

Speed Post/Online

F. No. IA-J-11011/43/2021-IA-II(I)

Government of India

Ministry of Environment, Forest and Climate Change

(I.A. Division)

Indira Paryavaran Bhavan

Jor Bagh Road, Aliganj

New Delhi-110 003

Email: ramesh.motipalli@nic.in

Dated: 7 November, 2023

To,

Director,
M/s Subham Polychem Pvt. Ltd,
Khasra No. 1261 & 1262 SA,
Plot No. 23, Village- Goyala,
Pargana-Mohana, Ta- Bakshi ka talab,
Deva road, Lucknow- 226019Uttar Pradesh

SUB: Expansion of formaldehyde manufacturing capacity in existing facility from 2100 MTPM to 7500 MTPM located at Village Goyala, Mohana, Deva Road, Lucknow, Uttar Pradesh by M/s Subham Polychem Pvt. Ltd. – Warning-reg.

REF: (i) Proposal No. IA/UP/IND3/246935/2021, Dated: 25th Jan 2023.

Whereas, Ministry of Environment, Forest and Climate Change (MoEF&CC) received the proposal for Environment Clearance (EC) to M/s Subham Polychem Pvt. Ltd. [herein after referred to as Project Proponent] for the Expansion of formaldehyde manufacturing capacity in existing facility from 2100 MTPM to 7500 MTPM located at Village Goyala, Mohana, Deva Road, Lucknow, Uttar Pradesh.

2. Whereas, the PP submitted online application vide proposal number IA/UP/IND3/194754/2021 dated 3.1.2021 and the standard ToR was issued by the Ministry, vide letter no. No. IA-J-11011/43/2021-IA-II(I) dated 9.2.2021 under the provisions of the EIA Notification, 2006.

3. Whereas, the PP applied for Environment Clearance vide proposal no. IA/UP/IND3/246935/2021, Dated: 10th Jan 2022 in Form-2 and submitted the EIA/EMP Report and other documents. The PP in the Form-2 reported that it is an Expansion case. Due to some shortcomings, the Project was referred back to the PP on 15.1.2022, 23.5.2022, 17.1.2023 and reply to the same was submitted on 5.5.2022, 23.5.2022, 17.1.2023 respectively. The proposal was placed in 47th EAC Meeting held on 15th-17th February, 2023.

4. Whereas, as per the EIA/EMP report submitted by the PP, it was prepared by the M/s SD ENGINEERING SERVICES PVT. LTD.

5. Whereas, the expansion proposal cited above was considered during the 47th meeting of Expert Appraisal Committee [EAC] (Industry-3) held on 15th-17th February 2023 wherein it is believed that



the project proponent as well as M/s SD ENGINEERING SERVICES PVT. LTD. gave a presentation before the EAC. After deliberations, the Committee recommended the proposal for grant of EC to "Expansion of formaldehyde manufacturing capacity in existing facility from 2100 MTPM to 7500 MTPM located at Village Goyala, Mohana, Deva Road, Lucknow, Uttar Pradesh by M/s Subham Polychem Pvt. Ltd."

6. Whereas, an e-mail was received from M/s SD ENGINEERING SERVICES PVT. LTD. on 10th March 2023 stating that, "We are communicating to you regarding that, one of Project proponent using our accreditation & name of our consultancy for their proposal without our consent/approval. The same proposal was considered in IND-3 Agenda ID IA/IND3/13445/15/02/2023 Dated 15th Feb 2023 for Environmental clearance. Please note that, we as SD Engineering Services Pvt Ltd, were nowhere engaged in the preparation of Form I, PFR, EIA Report, Public Hearing for this project. Also note that we are not responsible for any legal action if arise as someone appears to be intentionally using our name & accreditation without our consent. We hope the action will be taken against PP. The official letter stating the same is attached for your official record".

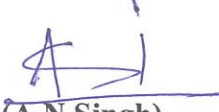
7. Whereas, based on the said e-mail received from M/s SD ENGINEERING SERVICES PVT. LTD. on 10th March 2023, it appeared that the PP has deliberately submitted the fraudulent EIA/EMP report.

8. Whereas, as per para 8(vi) of EIA Notification 2006, deliberate concealment and/or submission of false or misleading information or data which is material to screening or scoping or appraisal or decision on the application shall make the application liable for rejection, and cancellation of prior environmental clearance granted on that basis. Rejection of an application or cancellation of a prior environmental clearance already granted, on such ground, shall be decided by the regulatory authority, after giving a personal hearing to the applicant, and following the principles of natural justice.

9. Whereas, Personal Hearing was conducted on 04.08.2023 in the Ministry regarding complaint received from the environmental consultant (Minutes of the Personal Hearing attached). During the discussion it was noted that PP did not make any contact with the Consultancy Organisation M/s SD Engineering Services Pvt. Ltd. and submitted above mentioned proposal for appraisal by the EAC (Industry-III) in the name of M/s SD Engineering Services Pvt. Ltd. without their knowledge.

10. In this regard, as concluded in personal hearing, PP shall engage an Accredited Consultant who will update and validate the existing EIA/EMP report. The onus of the monitoring data and other technical aspects of the EIA/EMP report will be on the new consultant. PP is strictly warned to verify the consultant before submitting the proposal or assigning contract for preparing EIA/EMP report. If the same data and other technical aspects of existing EIA/EMP report is validated by the new consultant then fresh Public Hearing may not be required, otherwise matter will be placed before EAC to take a call on requirement of fresh Public Hearing. Further, PP is hereby warned to not repeat such offence in future.

This issues with the approval of the Competent Authority.



(A N Singh)

Additional Director/Scientist E