

**Minutes of 9<sup>th</sup> meeting of Expert Appraisal Committee for the proposal involving violation of EIA Notification, 2006 held on 27-28 June, 2018 at Ministry of Environment, Forest and Climate Change, Indira Paryvaran Bhawan, New Delhi**

9.1. Opening remarks of the Chairman

9.2. **Confirmation of the minutes of the 8<sup>th</sup> meeting held on 13-14 June, 2018 at Indira Paryvaran Bhawan, Jor Bagh Road, New Delhi**

The EAC while confirming the 8<sup>th</sup> minutes of meeting held on 13-14<sup>th</sup> June 2018, took note of the suggestions of the members and recommended for corrections therein as under:

**8.4.3. Proposed Capacity Expansion of Vishakhapatnam Steel Plant from 6.3 MTPA to 7.3 MTPA by revamping and augmentation of existing facilities by M/s Rashtriya Ispat Nigam Limited located at Gajuvaka, Visakhapatnam (Andhra Pradesh). [IA/AP/IND/73713/2018 dated 29.03.2018] [F. No. 23-132/2018-IA.III (V)]- Re-consideration**

In response to the recommendation in minutes, proponent made the representation dated 26/06/18 that base line data has been generated during October to December, 2016 and requested to allow the use of the same for preparation of EIA/EMP report.

Committee deliberated on the representation of the PP and recommended to replace para **8.4.3.3 (vii)** as follows:

*EIA/EMP may be prepared by using existing base line data generated during the period of October to December, 2016.*

**8.4.9.2: Correction**

Typographical correction: **At page 33** of 8<sup>th</sup> EAC minutes at **SI. No. 8.4.9.2**

In the said **SI. No 8.4.9.2** following **table** is read as follows:

Application for EC was submitted to SEAC/SEIAA in	Not Applicable for SEAC-III/SEIAA Application submitted to EAC (violation) under violation proposal on 08/11/2017 & resubmission of same is done on 05/04/2018 for grant of ToR
Appraisal by SEAC in its meetings	Not Applicable
Final observations/recommendations of the SEAC to the SEIAA/State Government	Not Applicable
Action taken by the State Government/SEIAA	Not Applicable

Complaint case filed by the State Government/State Pollution Control Board	State pollution control board issued show cause notice dated 06.09.2017 for not obtaining prior environmental clearance
Further consideration of the proposal by the SEAC and recommendations	Not Applicable
Final recommendations of SEIAA	Not Applicable
Legal interventions, if any	-

### 9.3. Consideration of proposals

S. No	Proposal
9.3.1	<b>Group Housing project 'KW Srishti' at Khasra No. 1125/1, 1125/2 &amp; 1125/3, village Noor Nagar, Pargana Lori, Raj Nagar Extension Ghaziabad (UP) by M/s Dingle Buildcons Private Ltd. - Further consideration for Terms of Reference [IA/UP/NCP/64367/2017 dated 03.05.2017] [F. No. 23-26/2018-IA.III ]</b>
9.3.1.1	Proponent did not attend the meeting without any prior information
9.3.2	<b>Mining project for the collection of Sand, Stone &amp; bajri Kundlu Kbad, a primary tributary of Satluj River (MLA 12.4503 Ha) located at Mauza/Mohal Dalahthon in Tehsil Nalagarh, District Solan, Himachal Pradesh proposed by Sh. Mohan Singh Prop. M/s Jai Mata Stone Crusher [IA/HP/MIN/63460/2017 dated 25.03.2017] [F. No. J-11015/29/2017-IA-II</b>
9.3.2.1	M/s Jai Mata Stone Crusher has made online application vide proposal no. <b>IA/HP/MIN/63460/2017 dated 25.03.2017</b> seeking Term of References for the above mentioned proposed project. The proposed project activity is covered under 'A' category of item 1(a) of the Schedule to the EIA Notification, 2006 because of cluster mines (102.24 ha) and the proposal was appraised at Central level.
9.3.2.2	<b>Details of the project as per the submission of project proponent:</b>  The proposed project is the river bed mining of Sand, Stone and Bajri from Kundlu Khad located near Mauza/Mohal Dalahthon in Tehsil Nalagarh, District Solan (Himachal Pradesh). The applicant applied for the renewal of mining lease for total 165-09 Bighas (12.4503 Hectare), the lease has been sanctioned in favours of Sh Mohan Singh Prop. M/s Jai Mata Stone Crusher, vide letter no. Udyog – Bhu (Khani 4) Laghu-81/96-Vol -I - 7932 dated 12.10.2017.  As per MoEF &CC, New Delhi Gazette S.O. No. 1533 dated 14 <sup>th</sup> September 2006 and amended vide S.O. No. 141, dated 15.01.2016 thereafter, the proposed mining project is categorized as category 'A' project due to the formation of cluster situation of two individual mine within 500 m and one mine is greater than 50 ha; the detail is mentioned below. As per mining officers letter stating that mine lease area forming cluster an area of 102.2426 Hectare.

S.No	Name of mine lease	Area in Hectare
1	M/s Jai Mata Stone Crusher	12.4503 Hectare, (165-09 Bighas)
2	M/s Nalagarh Stone Crusher	89.7923Hectare, (1069-18 Bighas)
<b>Total Area</b>		<b>102.2426 Ha</b>
Application for EC was submitted to EAC (Non- Coal Mining) MoEF & CC		
Appraisal by EAC (Non- Coal Mining), MoEF & CC in its meetings		The case was presented on 17 <sup>th</sup> meeting held during April 27-28 <sup>th</sup> , 2017
Final observations/recommendations of the EAC (Non- Coal Mining) MoEF & CC in its meetings		In the 17 <sup>th</sup> meeting held during April 27-28, 2017 The proposal was considered in the EAC meeting held during 27-28 April, 2017 for consideration and grant of ToR. The committee noted that the proponent did not have a valid Lol. The committee did not consider the proposal and was of the opinion that the proposal can be considered after the proponent provides a copy of valid Lol for the mine lease area. The committee also noted that the KPI file submitted was incorrect as it was for 4 ha., while the mine lease area 12.4503 ha.
Action taken by the State Government/SEIAA		
Complaint case filed by the State Government/State Pollution Control Board		There is a court case on this mine, which has been filed by the state pollution Control Board against river bed mining project of mineral (Sand, Barite Stone) in the court of LD Chief Judicial Magistrate Nalagarh, District Solan, HP, Having lease area more than 5 Ha as per the Violation of E(P) Act 1986 & EIA Notification 2006 without mandatory Environmental Clearance.
Further consideration of the proposal by the EAC and recommendations		Not applicable
Final recommendations of EAC		Not applicable
Legal Interventions, if any		There is a court case on this mine, which has been filed by the state pollution Control Board against river bed mining project of mineral (Sand, Barite Stone) in the court of LD Chief Judicial Magistrate Nalagarh, District Solan, HP, Having lease area more than 5 Hect. as per the Violation of E(P) Act 1986 & EIA Notification, 2006 without mandatory Environmental Clearance.
Now the proposal has been submitted to the Ministry for considered in pursuance of the Ministry's Notification dated 14 <sup>th</sup> March, 2017 due to violation of the EIA Notification, 2006 as amended from time to time.		

### 9.3.2.3

The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&CC Notification dated 14th March, 2017, confirmed the case to be of violation of the EIA Notification, 2006 and recommended for issuing Standard Term of Reference along with the following specific Term of Reference for undertaking EIA and preparation of Environmental Management Plan (EMP):

(i) The State Government/SPCB to take action against the project proponent under the provisions of section 19 of the Environment (Protection) Act, 1986, and further no consent to operate to be issued till the project is granted EC.

(ii) The project proponent shall be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with the SPCB prior to the grant of EC. The quantum shall be recommended by the EAC and finalized by the regulatory authority. The bank guarantee shall be released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.

(iii) Assessment of ecological damage with respect to air, water, land and other environmental attributes. The collection and analysis of data shall be done by an environmental laboratory duly notified under the Environment (Protection) Act, 1986, or an environmental laboratory accredited by NABL, or a laboratory of a Council of Scientific and Industrial Research (CSIR) institution working in the field of environment.

(iv) Preparation of EMP comprising remediation plan and natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefits derived due to violation.

(v) The remediation plan and the natural and community resource augmentation plan to be prepared as an independent chapter in the EIA report by the accredited consultants.

(vi) The PP is required to conduct public hearing as per EIA notification, 2006.

(vii) Fund allocation for Corporate Environment Responsibility (CER) shall be made as per Ministry's O.M. No. 22-65/2017-IA.III dated 1<sup>st</sup> May, 2018 for various activities therein. The details of fund allocation and activities for CER shall be incorporated in EIA/EMP report.

(ix) Submission of cluster certificate from District Mines and Geology.

(x) The Project Proponent shall give an undertaking by way of affidavit to comply with all the statutory requirements and judgment of Hon'ble Supreme Court dated the 2<sup>nd</sup> August 2017 in Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors. before grant of ToR/ EC. The undertaking inter alia include commitment of the PP not to repeat any such violation in future. In case of violation of above undertaking, the ToR/Environmental Clearance shall be liable to be terminated forthwith.

