal cell of DPCC.

SEIAA in its 46<sup>th</sup> meeting held on 10.04.2017 deliberated the issue and observed that report from legal cell awaited and should be obtained and put up in next meeting.

A response vide letter dated 21.04.2016 from Sub District Magistrate ( South) was received stating that a field visit was made by Halqa Patwari of concerned village and as per his report no construction activities is going on and no material was found lying there. A compliance report from DISCOM has also been received stating that there is no electricity supply available to the project and DG Sets are used for construction activity.

SEIAA in its 47<sup>th</sup> meeting held on 04.05.2017 took note of status of action in the matter and desired that filing of prosecution be expedited and be initiated within 30 days positively and compliance be reported in next meeting. The case was referred to legal cell of DPCC accordingly and SEIAA in its 48<sup>th</sup> meeting desired that the progress be reported in next meeting.

Matter was deliberated in the 49<sup>th</sup> meeting of SEIAA held on 04.07.2017 and observing that file has been received from Legal Cell of DPCC along with the complaint to be filed, SEIAA desired the process be completed within a week and progress be reported in next meeting.

  
(Krishna Mohan Sahni)  
Chairman, SEIAA

  
(Dr. B.C. Sabata)  
Member Secretary, SEIAA

  
(Dr. K.K. Pant)  
Member, SEIAA

15/9/17



Matter was deliberated in the 50<sup>th</sup> meeting held on 02.08.2017 and observing that complaint signed by MS, SEIAA has been forwarded to the legal cell of DPCC for further necessary action, SEIAA decided that progress be reported in next meeting.

**SEIAA deliberated in the matter and decided as follows:**

*As per verbal information gathered from DPCC the prosecution has been filed before designated court, the same may be conformed in writing from legal cell of DPCC and Project proponent be asked to submit the compliance of the action taken in respect of notification dated 14.03.2017 regarding the appraisal and amendment in Environmental Clearance with a copy to all concerned.*

**Agenda No. 05**

**Complaint against Delhi Development Authority for violations w.r.t. Environmental Clearance conditions in its project titled "Construction of 352 Multi-storeyed 2 Bedroom Apartment adjoining Pocket 3, Sector-19 B, Dwarka, New Delhi."**

Matter was taken up in the in SEIAA meeting dated 19.08.2016 and the Authority remanded the matter to SEAC for examination & submitting report upon physical verification within 30 days.

The case was considered in 82<sup>nd</sup> meeting of SEAC held on 20.08.2016 and committee decided for the site visit by the SEAC members be conducted in 1<sup>st</sup> week of September 2016. The site visit could not be conducted due to unavoidable circumstances.

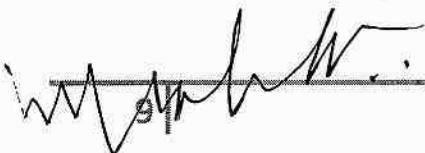
The SEAC in its 83<sup>rd</sup> meeting held on 15.10.2016 and 85<sup>th</sup> meeting held on 17.12.2016 recommended that inspection be conducted expeditiously.

The SEAC in its meeting held on 11.03.2017 recommended that the case be referred back to SEIAA in view of Gazette Notification issued vide S.O No. 3999 (E) dated 09.12.2016 and the observation of SEIAA in its 41<sup>st</sup> meeting dated 15.12.2016 deciding that with immediate effect only the building and construction projects falling under Category B of item No. 8 (b) will be dealt with SEIAA & SEAC, Delhi

The SEIAA in its 45<sup>th</sup> meeting held on 24.03.2017 decided that the complaints be forwarded to DPCC for inspection by concerned consent management cell and case be put up in next meeting.

SEIAA in its 46<sup>th</sup> meeting held on 10.04.2017 noted with regret that the inspection report sought in this matter from DPCC has still not been received. SEIAA, therefore resolved in its said meeting that DPCC be reminded in the matter and awaited inspection report be put up positively at the next meeting of the Authority by 30.04.2017. In meeting scheduled on 04.05.2017 it was observed that the inspection is still awaited.

The SEIAA decided in its 47<sup>th</sup> meeting held on 04.05.2017 that the project proponent be called in next meeting of SEIAA to ascertain its response regarding the complaint with documentary evidences. Accordingly letter issued to Project Proponent on 15.05.2017.



(Krishna Mohan Sahni)  
Chairman, SEIAA



(Dr. B.C. Sabata)  
Member Secretary, SEIAA



(Dr. K.K. Pant) 15/9/17  
Member, SEIAA



The DDA vide its letter dated 22.05.2017 has submitted its point wise comments on the complaint and requested to postpone the appearance on 29.05.2017.