(xi) Compliance of the order of Hon'ble Supreme Court dated 02.08.2017 in the Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of

	<p>India and Ors.</p> <p>(xii) Details of demand, if any, raised by Department of Mining and Geology, State Government.</p> <p>(xiii) Details of payment, if any, made to Department of Mines &amp; Geology, State Government.</p> <p>(xiv) Validity of LOI/mine lease along with the documentary proof.</p> <p>(xv) Details of past production of mine since its inception duly authenticated by Department of Mines &amp; Geology, State Government.</p> <p>(xvi) To submit the KML/Shape Files of the mine lease area at the time of presentation before EAC.</p> <p>(xvii) District Survey Report as per the provisions of the EIA Notification, 2006 as amended on 15.01.2016</p> <p>(xviii) Cluster certificate from district authorities.</p>
<b>9.3.3</b>	<p><b>Colour Granite Mine (MLA 5.67 Ha) located at Sy. 274, Village Nagulamalyal, Mandal Karimnagar, District Karimnagar (Telangana) by M/s. Sri Vaibhav Exports, Ankana Malla Reddy</b></p> <p><b>[IA/TG/MIN/64011/2017 dated 17.04.2017] [F. No. 23-145/2018-IA.III (V) ]</b></p>
<b>9.3.1</b>	Project proponent did not attend the meeting without any prior information.
<b>9.3.4</b>	<p><b>Modernization of Bodai-Daldali Bauxite Mine from the current single shift operation to three shift operation by introducing mechanized crushing and screening operation in place of existing manual sizing and sorting for existing capacity of 1.25 MTMA (Despatchable Bauxite) (MLA 626.117 Ha) at Villages Mundadadar, Keshmarda, Rabda &amp; Semsata, Tehsil Bodla, District Kabirdham (Kawardha), Chhattisgarh by M/s M/S Bharat Aluminium Company Limited</b></p> <p><b>[IA/CG/MIN/67577/2017 dated 30.04.2017][F. No. 23-146/2018-IA.III (V) ]</b></p>
<b>9.3.4.1</b>	Project proponent did not attend the meeting without any prior information.
<b>9.3.5</b>	<p><b>Limestone Mines (lease area of 69.22.0 Ha) at in S.F.No.483/1, Village Chinnagoundanur, Taluk Sankari, District Salem (Tamil Nadu) by M/s Shri S.Jayakumar Prop. M/s. Sri Ponkumar</b></p> <p><b>[IA/TN/MIN/64322/2017 dated 01.05.2017] [F. No. 23-147/2018-IA.III (V) ]</b></p>
<b>9.3.5.1</b>	M/s Shri S.Jayakumar Prop. M/s. Sri Ponkumar has made online application vide proposal no. IA/TN/MIN/64322/2017 dated 01.05.2017 seeking Term of References for the above mentioned proposed project. The proposed project activity is covered under 'A' category of item 1(a) of the Schedule to the EIA Notification, 2006 and the proposal was appraised at Central level.

<p><b>9.3.5.2</b></p>	<p><b>Details of the project as per the submission of project proponent:</b></p> <p>The project involves opencast mining of Limestone of production capacity 34830 MT per annum (avg.) by Mr.S. Jayakumar, in an area of 69.22.0 Hectare at Chinnagoundanur Village, Sankari Taluk, Salem District (Tamil Nadu).</p> <p>The said project/activity is covered under category 'A' of item 1(a) of the schedule to the EIA Notification, 2006, and requires prior EC from the MoEF&amp;CC based on the appraisal by Expert Appraisal Committee.</p> <p>The plant/unit was earlier set up without the consent to establish from the State Pollution Control Board. The unit is reported to be in operation without consent to operate.</p> <p>The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken are reported to be as under: -</p> <table border="1" data-bbox="260 651 1501 1066"> <tr> <td>Applications for EC was submitted to SEAC-III/SEIAA in Dates</td> <td>NA</td> </tr> <tr> <td>Appraisal by SEAC in its meetings</td> <td>NA</td> </tr> <tr> <td>Final observations/recommendations of the SEAC to the SEIAA/State Government</td> <td>NA</td> </tr> <tr> <td>Action taken by the State Government/SEIAA</td> <td>Nil</td> </tr> <tr> <td>Complaint case filed by the State Government/State Pollution Control Board</td> <td>NA</td> </tr> <tr> <td>Further consideration of the proposal by the SEAC and recommendations</td> <td>NA</td> </tr> <tr> <td>Final recommendations of SEIAA</td> <td>-</td> </tr> <tr> <td>Legal interventions, if any</td> <td>Nil</td> </tr> </table> <p>Now the proposal has been submitted to the Ministry for consideration in pursuance of the Ministry's Notification dated 14<sup>th</sup> March, 2017 due to violation of the EIA Notification, 2006.</p>	Applications for EC was submitted to SEAC-III/SEIAA in Dates	NA	Appraisal by SEAC in its meetings	NA	Final observations/recommendations of the SEAC to the SEIAA/State Government	NA	Action taken by the State Government/SEIAA	Nil	Complaint case filed by the State Government/State Pollution Control Board	NA	Further consideration of the proposal by the SEAC and recommendations	NA	Final recommendations of SEIAA	-	Legal interventions, if any	Nil
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<p><b>9.3.5.3</b></p>	<p><b>Observations and recommendations of committee:</b></p> <p>The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&amp;CC Notification dated 14<sup>th</sup> March, 2017, confirmed the case to be of violation of the EIA Notification, 2006 and <b>recommended</b> for issuing Standard Term of Reference along with the following specific Term of Reference for undertaking EIA and preparation of Environmental Management Plan (EMP):</p> <p>(i) The State Government/SPCB to take action against the project proponent under the provisions of section 19 of the Environment (Protection) Act, 1986, and further no consent to operate to be issued till the project is granted EC.</p> <p>(ii) The project proponent shall be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with the SPCB prior to the grant of EC. The quantum shall be recommended by the EAC and finalized by the regulatory authority. The bank guarantee shall be released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.</p> <p>(iii) Assessment of ecological damage with respect to air, water, land and other environmental attributes. The collection and analysis of data shall be done by an</p>																

environmental laboratory duly notified under the Environment (Protection) Act, 1986, or an environmental laboratory accredited by NABL, or a laboratory of a Council of Scientific and Industrial Research (CSIR) institution working in the field of environment.

(iv) Preparation of EMP comprising remediation plan and natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefits derived due to violation.

(v) The remediation plan and the natural and community resource augmentation plan to be prepared as an independent chapter in the EIA report by the accredited consultants.

(vi) The PP is required to conduct public hearing as per EIA notification, 2006.

(vii) Fund allocation for Corporate Environment Responsibility (CER) shall be made as per Ministry's O.M. No. 22-65/2017-IA.III dated 1<sup>st</sup> May, 2018 for various activities therein. The details of fund allocation and activities for CER shall be incorporated in EIA/EMP report.

(ix) Permission from DGMS for blasting to be obtained.

(x) The Project Proponent shall give an undertaking by way of affidavit to comply with all the statutory requirements and judgment of Hon'ble Supreme Court dated the 2<sup>nd</sup> August 2017 in Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors. before grant of ToR/ EC. The undertaking inter alia include commitment of the PP not to repeat any such violation in future. In case of violation of above undertaking, the ToR/Environmental Clearance shall be liable to be terminated forthwith.

(xi) Compliance of the order of Hon'ble Supreme Court dated 02.08.2017 in the Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors.

(xii) Details of demand, if any, raised by Department of Mining and Geology, State Government.

(xiii) Details of payment, if any, made to Department of Mines & Geology, State Government.

(xiv) Validity of LOI/mine lease along with the documentary proof.

(xv) Details of past production of mine since its inception duly authenticated by Department of Mines & Geology, State Government.

(xvi) To submit the KML/Shape Files of the mine lease area at the time of presentation before EAC.

(xvii) Since blasting is done within 300 metres from habitation. The details of the settlement of about 500 habitants living in the lease area shall be provided pertaining to area occupied and the location of quarries, etc.