The SEIAA in view of comments received from DDA decided to call the project proponent in next meeting.

SEIAA deliberated in the 49<sup>th</sup> meeting held on 04.07.2017. The representations of the DDA's Sh. K. S. Narwal, Executive Engineer & Sh. S.C. Taneja, Assistant Engineer attended the meeting and handed over the reply dated 03.07.2017 during meeting. The DDA representation explained that no construction work for the project started before EC. The Authority decided that that DDA should submit consolidated parawise reply w.r.t the complaint to clarify their stand. Accordingly, letter issued to DDA on 24.07.2017. A letter dated 10.07.2017 has also been received from the complainant withdrawing its earlier complaint dated 25.07.2016.

SEIAA deliberated in the 50<sup>th</sup> meeting held on 02.08.2017 and deferred the case for want of reply from DDA. Subsequently DDA submitted its reply on 28.07.2017 giving para-wise reply of complaint.

*SEIAA deliberated on the issue and in view of withdrawal of complaint by complainant it was decided that the project proponent be asked to strictly adhere to the EC Conditions and submit the requisite six-monthly monitoring reports to the prescribed Authority.*

*It was also separately decided to refer the matter to MOEF & CC, GOI to decide as to which Authority in Delhi will proceed with this matter henceforth in view of notification dated 09.12.2016 i.e., the cases in which EC has been issued prior to 09.12.2016 for the built-up area less than 1,50,000 Sq.m.*

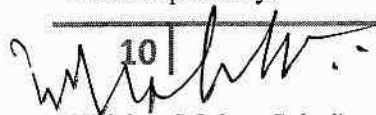
**Agenda No.06**

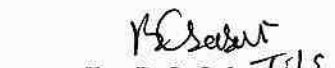
**(Case No. C-314)**

<b>Name of the Project</b>	"Environmental Clearance for Proposed Wazirabad bridge project on river Yamuna".
<b>Project Proponent</b>	Mr. P. K. Sharma (Executive Engineer-I) Wazirabad Bridge Project, Delhi Tourism and Transportation Development corporation Ltd., Near Petrol Pump Majnu Ka Tila, Outer Ring Road, Delhi-110054.
<b>Proposal No.</b>	SIA/DL/NCP/11050/2015
<b>File No.</b>	DPCC/SEIAA-III/C-314/DL/2016

The SEIAA granted Environmental Clearance in its 43<sup>rd</sup> meeting held on 02.02.2017 to the project with one of the conditions as follows:

A monitoring cell for compliance of this Environmental Clearance shall be created consisting of Chief Engineer, DTTDC, and officers nominated by Forest Department, Irrigation and Flood Control, DDA and DJB. Chief Engineer, DTTDC shall submit the report in every 3 months to SEIAA till completion of the project. The report will be reviewed in the meeting of SEIAA quarterly.

  
(Krishna Mohan Sahni)  
Chairman, SEIAA

  
(Dr. B.C. Sabata)  
Member Secretary, SEIAA

  
(Dr. K.K. Pant)  
Member, SEIAA



EC was issued to the project on 10.02.2017.

The project proponent was called telephonically to appear before Authority in its 47<sup>th</sup> meeting held on 04.05.2017. Sh. Bunker, Executive Engineer appeared before authority. He informed that necessary action for constituting the monitoring cell has been initiated and few nominations are remaining. The SEIAA directed that the compliance report of Environmental Clearance Condition shall be submitted in next SEIAA meeting.

Letter to the project proponent issued on 15.05.2017. Sh. Shishir Bansal, Chief Engineer, DTTDC appeared before authority and informed that compliance report is at final stage after visit and meeting of the monitoring cell constituted.

The SEIAA decided to call the project proponent in next meeting to give presentation on the compliances. All members of monitoring cell be present during meeting.

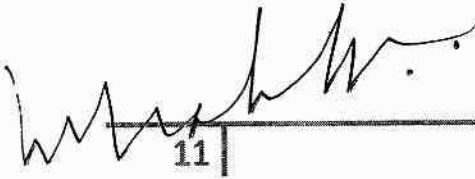
SEIAA deliberated in the 49<sup>th</sup> meeting held on 04.07.2017 and in view telephonic request from Sh Shishir Bansal, Chief Project Manager, DTTDC to postpone the presentation the matter was deferred for the next meeting. It was also decided that field inspection will be carried out in the last week of July'2017 and a presentation will also be taken from Project Proponent about the actions taken mentioned in EC.