	(xviii) Conceptual land use plan details as approved by IBM till the mine/lease life.				
<b>9.3.6</b>	<b>Bastipur, Dehri &amp; Pali Sone Sand (Silica Sand) mining project (Lease Area of 343.98 Ha) at Villages Pali, Dehri and Bastipur, Block Dehri, District Rohtas (Bihar) by M/s Dehri-on-Sone Labourer Co-Operative Society Ltd.</b> [IA/BR/MIN/63639/2017 dated 01.05.2017] [F. No. 23-148/2018-IA.III (V) ]				
<b>9.3.6.1</b>	Proponent did not attend the meeting without any prior information.				
<b>9.3.7</b>	<b>Enhancement of Capacity from 27189 TPA ROM Bauxite to 324430TPA Bauxite ROM (MLA 37.2098 Ha) at Survey No. 330/P, Mewasa Village, Kalyanpur Taluka, District Devbhoomi Dwarka, Gujarat by M/s Orient Abrasives Limited</b> [Old Proposal No. IA/GJ/MIN/53145/2015 dated 04.05.2017] [F. No.23- 149/2018-IA.III (V) ]				
<b>9.3.7.1</b>	M/s Orient Abrasives Limited has made online application vide proposal no. <b>IA/GJ/MIN/53145/2015</b> dated <b>04.05.2017</b> seeking Term of References for the above mentioned proposed project. The proposed project activity is covered under 'A' category of 1(a) of the Schedule to the EIA Notification, 2006 and the proposal is appraised at Central level because of proposed project is within 5 km of Jamnagar Marine Sanctuary.				
<b>9.3.7.2</b>	<p><b>Details of the project as per the submission of project proponent:</b></p> <p>The project involves opencast mining of ROM Bauxite of production capacity 3,24,430 TPA by M/s Orient Abrasives Ltd.in an area of 37.209 ha at survey no. 330/P, village Mewasa, Taluka/Mandal Kalyanpur, Devbhoomi, District, Gujarat State</p> <p>The proposal consists of 2 adjoining mining leases i.e Vardha-I and Vardha -II admeasuring 11.33 Ha and 25.87 Ha respectively. These leases were granted by Government of Gujarat on 07.04.1981 &amp; 23.04.1985</p> <p>The said project/activity is covered under category "A" of item 1 (a) of the Schedule to the EIA Notification, 2006, and requires prior EC from the MoEF&amp;CC based on the appraisal by Expert Appraisal Committee.</p> <p>The plant/unit was earlier set up without the consent to establish from the State Pollution Control Board. Subsequently, the unit is reported to be in operation with consent to operate renewed from time to time by the SPCB.</p> <p>The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken are reported to be as under:</p> <table border="1" data-bbox="319 1769 1436 2060"> <tr> <td>Application for EC was submitted to EAC in</td> <td>Application was submitted at Central Level as the project is located within 5kms (2.6 Kms) from Jamnagar Marine Sanctuary.</td> </tr> <tr> <td></td> <td>Application was submitted on</td> </tr> </table>	Application for EC was submitted to EAC in	Application was submitted at Central Level as the project is located within 5kms (2.6 Kms) from Jamnagar Marine Sanctuary.		Application was submitted on
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		28.03.2010 & 29.03.2010 for Varada-I & Varada-II, respectively. Application for combined leases submitted on 7 <sup>th</sup> September 2015 & application under Violation portal was submitted on 4 <sup>th</sup> May 2017.
	Appraisal by EAC in its meetings	1st ToR presentation: 18 <sup>th</sup> March 2015 on 31 <sup>st</sup> REAC meeting 2 <sup>nd</sup> ToR presentation 24 <sup>th</sup> September 2015 on 38 <sup>th</sup> EAC meeting 1 <sup>st</sup> EC presentation on 22 <sup>nd</sup> June 2016 on 7 <sup>th</sup> REAC meeting 2 <sup>nd</sup> EC presentation on 22 <sup>nd</sup> August 2016 on 9 <sup>th</sup> REAC meeting.
	Final observations/recommendations of the EAC	Committee deferred the proposal and was of the view that the information submitted by PP is incomplete therefore following documents need to be resubmitted for further decision on the matter by the Committee: - 1. Revised LOI/lease document amalgamating both the leases shall be submitted. 2. The Species selected for green belt should be revised as per the CPCB guidelines. Also the number of saplings for greenbelt development are too less for the area in which plantation is to be carried out. The revised plan needs to be submitted. 3. A detailed time bound action plan along with the budgetary provision for issues raised during the Public Hearing shall be submitted. 4. It appears that mine had been operated even after the submission of Board Resolution that violation of EPA will not be done in future. An inspection report from Regional Office of MoEFCC shall be obtained to ascertain the violation.
	Action taken by the State Government	Gujarat Pollution Control Board had initiated Credible Action and filed a Criminal case vide CC No. 570/12 dated 06.08.2012 for production violation under section 15 of EPA, 1986. The matter has been disposed of by the court upon pronouncing imprisonment and financial penalty on

		15 <sup>th</sup> October 2014.
	Complaint case filed by the State Government/State Pollution Control Board	Gujarat Pollution Control Board had initiated Credible Action and filed a Criminal case vide CC No. 570/12 dated 06.08.2012 for production violation under section 15 of EPA, 1986. The matter has been disposed of by the court upon pronouncing imprisonment and financial penalty on 15 <sup>th</sup> October 2014
	Further consideration of the proposal by the EAC and recommendations	-
	Final recommendations of EAC	-
	Legal interventions, if any	-

Now the proposal has been submitted to the Ministry for consideration in pursuance of the Ministry's Notification dated 14<sup>th</sup> March, 2017 due to violation of the EIA Notification, 2006

<b>9.3.7.3</b>	<p><b>Observations and recommendations of committee:</b></p> <p>The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&amp;CC Notification dated 14<sup>th</sup> March, 2017, confirmed the case to be of violation of the EIA Notification, 2006 and <b>recommended</b> for issuing Standard Term of Reference along with the following specific Term of Reference for undertaking EIA and preparation of Environmental Management Plan (EMP):</p> <p>(i) The State Government/SPCB to take action against the project proponent under the provisions of section 19 of the Environment (Protection) Act, 1986, and further no consent to operate to be issued till the project is granted EC.</p> <p>(ii) The project proponent shall be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with the SPCB prior to the grant of EC. The quantum shall be recommended by the EAC and finalized by the regulatory authority. The bank guarantee shall be released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.</p> <p>(iii) Assessment of ecological damage with respect to air, water, land and other environmental attributes. The collection and analysis of data shall be done by an environmental laboratory duly notified under the Environment (Protection) Act, 1986, or an environmental laboratory accredited by NABL, or a laboratory of a Council of Scientific and Industrial Research (CSIR) institution working in the field of</p>
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environment.

(iv) Preparation of EMP comprising remediation plan and natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefits derived due to violation.

(v) The remediation plan and the natural and community resource augmentation plan to be prepared as an independent chapter in the EIA report by the accredited consultants.

vi) Submission of status of amalgamation from the Mines and Geology Department, State Govt. of Gujarat of both the leases (Varda-I and Varda -II) at the time of EC application.

(vii) Submission of amalgamated mining plan which is duly approved by the competent authority with respect to Varda-I and Varda -II

(viii) Public Hearing (PH) has been conducted on dated 02.03.2016 covering all the issues, Committee felt that one time PH as per the order of Hon'ble High Court of Madras has already taken care and hence repeat PH is not required.

(ix) One-month validation of baseline data already collected with one-month monitoring.

(x) Wild life clearance to be obtained.

(xi) Submission of wild life conservation plan as approved by Chief Wild life warden of the State Govt.

(xii) Fund allocation for Corporate Environment Responsibility (CER) shall be made as per Ministry's O.M. No. 22-65/2017-IA.III dated 1<sup>st</sup> May, 2018 for various activities therein. The details of fund allocation and activities for CER shall be incorporated in EIA/EMP report.

(xiv) The Project Proponent shall give an undertaking by way of affidavit to comply with all the statutory requirements and judgment of Hon'ble Supreme Court dated the 2<sup>nd</sup> August 2017 in Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors. before grant of ToR/ EC. The undertaking interalia include commitment of the PP not to repeat any such violation in future. In case of violation of above undertaking, the ToR/Environmental Clearance shall be liable to be terminated forthwith.

(xi) Compliance of the order of Hon'ble Supreme Court dated 02.08.2017 in the Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors.

(xii) Details of demand, if any, raised by Department of Mining and Geology, State Government.

(xiii) Details of payment, if any, made to Department of Mines & Geology, State Government.

	<p>(xiv) Validity of LOI/mine lease along with the documentary proof.</p> <p>(xv) Details of past production of mine since its inception duly authenticated by Department of Mines &amp; Geology, State Government.</p> <p>(xvi) To submit the KML/Shape Files of the mine lease area at the time of presentation before EAC.</p>
<b>9.3.8</b>	<p><b>Rata Talab Bauxite Mine Project (Captive Mines) (MLA 110.07 Ha) at Village Moti Balachod, Taluka Abdasa, District Kutch (Gujarat) by M/s Orient Abrasives Limited – Re-consideration for Terms of Reference</b></p> <p><b>[Old Proposal No. IA/GJ/MIN/64417/2014 dated 04.05.2017]</b></p>
<b>9.3.8.1</b>	<p><b>M/s Orient Abrasives Limited Bauxite Mining Lease in village Moti Balachor, Abdasa Taluka of Kutch district of Gujarat State by M/s. Orient Abrasives Limited (OAL) - [IA/GJ/MIN/64417/2014] [F. No. 23-5/2017-IA.III]</b></p>
<b>9.3.8.2</b>	<p>The project proponent presented the project and informed the following during 1<sup>st</sup> meeting of Expert Appraisal Committee for projects related to Violation of EIA Notification, 2006 held on <b>22<sup>nd</sup> June, 2017</b>:</p> <p>(i) The project involves expansion of Open Cast Mining from 44,543 TPA ROM to 1,10,022 TPA ROM of Bauxite at Rata Talab mining lease, admeasuring 110.07 ha at Survey No. 275/P, located at Mota Balachod Village of Abdasa Taluka, District Kutch, Gujarat by M/s. Orient Abrasives Limited (OAL).</p> <p>(ii) The said project/activity covered under item 1 (a) of Schedule to the EIA Notification, 2006.</p> <p>(iii) <b>Justification for selection of site:</b> M/s. OAL mining lease of Rata Talab bauxite mine is designated as Government Waste land where no forest land is involved. Rata Talab Bauxite Mine area of 110.07 hectares is Mineralized zone located in survey number 275/P of Village Moti Balachod, Taluka Abdasa, District Kutch of Gujarat state. The lease granted by Government of Gujarat by its order dated 14.09.1973. River and Balachand check dam occupying an area of approximate 30 ha. Irrigation department has restricted the workings by leaving 100 m on either side of Dam and river with bund.</p> <p>(iv) The mine is located at survey number 275/P, Village Mota Balachod, Taluka Abdasa, District Kutch in Gujarat State. The mining lease area is gently sloping consisting of three rectangular limbs joined by a narrow strip of land in North side, middle part of which forms part of Naira River which flows towards Southwards. Topography of Eastern part of lease area is gently sloping towards south and west into Naria river and the topography of western limb is partly sloping due east towards Naria river and partly due south towards agricultural lands</p> <p>(v) The mining scheme was approved by the Indian Bureau of Mines (IBM), vide their letter number 682 (23) 551/2007 MCCM (N) UDP dated 10.09.2013 with its validity up to 2017.</p> <p>(vi) <b>Mine Lease Status:</b> M/s Orient Abrasive Limited's "Rata Talab Bauxite Mine" holds mining lease area of 110.07 hectares, in survey number 275/P of Village Moti Balachod, Taluka Abdasa, District Kutch of Gujarat. The lease granted by Government of Gujarat by its order dated 14.09.1973 and was executed on 03.06.1974 for a period of 20 years. Company has applied for renewal for a period of 20 years from 03.06.1994 to 02.06.2014. The company has applied for second renewal a period of 20 years from 03.06.2014 to 02.06.2034. Our Lease</p>

renewal application was under consideration at State Government of Gujarat and office of the Commissioner of Geology and Mining, GoG, issued circular in 2011 that Lease renewal application are valid under deemed extension as per rule 24(A)(6) of MCR-1960. As per amended Mines and Mineral (Development and Regulation) Act 1957, the mine lease period is valid upto 2030.

- (vii) **Mine Lease Area Land Use Details:** The mine is located at survey number 275/P, Village Moti Balachod, Taluka Abdasa, District Kutch in Gujarat State. The mining lease area is gently sloping consisting of three rectangular limbs joined by a narrow strip of land in North side, middle part of which forms part of Seasonal Naira River which flows towards Southwards. Topography of Eastern part of lease area is gently sloping towards south and west region and the topography of western limb is partly sloping east and partly due southwards. The lease area is a part of Government Waste Land and Non-forest land. At the end of five-year plan period, out of total 110.07 ha of area in the scheme period, mining will be carried out only in 5.43 ha and in total 32.439 ha with a maximum depth of 6.0 m. Out of this degraded area 3.176 ha during plan period and in total about 10.81 ha of area will be backfilled and used for greenbelt development, and at the end of the scheme period 27.42 Hectare will be under use.
- (viii) **Mine Operation Status:** The Company was operating mine since 2<sup>nd</sup> February, 1976 and achieved highest Pre-1994 production of 44543 MT and highest Post-1994 production of 160018 TPA in the year 2000-01. The mining plan was approved by the Indian Bureau of Mines (IBM), vide their letter number 682(23) (551)/2007 MCCM (N) UDP dated 07/11/2007. Further the mining scheme was approved vide their letter number 682(23) 551/2007 MCCM (N) UDP dated 10/09/2013. As per the approved Mining Scheme the ROM Production is 1,10,022 Metric Ton per annum and the recovery of Bauxite from ROM is about 90 % with 10 % as rejection. During this scheme period of five years total 5,49,560 tonnage of ROM will be excavated out of which recovery of bauxite will be 4,94,624 MT (90% of ROM). The OB and waste generated will be backfilled in the mined out voids in the Eastern and western part of lease area, therefore, the problem of disposal of OB and waste will not arise. The soil scraped will be spread over the backfilled area. About 70 persons will be involved in Rata Talab Bauxite Mining Lease (including temporary & permanent employees). The Mining method will be semi mechanized with bench formation of maximum 3 m height and 10 meters width. The excavation of ROM and Waste Burden will be carried through excavator (0.9 m<sup>3</sup> capacity) and tipper combination of 15 MT. The waste generated will be backfilled. As bauxite is soft and compact, partial drilling & blasting will be required through Jack hammer drilling of 1 m spacing and 1.5 m depth with 0.64 kg of explosives consumption per hole achieving powder factor of 7 MT/Kg. The explosives required for blasting will be stored and supplied from OAL's existing explosive magazine in mine site. Transportation of explosives will be done by explosive van of the supplier. When it is required for mining purposes, explosives will be transported by DGMS approved wooden boxes.
- (ix) **Water requirement:** Water will be supplied by tanker for domestic use; Rain water stored in old pits will be used for plantation and dust suppression. Total amount of water required is 32.75 KLD. As Groundwater will not be utilized, therefore, clearance from CGWA is not required.
- (x) **Waste water generation:** 2.52 KLD.
- (xi) **Municipal solid waste generated disposal facility:** Not Applicable
- (xii) **Power requirement and source:** The mine will work for eight hours i.e. in general shift only, hence, power does not require. Diesel, ~3 lit/hr, will be used as fuel for running pump for dewatering in rainy season that too for some time.
- (xiii) **Proposed energy saving measures:** The mine will work for eight hours i.e. in general shift only, hence power does not require.

- (xiv) **Car parking:** Not Applicable.
- (xv) **Terrain level with respect to MSL, requirement of filling if any:** Topographical Survey has been carried out. Topography of the area is gentle undulating. The highest RL of the area is 128 mRL and lowest RL of the area is 104 mRL.
- (xvi) **Tree cutting, type, number, girth size etc:** The dominant vegetation at site is prosopisjuliflora which is very common in the area and other than that Tree cutting is not required
- (xvii) **Rehabilitation involve if any:** No.
- (xviii) **Water bodies diversion if any:** No.
- (xix) **Capital Cost** of the project is Rs. 11.10 Lakh and operation cost of the project is Rs.5.24 Crore.
- (xx) **Whether the project is in critically polluted area:** No.
- (xxi) **If the project involves diversion of forest land, extend of forest land:** No.
- (xxii) **If the project falls within 10km of eco sensitive area:** No.
- (xxiii) **Court case, if any:** Gujarat PCB had initiated Credible Action and filed a Criminal case vide CC No. 742/2016 dated 05.12.2016 for production violation under section 15 of EPA, 1986. The matter has been disposed of by the court upon pronouncing imprisonment and financial penalty on 11<sup>th</sup> April 2017.
- (xxiv) **Employment potentials:** Total 70 skilled and unskilled worker will get employment.
- (xxv) **Why appraisal/ approval requires at the centre level:** As per the EIA Notification, 2006 as amended till date, mining of minerals including bauxite, requires prior Environmental Clearance (EC) from the Impact Assessment Authority, namely the Ministry of Environment and Forests (MoEF), New Delhi for mining leases in excess of 50 ha. Our project area is 110.07 ha.
- (xxvi) **Undertaking to the effect that no activity has since been taken up:** M/s OAL submitted another Undertaking on 17<sup>th</sup> March 2017 to Regional office, Bhopal, MoEF&CC indicating that M/s OAL has stopped all mining activities and will not commence production operation without obtaining EC.
- (xxvii) **ToR Details:** ToR letter was issued vide letter No. J-11015/47/2011-IA.II(M) dated 15<sup>th</sup> January, 2015. Public hearing was conducted on 19<sup>th</sup> March 2016.
- (xxviii) Final Environment Impact Assessment Report was submitted to MoEF&CC on 9<sup>th</sup> May 2016 and EC presentation was held before EAC in 7<sup>th</sup> REAC meeting held on 22<sup>nd</sup> June, 2016 and & in 9<sup>th</sup> REAC meeting on 22<sup>nd</sup> August 2016. EAC noted that the project is a violation case and therefore, asked for additional information along with the Site inspection report by Regional office of MoEF&CC.
- (xxix) Site inspection was carried out by The Director, Bhopal Regional office of MoEF&CC on 3<sup>rd</sup> January, 2017. Due to Violation case, Gujarat Pollution Control Board had initiated Credible Action and filed a Criminal case vide CC No. 742/2016 dated 05.12.2016. The matter has also been disposed of by the court upon pronouncing imprisonment and financial penalty on 11<sup>th</sup> April 2017.
- (xxx) During this period and After ToR was recommended about 1,05,050 MT production has been carried in 2015 assessment of ROM quality of raw material feed to our value addition plant, statutory compliance & mine safety measures, and resorting of low grade mineral rejects (mineral conservation) which were taken into production and stocked at mine head.
- (xxxi) According to the Notification S.O. 804 (E) dated 14<sup>th</sup> March 2017 & directions from Director(S), MoEF&CC, vide their letter no. J-11015/47/2011-IA.II (M) dated 15<sup>th</sup> May, 2017, M/s. OAL has uploaded its proposal on 4<sup>th</sup> May 2017, along with all documents such as ToR letter, EIA/EMP report, Public hearing proceedings, Additional information and Regional office Site inspection report.

**9.3.8.3**

**During appraisal of the proposal EAC meeting held on 22<sup>nd</sup> June, 2017, the Committee noted the following: -**

(i) The project promoted by M/s Orient Abrasives Ltd (OAL) involves opencast mining of bauxite at Tata Talab mining lease, admeasuring 110.07 ha at survey No.275/P, Mota Balachod village, Abdasa Taluka in District Kutch (Gujarat), since 1976.