Subsequently in 50<sup>th</sup> meeting of SEIAA held on 02.08.2017, on the various issues of compliances it was decided that project proponent is required to revisit its report and come for presentation on up-to-date point wise compliances with suitable elaborations.

The project proponent submitted the revised compliance report during the meeting of the SEIAA and gave presentation on the compliances of the EC conditions. The SEIAA after due deliberations suggested as follows:

1. Waste oil should be stored at a covered site for further sending it to registered recycler.
2. Compliance with respect to dust control should be ensured in toto as per NGT Orders.
3. Project Proponent to confirm whether CPWD health & safety norms being followed are revised as per BIS norms.
4. Fly ash notification should be revisited by the project proponent for ensuring the compliances.
5. Project proponent to check possibilities of change the color of bridge for the sake of better aesthetics.

*The SEIAA after due deliberation decided that the project proponent with all corrective measures suggested may give the presentation before SEAC at the stage of submission of six-monthly monitoring report incorporating the quarterly progress report of the monitoring committee constituted in compliances of EC conditions.*

  
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(Krishna Mohan Sahni)  
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(Dr. B.C. Sabata) *TS*  
Member Secretary, SEIAA

  
(Dr. K.K. Pant) *15/9/17*  
Member, SEIAA



**AGENDA 07:**

**Violation cases**

SEIAA in its 36<sup>th</sup> meeting held on 07.09.2016 deliberated on the draft complaint to be finalised by the legal cell of DPCC in accordance with the decision during erstwhile SEIAA, it was discussed that there were 7 cases in which complaints to be prepared as per decision taken previously. It was decided that the concerned legal cell of DPCC be directed to report the status of all these 7 cases to the Authority's information. The Authority was of the view that these matters be henceforth assigned to a single lawyer well versed with NGT matter.

Accordingly legal cell has forwarded the status of 7 cases stating that in 4 cases draft compliant had not been put up earlier because of NGT orders dated 07.07.2015 and its stay by the Apex court and in 1 case the compliant has been redrafted in the name of MS, SEIAA.

Out of these 7 cases 2 cases namely Hotel Ashok Yatri Niwas built by India Tourism Development Corporation Ltd. & Akshardham" at NH-24, Off Nizamuddin Bridge, Akshardham Setu, New Delhi are being considered by the SEIAA in their respective agendas.

**The names of the remaining 5 cases in which the draft complaints have been received are as following:**

1. Hotel Project "Dusit D2" A Bird Hotel at Asset No.10, Hospitality District, IGI Airport, New Delhi.
2. "MID Market Hotel" Project at Asset-5A, Delhi Aerocity, Indira Gandhi International Airport, New Delhi.
3. New Ward Block & Diabetic Centre at G.T.B Hospital, Shahdra, Delhi.
4. Commercial Complex at Plot No. 9, Jasola Distt. Centre, New Delhi.
5. Shanti Niketan Buildwell Limited. Plot No-D-3, P-3B, Saket, New Delhi.

The case was considered in the 39<sup>th</sup> meeting held on 27.11.2016 and decided that all the above 5 cases be referred to the DPCC law officer looking after NGT cases for specific examination of the case for which EC has been issued after issuance of O.M. dated 12.12.2016. Accordingly cases were referred to the DPCC law officer.

The issue was taken up in 40<sup>th</sup> SEIAA meeting held on 15.11.2016 and 41<sup>st</sup> and 42<sup>nd</sup> meeting held on 15.12.2016 and 05.01.2017.

The comments of legal cell received in three cases (S.No.2,3 & 5). The SEIAA in its 43<sup>rd</sup> meeting held on 02.02.2017 deliberated on the issue and decided that the case of M/S Shanti Niketan Buildwell Limited. Plot No-D-3, P-3B, Saket, New Delhi (S.No.5) be referred to the Sh. Rally counsel engaged by DPCC, for commenting on the opinion of legal cell of DPCC. Clarification in remaining two cases (at Sr.No. 1 & 4 above) be expedited from Law Officer looking into NGT cases, specifically w.r.t the pointed queries raised by SEIAA in each case (at Sr.No. 1 to 4 above)

SEIAA in its 44<sup>th</sup> meeting held on 02.03.2017 considered the matters in view of the notification S.O.No. 3999 (E) dated 09.12.2016. Subsequent to the aforesaid notification the State Level Environment Impact Assessment Authority (SEIAA), Delhi in its meeting held on 15.12.2016 decided that with immediate effect only the building and construction projects

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(Krishna Mohan Sahni)  
Chairman, SEIAA