(ii) Initially, the lease was granted/executed by the State Government of Gujarat on 3<sup>rd</sup> June, 1974 for a period of 20 years. The lessee applied for 1<sup>st</sup> renewal on 10<sup>th</sup> March, 1993, 2<sup>nd</sup> renewal on 2<sup>nd</sup> June, 2003 and for 3<sup>rd</sup> renewal on 29<sup>th</sup> May, 2013. Presently, the lease is valid up to 2030.

(iii) The mining plan was first approved by the Indian Bureau of Mine on 7<sup>th</sup> November, 2007. Further, the mining scheme was approved on 10<sup>th</sup> September, 2013.

(iv) The earlier EIA Notification, 1994 was applicable to the project after issue of the circular dated 28<sup>th</sup> October, 2004, requiring EC due to the lease area involved >5 ha and the production increased from the Max<sup>m</sup> pre-1994 production of 44543 TPA during 1999-2000, 2000-01, 2002-03, 2004-05 & 2015-16). However, the prior EC was not obtained for the increased production from the mine, although in the same mine lease area.

(v) The project is covered under category A of item 1(a) of the Schedule to the EIA Notification, 2006, and thus requires prior EC by the Ministry for its expansion beyond the Max<sup>m</sup> pre-1994 production of 44543 TPA. Accordingly, the project proponent applied for grant of ToR for expansion of the project up to 110022 TPA in March, 2014. The proposal was considered by the EAC in its meetings held in March & December, 2014, and the ToR was granted on 15<sup>th</sup> January, 2015, Meanwhile, the PP informed about filing of legal case against them under the EP Act, 1986 and closing of the mining operations.

(vi) The proposal for grant of EC was considered by the EAC in its meetings held in June, 2016 & August, 2016.

(vii) In the 9<sup>th</sup> REAC meeting held on 22<sup>nd</sup> Aug 2016 [F. No. J-11015/47/2011-IA.II(M): the Committee deferred the proposal and was of the view that the information submitted by PP is incomplete therefore following documents need to be resubmitted for further decision on the matter by the Committee:

1. The Species selected for green belt should be revised as per the CPCB guidelines also the number of saplings for greenbelt development are too less for the area in which plantation is to be carried out. The revised plan needs to be submitted.

2. A detailed time bound action plan along with the budgetary provision for issues raised during the Public Hearing shall be submitted.

3. It appears that mine had been operated even after the submission of Board Resolution that violation of EPA will not be done in future. An inspection report from Regional Office of MoEF&CC shall be obtained to ascertain the violation.

4. A detailed report on management of water body/ seasonal river passing through the mine lease area.

	<p>In response to this Ministry's letter dated 15<sup>th</sup> May, 2017, the project proponent informed that-</p> <ul style="list-style-type: none"> <li>• M/s OAL has obtained CTE/NOC and stopped mining activity since December, 2015 and requested GPCB on 27<sup>th</sup> May, 2017 to issue certificate stating temporary discontinuous period of mining and status of CTO/CC&amp;A,</li> <li>• M/s OAL has obtained production details from Department of Geology and Mining vide their letter dated 13<sup>th</sup> June, 2017,</li> <li>• GPCB has filed legal case under section 19 of the EP Act, 1986 against M/s OAL on 5<sup>th</sup> December, 2016, which has been resolved by Judicial Court on 11<sup>th</sup> April, 2017 by pronouncing imprisonment and financial penalty</li> </ul>
<p><b>9.3.8.4</b></p>	<p><i>The EAC in its meeting on <b>22<sup>nd</sup> June, 2017</b>, after detailed deliberations on the proposal in terms of the provisions of the MoEF&amp;CC Notification dated 14<sup>th</sup> March, 2017 and the earlier proceedings in the Ministry, confirmed the case to be of violation of the EIA Notification, 2006 and recommended for the following: -</i></p> <p><i>(i) The State Government/SPCB to ensure that the case already filed against the project proponent and reportedly disposed off was actually for violation of the EP Act, 1986, and further no consent to operate or occupancy certificate to be issued till the project is granted EC.</i></p> <p><i>(ii) Grant of Terms of Reference for undertaking EIA and preparation of Environment Management Plan (EMP), as enumerated in Annexure-II.</i></p> <p><i>(iii) The project proponent shall be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with the SPCB prior to the grant of EC. The quantum shall be recommended by the EAC and finalized by the regulatory authority. The bank guarantee shall be released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.</i></p>
<p><b>9.3.8.5</b></p>	<p>Earlier the project was considered in 1<sup>st</sup> meeting of Expert Appraisal Committee for projects related to Violation of EIA Notification, 2006 held on <b>22<sup>nd</sup> June, 2017</b> on the name of M/s Orient Abrasives Limited Bauxite Mining Lease in village Moti Balachor, Abdasa Taluka of Kutch district of Gujarat State mentioned at <b>9.3.8.1</b>. Proponent inform that this proposal Rata Talab Bauxite Mine Project (Captive Mines) (MLA 110.07 Ha) at Village Moti Balachod, Taluka Abdasa, District Kutch (Gujarat) by M/s Orient Abrasives Limited (<b>9.3.8</b>) are same.</p> <p><b>Hence the project was reconsidered based on the Ministry's OM dated 30<sup>th</sup> May 2018 in its 9<sup>th</sup> EAC meeting (violation) held on 27-28<sup>th</sup>, June 2018.</b></p>



### 9.3.8.6

#### **Observations and recommendations of committee:**

The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&CC Notification dated 14th March, 2017, confirmed the case to be of violation of the EIA Notification, 2006 and **recommended** for issuing Standard Term of Reference along with the following specific Term of Reference for undertaking EIA and preparation of Environmental Management Plan (EMP):

(i) The State Government/SPCB to ensure that the case already filed against the project proponent and reportedly disposed off was actually for violation of the EP Act, 1986, and further no consent to operate or occupancy certificate to be issued till the project is granted EC.

(ii) The project proponent shall be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with the SPCB prior to the grant of EC. The quantum shall be recommended by the EAC and finalized by the regulatory authority. The bank guarantee shall be released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.

(iii) Assessment of ecological damage with respect to air, water, land and other environmental attributes. The collection and analysis of data shall be done by an environmental laboratory duly notified under the Environment (Protection) Act, 1986, or an environmental laboratory accredited by NABL, or a laboratory of a Council of Scientific and Industrial Research (CSIR) institution working in the field of environment.

(iv) Preparation of EMP comprising remediation plan and natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefits derived due to violation.

(v) The remediation plan and the natural and community resource augmentation plan to be prepared as an independent chapter in the EIA report by the accredited consultants.

(vi) Public Hearing (PH) has been conducted on dated 19.03.2016 covering all the issues, Committee felt that one time PH as per the order of Hon'ble High Court of Madras has already taken care and hence repeat PH is not required.

(vii) Fund allocation for Corporate Environment Responsibility (CER) shall be made as per Ministry's O.M. No. 22-65/2017-IA.III dated 1st May, 2018 for various activities therein. The details of fund allocation and activities for CER shall be incorporated in EIA/EMP report.

(viii) Submission of details about protection of water bodies existing within the mine lease area.

(ix) Submission of details about protection of river passing through the mine lease area.

(x) The Project Proponent shall give an undertaking by way of affidavit to comply with

	<p>all the statutory requirements and judgment of Hon'ble Supreme Court dated the 2<sup>nd</sup> August 2017 in Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors. before grant of ToR/ EC. The undertaking interalia include commitment of the PP not to repeat any such violation in future. In case of violation of above undertaking, the ToR/Environmental Clearance shall be liable to be terminated forthwith.</p> <p>(xi) Compliance of the order of Hon'ble Supreme Court dated 02.08.2017 in the Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors.</p> <p>(xii) Details of demand, if any, raised by Department of Mining and Geology, State Government.</p> <p>(xiii) Details of payment, if any, made to Department of Mines &amp; Geology, State Government.</p> <p>(xiv) Validity of LOI/mine lease along with the documentary proof.</p> <p>(xv) Details of past production of mine since its inception duly authenticated by Department of Mines &amp; Geology, State Government.</p> <p>(xvi) To submit the KML/Shape Files of the mine lease area at the time of presentation before EAC.</p> <p>(xvii) Conceptual land use plan upto the life/lease period of 2030 whichever is earlier.</p>
<b>9.3.9</b>	<p><b>Proposed 70200 TPA of Limestone production from Putka Limestone Mine (MLA 97.013 Ha) of M/s Jyoti Pramanik located at Village Putka, District Bargarh (Orissa)</b></p> <p><b>[Old Proposal No. IA/OR/MIN/23194/2014 dated 16.05.2017] [F. No. 23- 151/2018-IA.III (V) ]</b></p>
<b>9.3.9.1</b>	Project proponent did not attend the meeting without any prior information.
<b>9.3.10</b>	<p><b>Mining of Magnesite &amp; Dunite (MLA 101.35 Ha, Production Capacity- 41,857 ROM MTPA) mines at Village Jaghir Ammapalayam, Taluk Salem, District Salem (Tamil Nadu) by M/s SAIL Refractory Company Ltd.</b></p> <p><b>[IA/TN/MIN/64751/2017 dated 19.05.2017] [F. No. 23-152/2018-IA.III (V) ]</b></p>
<b>9.3.10.1</b>	M/s SAIL Refractory Company Ltd..has made online application vide proposal no. IA/TN/MIN/64751/2017 dated 19.05.2017 seeking Term of References for the above mentioned proposed project. The proposed project activity is covered under A category of item 1(a) of the Schedule to the EIA Notification, 2006 and the proposal was appraised at Central level
<b>9.3.10.2</b>	<p><b>Details of the project as per the submission of project proponent:</b></p> <p>The project involves Mining of Magnesite and Dunite Mine of SAIL Refractory Company Limited (SRCL), Salem for production of 41857 Tons of ROM, over an area of <b>101.35 Ha.</b> located at Village- Jaghir Ammapalayam, Taluk- Salem, District-Salem,</p>

Tamil Nadu.