(Dr. B.C. Sabata)  
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(Dr. K.K Pant)  
Member, SEIAA

15/9/17



falling under category B of Item No. 8 (b) will be dealt with SEIAA & SEAC Delhi. The aforesaid decision was taken in view of the fact that Delhi Development Authority has already notified the Unified Building Bye Laws (UBBL) for Delhi vide notification S.O. No. 1191 (E) after getting the concurrence of MOEF & CC, GOI and notifying that there will be no need for seeking EC for buildings with BUA>20,000 Sq.m and upto 1,50,000 Sq.m after the notification is issued by MOEF & CC, GOI empowering Local Bodies of Delhi to approve building plans after ensuring that the required environmental safeguards are met. The aforesaid UBBL for Delhi-2016 have been adopted and made applicable to the area under jurisdiction of Local Bodies vide notification No. F.5 (189)/AD/LB/2016/5396-5403 dated 17.06.2016.

SEIAA in its above said 44<sup>th</sup> meeting held on 02.03.2017 deliberated on the issue and decided that in view of MOEF & CC Notification referred above, SEIAA is no longer concerned with the subject matter of this case which appropriately, should be immediately transferred to the concerned local body for further course of action.

Further action for transferring the matter in view of 44<sup>th</sup> meeting was under process. In the meantime MoEF&CC, GOI issued a notification dated 14.03.2017 regarding the violation cases. Out of 5 cases being considered in this agenda Environmental Clearance has been issued in 4 cases (S.No. 1,2,4,&5) acknowledging the fact that construction was started before grant of Environmental Clearance warranting legal action.


SEIAA deliberated in the matter in its 45<sup>th</sup> meeting held on 24.03.2017 and decided that the opinion in case of S.No. 5 be expedited and complaints be vetted by legal cell of DPCC in rest of the 4 cases for filing prosecution by MS, SEIAA. Accordingly case files were sent to legal cell on 31st March,2017.

SEIAA in its 48<sup>th</sup> Meeting held on 29.05.2017 observed that out of these five cases in one case at sr.no. 3 i.e. M/s New Ward Block & Diabetic Centre at G.T.B Hospital, Shahdara, Delhi the EC has not been issued, so far. The Authority took the note of S.O. No. 804 (E) dated 14.03.2017 issued by MOEF & CC, GOI defining the procedure specified for violation cases notification prescribes that ECs in violation cases are now to be issued at central level.

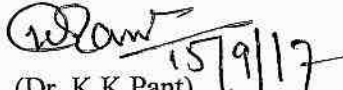
The Authority in view of the notification dated 14.03.2017 issued by MOEF & CC, GOI decided to ask the project proponent to apply to MOEF & CC, GOI and obtain Environmental Clearance as per procedure prescribed. Compliant for filing the prosecution by SEIAA be vetted by the legal cell of DPCC dealing with the NGT matter expeditiously so that matter be considered in next meeting of Authority.

Accordingly letter to GTB hospital, Shahdara issued on 02.06.2017 to obtain Environmental Clearance as per notification dated 14.03.2017.

The file of Shanti Niketan Buildwell Limited has been received with legal opinion of counsel stating that the prosecution under section 19 of EPA is to be filed in spite of submission of environmental damages and bank guarantee to DPCC and subsequently SEIAA deliberated in 49<sup>th</sup> meeting held on 04.07.2017 & decided that in case of M/S Shanti Niketan Buildwell Limited complaint prepared is to be vetted by legal officer-II dealing with the NGT matters

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(Dr. B.C. Sabata) 15/9  
Member Secretary, SEIAA

  
(Dr. K.K. Pant) 15/9/17  
Member, SEIAA



incorporating the critical examination of evidences available in records. Accordingly file sent to LO-II.

SEIAA in its the 49<sup>th</sup> meeting held on 04.07.2017 further observed that the compliant vetted by legal cell of DPCC in Project (1) Hotel "Dusit D2" A Bird Hotel at Asset No.10, Hospitality District, IGI Airport, New Delhi, Project (2) MID Market Hotel" Project at Asset-5A, Delhi Aerocity, Indira Gandhi International Airport, New Delhi, Project (3) New Ward Block & Diabetic Centre at G.T.B Hospital, Shahdra, Delhi & Project (4) Commercial Complex at Plot No. 9, Jasola Distt. Centre, New Delhi, have been received for filing by Member Secretary, SEIAA and accordingly SEIAA desired that in these four cases, process be completed within a week and progress be reported in next meeting.