The said project/activity is covered under category A of item 1 (a) of the Schedule to the EIA Notification, 2006, and requires prior EC from the MoEF&CC based on the appraisal by Expert Appraisal Committee.

M/s. Burn Standard Company Limited was nationalized and become a Govt. of India undertaking with effect from 01.12.1976. Mining lease was granted to the Burn Standard Co. Ltd for a period of 20 years from 1981 to 2001 vide G.O No. 51 dated 02.02.1987, over an extent of 101.35 Ha. The application for renewal of mining lease was made by M/s Burn Standard Company Limited. as per norms on 17.08.2000, i.e. one year before the expiry of mining lease. Supplementary lease deed was also executed on 17.08.2000 to 19.08.2019 for exploitation of Dunite in addition to Magnesite.

The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken are reported to be as under: -

Application for EC was submitted to EAC (Non coal mining), MoEF&CC	10.02.2017
Appraisal by EAC (Non coal mining), MoEF&CC, in its meetings	20.03.2017
Final observations/recommendations of the EAC (Non coal mining), MoEF&CC	20.03.2017
Action taken by the EAC (Non coal mining), MoEF&CC	As per Minutes of Meeting dated 20.03.2017, the unit was in operation its mine without grant of EC. Thus, the PP has violated EIA Notification. In view of the above, PP needs to submit the application under the Violation Notification issued on 14.03.2017 for further examination by the Committee dealing the violation cases.
Complaint case filed by the State Government/State Pollution Control Board	-
Further consideration of the proposal by the EAC and recommendations	-
Final recommendations of EAC	The PP has violated EIA Notification by excavating mineral without EC. In view of the above, PP needs to submit the application under the Violation Notification issued on 14.03.2017 for further examination by the Committee dealing the violation cases.
Legal interventions, if any	-

Now the proposal has been submitted to the Ministry for consideration in pursuance of

	the Ministry's Notification dated 14 <sup>th</sup> March, 2017 due to violation of the EIA Notification, 2006.
<b>9.3.10.3</b>	<p><b>Observations and recommendations of committee:</b></p> <p>The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&amp;CC Notification dated 14<sup>th</sup> March, 2017, <b>recommended to defer</b> the proposal from present for want of following information from project proponent:</p> <p>(i) Quantity of Minerals, OB and other minerals along with revised Form-1 to be submitted.</p> <p>(ii) Details of demand, if any, raised by Department of Mining and Geology, State Government.</p> <p>(iii) Details of payment, if any, made to Department of Mines &amp; Geology, State Government.</p> <p>(iv) Validity of LOI/mine lease along with the documentary proof.</p> <p>(v) Details of past production of mine since its inception duly authenticated by Department of Mines &amp; Geology, State Government.</p> <p>(vi) To submit the KML/Shape Files of the mine lease area at the time of presentation before EAC.</p>
<b>9.3.11</b>	<p><b>Sivaganga Graphite Mine with enhancement of production capacity from 0.6 lakh TPA(ROM) to 1.05 lakh TPA (ROM) (MLA 236.85 Ha) at Villages Pudupatti, Senthudayanathapuram and Kumarapatti, Taluk &amp; District Sivaganga (Tamil Nadu) by M/s. Tamil Nadu Minerals Ltd.</b></p> <p><b>[IA/TN/MIN/64509/2017 dated 19.05.2017] [F. No. 23-153/2018-IA.III (V) ]</b></p>
<b>9.3.11.1</b>	M/s. Tamil Nadu Minerals Ltd. has made online application vide proposal no. IA/TN/MIN/64509/2017 dated 19.05.2017 seeking Term of References for the above mentioned proposed project. The proposed project activity is covered under A category of item 1(a) of the Schedule to the EIA Notification, 2006 and the proposal was appraised at Central level
<b>9.3.11.2</b>	<p><b>Details of the project as per the submission of project proponent:</b></p> <p>The project involves in Graphite Mining of production capacity 1.05Lakhs TPA by Tamil Nadu Minerals Limited in an area of 236.85 Ha covers the parts of Kumarapatti village, Senthudayananthapuram and Pudupatti of Sivaganga Taluka/Mandal, Sivaganga District, Tamil Nadu(<i>State</i>).</p> <p>The said project/activity is covered under category 'A' of item 1(a) Mining of Minerals of the Schedule to the EIA Notification, 2006, and requires prior EC from the MoEF&amp;CC/SEIAA based on the Appraisal by Expert Appraisal Committee or the State Expert Appraisal Committee in different States/UTs.</p>

The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken are reported to be as under:

S. No	Year	Activity	Reference
1	10.05.2010	EC Application Submission to MoEF	Proposal No;IA/TN/MIN/7818/2010
2	19.08.2010	ToR Obtained from MoEF	ToR Vide letter No. J-11015/204/2010-IA. II (M) on dated 19 <sup>th</sup> Aug 2010.
3	26.03.2013	Validity of ToR Extend for 1year.	ToR Validity Extend vide letter No. J-11015/204/2010-IA. II(M) dated 26 <sup>th</sup> March 2013.
4	27.06.2013	Draft EIA Submission &Public Hearing	
5	14.08.2013	Final EIA Submitted to MoEF	Vide letter No.11595/ML1/2006N dated 14.08.2013
6	04.02.2015	Proposal for production enhancement for 0.6 Lakh TPA to 1.05 Lakh TPA & Lease area is 236.85 Ha	Proposal No.IA/TN/MIN/26592 /2015.
7	30.04.2015	Expert Appraisal Committee meeting	32 <sup>nd</sup> EAC meeting
8	28.05.2015	ToR Obtained from MoEF	ToR vide letter No. J-11015/64/2015-IA. II
9	29.07.2016	Public Hearing	Copy of Public Hearing enclosed
10	30.11.2016	Final EIA Submission	Final EIA Submission vide letter No.12991/ML1/2014.
11	31.01.2017	Expert Appraisal Committee (EC Meeting) it was informed that based on the anticipation of EC, production quantity is about 92901 Tons during 2016-2017.  The Project Falls under Violation Category as per S.O 804(E) dated 14.03.2017	EAC Meeting held on 30-31 <sup>st</sup> Jan 2017
12	11.05.2017	Instructions are issued to Tamil Nadu Minerals Limited by TNPCB	Vide letter No.SVG0016/DEE/TNPCB/SVG/2017 dated 11.05.2017

13	12.05.2017	Certification of Production details from Asst. Director Geology and Mining Sivagangai.	Vide Rc.No.M2/245/2017 dated 12.05.2017.
14	19.05.2017	Application submitted for EC as per violation notification vide proposal No. IA/TN/MIN/64509/2017	
15	20.06.2018	Proposal Acceptance received	
16	27.06.2018	Proposal Considered in for 9 <sup>th</sup> meeting of EAC Violation meeting to be held on 27-28 June 2018	Agenda for 9 <sup>th</sup> meeting of EAC Violation meeting to be held on 27-28 June 2018.
Legal interventions, if any			-

Now the proposal has been submitted to the Ministry for consideration in pursuance of the Ministry's Notification dated 14<sup>th</sup> March, 2017 due to violation of the EIA Notification, 2006

<b>9.3.11.3</b>	<p><b>Observations and recommendations of committee:</b></p> <p>The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&amp;CC Notification dated 14<sup>th</sup> March, 2017, confirmed the case to be of violation of the EIA Notification, 2006 and recommended for issuing Standard Term of Reference along with the following specific Term of Reference for undertaking EIA and preparation of Environmental Management Plan (EMP):</p> <p>(i) The State Government/SPCB to take action against the project proponent under the provisions of section 19 of the Environment (Protection) Act, 1986, and further no consent to operate to be issued till the project is granted EC.</p> <p>(ii) The project proponent shall be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with the SPCB prior to the grant of EC. The quantum shall be recommended by the EAC and finalized by the regulatory authority. The bank guarantee shall be released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.</p> <p>(iii) Assessment of ecological damage with respect to air, water, land and other environmental attributes. The collection and analysis of data shall be done by an environmental laboratory duly notified under the Environment (Protection) Act, 1986, or an environmental laboratory accredited by NABL, or a laboratory of a Council of Scientific and Industrial Research (CSIR) institution working in the field of environment.</p> <p>(iv) Preparation of EMP comprising remediation plan and natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefits derived due to violation.</p> <p>(v) The remediation plan and the natural and community resource augmentation plan</p>
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	<p>to be prepared as an independent chapter in the EIA report by the accredited consultants.</p> <p>(vi) Public Hearing (PH) has been conducted on dated 29.07.2016 covering all the issues, Committee felt that one time PH as per the order of Hon'ble High Court of Madras has already taken care and hence repeat PH is not required.</p> <p>(vii) Fund allocation for Corporate Environment Responsibility (CER) shall be made as per Ministry's O.M. No. 22-65/2017-IA.III dated 1<sup>st</sup> May, 2018 for various activities therein. The details of fund allocation and activities for CER shall be incorporated in EIA/EMP report.</p> <p>(viii) One-month validation of baseline data already collected with one-month monitoring.</p> <p>(ix) The Project Proponent shall give an undertaking by way of affidavit to comply with all the statutory requirements and judgment of Hon'ble Supreme Court dated the 2<sup>nd</sup> August 2017 in Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors. before grant of ToR/ EC. The undertaking interalia include commitment of the PP not to repeat any such violation in future. In case of violation of above undertaking, the ToR/Environmental Clearance shall be liable to be terminated forthwith.</p> <p>(x) Compliance of the order of Hon'ble Supreme Court dated 02.08.2017 in the Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors.</p> <p>(xi) Details of demand, if any, raised by Department of Mining and Geology, State Government.</p> <p>(xii) Details of payment, if any, made to Department of Mines &amp; Geology, State Government.</p> <p>(xiii) Validity of LOI/mine lease along with the documentary proof.</p> <p>(xiv) Details of past production of mine since its inception duly authenticated by Department of Mines &amp; Geology, State Government.</p> <p>(xv) To submit the KML/Shape Files of the mine lease area at the time of presentation before EAC.</p>
<p><b>9.3.12</b></p>	<p><b>Expansion of Palakhada Bauxite Mine project (65.3971 ha), Village Palakhada, Taluka &amp; District Porbandar (Gujarat) by M/s Saurashtra Minerals Pvt. Ltd.</b>  <b>[Old Proposal No. IA/GJ/MIN/26222/2012 dated 20.05.2017][ F. No. 23- 154/2018-IA.III (V)]</b></p>
<p><b>9.3.12.1</b></p>	<p>M/s Saurashtra Minerals Pvt. Ltd. has made online application vide proposal no. <b>IA/GJ/MIN/26222/2012 dated 20.05.2017</b> seeking Term of References for the above mentioned proposed project. The proposed project activity is covered under A category of item 1(a) of the Schedule to the EIA Notification, 2006 and the proposal was appraised at Central level</p>

**9.3.12.2**

**Details of the project as per the submission of project proponent:**

The project involves manufacturing (mining) of Bauxite of production capacity 1,78,794 TPA (Proposed) by M/s Saurashtra Minerals Private Limited in Taluka/Mandal Porbandar, District Porbandar, Gujrat State.

The said project/activity is covered under category A of item 1(a) of the Schedule to the EIA Notification, 2006, and requires prior EC from the MoEF&CC/SEIAA based on the appraisal by Expert Appraisal Committee or the State Expert Appraisal Committee in different States/UTs.

The plant/unit was earlier set up with the consent to establish dated Nil from the State Pollution Control Board. Subsequently, the unit is reported to be in operation with consent to operate renewed from time to time by the SPCB. The consent to operate is presently valid up to NIL.

The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken are reported to be as under: -

Application for SEAC-III/SEIAA in	Details furnished in Table 1 given below
Appraisal by SEAC in its meetings	EC Presentation was held on 30 <sup>th</sup> January 2017.
Final observation/recommendation of SEAC to the SEIAA/State government	EC Presentation was held on 30 <sup>th</sup> January 2017 and In the meeting committee deferred the proposal and was of the opinion that the proposal can be re-considered after the proponent submits the revised plantation details and the letter from the Geology and Mining department , Porbandar that no mining has taken place from the date of submission of board resolution along with the production details certified by the Geology and Mining department so that it can be ascertained that no violation had taken place.
Action taken by state government/ SEIAA	Gujarat Pollution Control Board had filed a Violation Case No. 2820/13 against our company on 19.09.2013. Our company has accepted the Violation before the Judicial Magistrate, Porbandar and Violation Case No. 2820/13 was compounded and settled during the Lok Adalat at Porbandar on 11.02.2017. An Order thereto was issued by Addl. Chief Judicial Magistrate, Porbandar Court on 11.02.2017. The Project Proponent company as well as its Directors individually have paid the fine imposed by the court as per court order.



Complaint case filed by the State Government/State Pollution Control Board	Gujarat Pollution Control Board had filed a Violation Case No. 2820/13 against our company on 19.09.2013. Our company has accepted the Violation before the Judicial Magistrate, Porbandar and Violation Case No. 2820/13 was compounded and settled during the Lok Adalat at Porbandar on 11.02.2017. An Order thereto was issued by Addl. Chief Judicial Magistrate, Porbandar Court on 11.02.2017. The Project Proponent company as well as its Directors individually has paid the fine imposed by the court as per court order.
Further consideration of the proposal by the SEAC and recommendations	-
Final recommendations of SEIAA	Letter received from MoEF& CC dated 12 <sup>th</sup> May 2017 stating to submit the application under Violation notification S.O. 804 (E) dated 14.03.2017.
Legal interventions, if any	<p>(i) Gujarat Pollution Control Board had filed a Violation Case No. 2820/13 against our company on 19.09.2013 and the same was settled during the Lok Adalat at Porbandar on 11.02.2017. An Order thereto was issued by Addl. Chief Judicial Magistrate, Porbandar Court on 11.02.2017. The Project Proponent company as well as its Directors individually have paid the fine imposed by the court.</p> <p>(ii) SCA No. 5167/2018 in Gujarat High Court: SMPL v/s Union of India. The next date of hearing is 28.06.2018. The company has sought the following reliefs from the Hon'ble High Court of Gujarat</p> <ul style="list-style-type: none"> <li>• <i>To quash and set aside the letter/email/communication dated 05.01.2018 of the Respondent-MoEFCC;</i></li> <li>• <i>To declare that Violation Notification dated 14.03.2017 is not applicable to the Petitioner;</i></li> <li>• <i>To direct the Respondent to process the Application dated 19.07.2012 of the Petitioner for obtaining EC under the EIA Notification;</i></li> <li>• <i>To declare that Office Memorandum dated 30.05.2018 issued by MOEFCC is not applicable to the Petitioner</i></li> </ul>

Now the proposal has been submitted to the Ministry for consideration in pursuance of the Ministry's Notification dated 14 March, 2017 due to violation of the EIA Notification, 2006.

**Table 1: Project Chronology**

<b>Project No</b>	<b>J-11015/276/2012-IA.II(M)</b>
Application in Form -1 (as per Environment Notification 2006) submitted to the Expert Appraisal Committee , MoEF – New Delhi	25 <sup>th</sup> July 2012
ToR Presentation	20 <sup>th</sup> Dec 2012
Violation Case No. 2820/2013 filed by GPCB	19 <sup>th</sup> Sept, 2013
Direction under section 5 of Environment (Protection) Act, 1986 for violation of provision of the EIA notification 2006 regarding expansion of mining activity issued by MoEF	5 <sup>th</sup> March 2014
Submission of Environment policy, violation case papers and Resolution of Board of Directors	31 <sup>st</sup> March 2014
Resubmission of Environment policy, violation case papers and Resolution of Board of directors and a site visit report of Regional office of Gujarat Pollution control Board	29 <sup>th</sup> October 2014
Issue of ToR letter	15 <sup>th</sup> Dec 2014
Public Hearing conducted on	20 <sup>th</sup> November 2015
Online EIA Submission	2 <sup>nd</sup> July 2016
1 <sup>st</sup> EC presentation	Case no 2.23 on 20 <sup>th</sup> September 2016
Queries raised by EAC	MoM of EAC meeting held during 20 <sup>th</sup> Sep 2016
Compliance Reply submitted by SMPL	5 <sup>th</sup> December 2016
2 <sup>nd</sup> EC presentation	30 <sup>th</sup> January 2017
Court Order in the Violation Case No. 2820/2013 issued and fine paid	2 <sup>nd</sup> February 2017
Compliance Reply submitted by SMPL	6 <sup>th</sup> March 2017
Committee suggested to submit the application under violation category	12 <sup>th</sup> April 2017
Application submitted under violation category	20 <sup>th</sup> May 2017

**9.3.12.3**

**Observations and recommendations of committee:**

The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&CC Notification dated 14th March, 2017, observed that the proponent has submitted two separate applications (Agenda 9.3.12 & 9.3.13) for two minerals (Bauxite 65.39 ha and Laterite-90.52 ha) in same lease.