It was brought in to the notice of SEIAA in the above said 49<sup>th</sup> meeting that there is one more similar case as reflected in the record of Bird Hotel i.e., M/S Caddie to whom EC was issued on 22.07.2010 as a violation case. SEIAA decided that Prosecution in this case be also filed after preparation of the compliant by legal cell of DPCC.

Accordingly, the complaints signed by MS, SEIAA have been forwarded to the legal cell of DPCC for further necessary action and file of M/s Caddie has been sent to legal cell of DPCC.

SEIAA deliberated in the 50<sup>th</sup> meeting held on 02.08.2017 decided that progress be reported in next meeting.

**SEIAA deliberated in the matter and decided as follows:**

*As per verbal information gathered from DPCC the prosecution has been filed in four cases before designated court, the same may be confirmed in writing from legal cell of DPCC. Further necessary action is under process in respect of remaining cases, progress be reported in next meeting of SEIAA.*

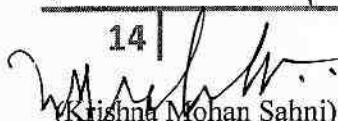
**AGENDA NO.08**


**Representation received regarding issuance of clarification w.r.t Environmental Clearance for the Commercial Complex at Plot No. 2B2, Twin Distt. Centre, Sector-10, Rohini, New Delhi.**

M/s Ambience Pvt. Ltd has submitted a representation dated 23.08.2017 addressed to M.S, SEIAA, requesting for issuance of clarification w.r.t Environmental Clearance for the Commercial Complex at Plot No. 2B2, Twin Distt. Centre, Sector-10, Rohini, New Delhi. It has been requested to clarify that no revision in Environmental clearance is required for increasing the number of floors with requisite permission from Delhi Development Authority and Airport Authority of India in view of no change in parameters /requirements with regards to water consumption , Sewage Water Generation, power Requirements etc., and has constructed 8320 sq.m in three level basements and 13203sq.m upper floor in Ground floor + 9 Floors.

**SEIAA deliberated in the matter and decided as follows:**

***SEIAA deliberate in the matter and decided that representation be examined by SEAC for further necessary action on the part of SEIAA.***

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(Krishna Mohan Sahni)  
Chairman, SEIAA

  
(Dr. B.C. Sabata)  
Member Secretary, SEIAA

  
(Dr. K.K Pant)  
Member, SEIAA



**Table Agenda No. 01**

**Modification application (submitted by Project Proponent) on OSMEC portal for processing by SEIAA:**

The project namely **Group Hosing "La Tropicana" at Khyber Pass, Delhi**, have obtained Environmmetal Clearance from MOEF & CC vide letter dated 02.07.2007 which was expired on 01.07.2012 and further extended by SEIAA Delhi vide letter dated 03.06.2014 for further five years from date of last expiry. PP now applied for further extension of EC .Earlier EC extended vide F.No. DPCC/ EC/7451/09/04/2014/1128 dated 03.06.2014 for BUA of 113824.44 sqm.

A representation dated 28.08.2007 has also been received in this regard.

**Regarding the above SEIAA decided that following be communicated to the project proponent:**

*In view of Gazette Notification issued vide S.O No. 3999 ( E) dated 09.12.2016, the SEIAA in its 41<sup>st</sup> meeting held on 15.12.2016 has decided that with immediate effect only the building and construction projects falling under Category B of item No. 8 (b) will be dealt with SEIAA & SEAC, Delhi.*

*As the Built -Up Area of your project is less than 1,50,000 sq.m, your project falls in the category B at Sr. No. 8 (a) of the scheduled as amended vide the said notification dated 09.12.2016.*

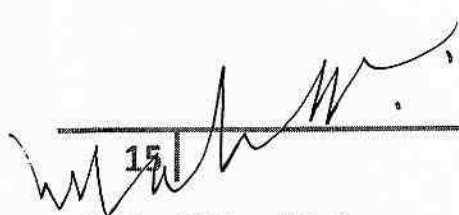
*Project Proponent is accordingly advised to kindly get in touch with the concerned local body of NCT of Delhi for taking up the matter further.*


*A copy of this letter is also being endorsed to the concerned Municipal Corporation, for information and necessary action.*

**The tentative date of next meeting will be tentatively in 2<sup>nd</sup> week of October'2017 at 11.30A.M.**

*Meeting ended with vote of thanks to Chair.*

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(Krishna Mohan Sahni)  
Chairman, SEIAA

  
(Dr. B.C. Sabata)  
Member Secretary, SEIAA

  
(Dr. K.K Pant)  
Member, SEIAA