After detailed deliberations, committee opined to combine both the applications for

	assessment of remediation plan, natural and community resource augmentation plan etc. Accordingly, proponent has agreed to combine both application as one and withdrawal of application proposal no. <b>IA/GJ/MIN/26222/2012</b> for 65.39 ha ( <b>Agenda 9.3.12</b> ).								
<b>9.3.13</b>	<b>Expansion of Palakhada Mining project from 9029 TPA to 76, 520 TPA (ROM) of Laterite (90.5279 ha) located at village Palakhada, Tehsil and district Porbandar (Gujarat by M/s Saurashtra Minerals Pvt. Ltd.</b> <b>[Old Proposal No. IA/GJ/MIN/31635/2012 dated 20.05.2017][F. No. 23- 155/2018-IA.III (V)]</b>								
<b>9.3.13.1</b>	M/s Saurashtra Minerals Pvt. Ltd.has made online application vide proposal no. <b>IA/GJ/MIN/31635/2012 dated 20.05.2017</b> seeking Term of References for the above mentioned proposed project. The proposed project activity is covered under A category of item 1(a) of the Schedule to the EIA Notification, 2006 and the proposal was appraised at Central level								
<b>9.3.13.2</b>	<p><b>Details of the project as per the submission of project proponent:</b></p> <p>The project involves manufacturing (mining) of Laterite of production capacity 76520 TPA (Proposed) by M/s Saurashtra Minerals Private Limited in Taluka/Mandal Porbandar, District Porbandar, Gujarat State.</p> <p>The said project/activity is covered under category A of item 1(a) of the Schedule to the EIA Notification, 2006, and requires prior EC from the MoEF&amp;CC/SEIAA based on the appraisal by Expert Appraisal Committee or the State Expert Appraisal Committee in different States/UTs.</p> <p>The plant/unit was earlier set up with the consent to establish dated Nil from the State Pollution Control Board. Subsequently, the unit is reported to be in operation with consent to operate renewed from time to time by the SPCB. The consent to operate is presently valid up to NIL.</p> <p>The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken are reported to be as under: -</p> <table border="1"> <tr> <td>Application for SEAC-III/SEIAA in</td> <td>Please refer <b>Table 1 below</b></td> </tr> <tr> <td>Appraisal by MOEFCC in its meetings</td> <td>2<sup>nd</sup> EC Presentation was held on 30<sup>th</sup> January 2017 at MOEFCC.</td> </tr> <tr> <td>Final observation/recommendation of MOEFCC SEAC to the SEIAA/State government</td> <td>2<sup>nd</sup> EC Presentation was held on 30<sup>th</sup> January 2017 at MOEFCC</td> </tr> <tr> <td>Action taken by state government/ SEIAA</td> <td>Gujarat Pollution Control Board had filed a Violation Case No. 2819/13 against our company on 19.09.2013. Our company has accepted the Violation before the Judicial Magistrate, Porbandar and Violation Case No. 2819/13 was compounded and settled during</td> </tr> </table>	Application for SEAC-III/SEIAA in	Please refer <b>Table 1 below</b>	Appraisal by MOEFCC in its meetings	2 <sup>nd</sup> EC Presentation was held on 30 <sup>th</sup> January 2017 at MOEFCC.	Final observation/recommendation of MOEFCC SEAC to the SEIAA/State government	2 <sup>nd</sup> EC Presentation was held on 30 <sup>th</sup> January 2017 at MOEFCC	Action taken by state government/ SEIAA	Gujarat Pollution Control Board had filed a Violation Case No. 2819/13 against our company on 19.09.2013. Our company has accepted the Violation before the Judicial Magistrate, Porbandar and Violation Case No. 2819/13 was compounded and settled during
Application for SEAC-III/SEIAA in	Please refer <b>Table 1 below</b>								
Appraisal by MOEFCC in its meetings	2 <sup>nd</sup> EC Presentation was held on 30 <sup>th</sup> January 2017 at MOEFCC.								
Final observation/recommendation of MOEFCC SEAC to the SEIAA/State government	2 <sup>nd</sup> EC Presentation was held on 30 <sup>th</sup> January 2017 at MOEFCC								
Action taken by state government/ SEIAA	Gujarat Pollution Control Board had filed a Violation Case No. 2819/13 against our company on 19.09.2013. Our company has accepted the Violation before the Judicial Magistrate, Porbandar and Violation Case No. 2819/13 was compounded and settled during								

		the Lok Adalat at Porbandar on 11.02.2017. An Order thereto was issued by Addl. Chief Judicial Magistrate, Porbandar Court on 11.02.2017. The Project Proponent company as well as its Directors individually have paid the fine imposed by the court as per court order.
	Complaint case filed by the State Government/State Pollution Control Board	Gujarat Pollution Control Board had filed a violation Case No. 2819/13 against our company on 19.09.2013. Our company has accepted the Violation before the Judicial Magistrate, Porbandar and Violation Case No. 2819/13 was compounded and settled during the Lok Adalat at Porbandar on 11.02.2017. An Order thereto was issued by Addl. Chief Judicial Magistrate, Porbandar Court on 11.02.2017. The Project Proponent company as well as its Directors individually have paid the fine imposed by the court as per court order.
	Further consideration of the proposal by the SEAC and recommendations	Not Applicable
	Final recommendations of SEIAA	Letter received from MoEF& CC dated 12 <sup>th</sup> May 2017 stating to submit the application under Violation notification S.O. 804 (E) dated 14.03.2017.
	Legal interventions, if any	<p>(ii) The Violation Case No. 2819/13 against our company was compounded and settled on 19.09.2013. The Project Proponent company as well as its Directors individually have paid the fine imposed by the court</p> <p>(iii) SCA No. 5170/2018 in Gujarat High Court : SMPL v/s Union of India. The next date of hearing is 28.06.2018. The company has sought the following reliefs from the Hon'ble High Court of Gujarat</p> <ul style="list-style-type: none"> <li>• <i>To quash and set aside the letter/email/communication dated 05.01.2018 of the Respondent-MoEFCC;</i></li> <li>• <i>To declare that Violation Notification dated 14.03.2017 is not applicable to the Petitioner;</i></li> <li>• <i>To direct the Respondent to process the</i></li> </ul>

*Application dated 19.07.2012 of the Petitioner for obtaining EC under the EIA Notification;*

- To declare that Office Memorandum dated 30.05.2018 issued by MOEFCC is not applicable to the Petitioner*

Now the proposal has been submitted to the Ministry for consideration in pursuance of the Ministry's Notification dated 14 March, 2017 due to violation of the EIA Notification, 2006.

**Table 1: Project Chronology**

<b>Project No</b>	<b>J-11015/277/2012-IA.II(M)</b>
Application in Form -1 (as per Environment Notification 2006) submitted to the Expert Appraisal Committee , MoEF – New Delhi	28 <sup>th</sup> July 2012
ToR Presentation	20 <sup>th</sup> Dec 2012
Violation Case No. 2819/2013 filed by GPCB	19 <sup>th</sup> Sept, 2013
Direction under section 5 of Environment (Protection) Act, 1986 for violation of provision of the EIA notification 2006 regarding expansion of mining activity issued by MoEF	5 <sup>th</sup> March 2014
Submission of Environment policy, violation case papers and Resolution of Board of Directors	31 <sup>st</sup> March 2014
Resubmission of Environment policy, violation case papers and Resolution of Board of directors and a site visit report of Regional office of Gujarat Pollution control Board	29 <sup>th</sup> October 2014
Issue of ToR letter	15 <sup>th</sup> Dec 2014
Submission of Application for Corrigendum in TOR	9 <sup>th</sup> January 2015
Submission of Online application for corrigendum in TOR	29 <sup>th</sup> September 2015
Corrigendum in TOR issued by MoEF	30 <sup>th</sup> November 2015
Public Hearing conducted on	28 <sup>th</sup> January 2016
Online EIA Submission	2 <sup>nd</sup> July 2016
1st EC presentation	Case no 2.22 on 20 <sup>th</sup> September 2016
Queries raised by EAC	MoM of EAC meeting held during 20th Sep 2016
Compliance Reply submitted by SMPL	5 <sup>th</sup> December 2016
2nd EC presentation	30 <sup>th</sup> January 2017

	Court Order in the Violation Case No. 2819/2013 issued and fine paid	11 <sup>th</sup> February 2017
	Compliance Reply submitted by SMPL	6 <sup>th</sup> March 2017
<b>9.3.13.3</b>	<p><b>Observations and recommendations of committee:</b></p> <p>The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&amp;CC Notification dated 14th March, 2017, observed that the proponent has submitted two separate applications (Agenda 9.3.12 &amp; 9.3.13) for two minerals (Bauxite 65.39 ha and Laterite-90.52 ha) in same lease.</p> <p>After detailed deliberations, committee opined to combine both the applications for assessment of remediation plan, natural and community resource augmentation plan etc. Accordingly, committee <b>recommended to defer</b> the proposal for want of following information:</p> <ul style="list-style-type: none"> <li>(i) Proponent has to submit revised Form 1 application for mining lease area of 90.52 ha for two minerals i.e bauxite and laterite.</li> <li>(ii) Details of demand, if any, raised by Department of Mining and Geology, State Government.</li> <li>(iii) Details of payment, if any, made to Department of Mines &amp; Geology, State Government.</li> <li>(iv) Validity of LOI/mine lease along with the documentary proof.</li> <li>(v) Details of past production of mine since its inception duly authenticated by Department of Mines &amp; Geology, State Government.</li> <li>(vi) To submit the KML/Shape Files of the mine lease area at the time of presentation before EAC.</li> </ul>	
<b>9.3.14</b>	<p><b>Mining project (MLA 7.4590 Ha) of M/s Marthoma Granites located at Survey No. 8/9, Village Alakkodu, Panchayat Edavetty, Taluk Thodupuzha, District Idukki (Kerala)</b></p> <p><b>[Old Proposal No. IA/KL/MIN/64117/2015 dated 16.06.2017]</b>  <b>[IA/KL/MIN/70077/2017][F. No. 23-156/2018-IA.III (V)]</b></p>	
<b>9.3.14.1</b>	<p>M/s Marthoma Granites has made online application vide proposal no. <b>IA/KL/MIN/64117/2015 dated 16.06.2017</b> seeking Term of References for the above mentioned proposed project. The proposed project activity is covered under 'B2' category of 1(a) of the Schedule to the EIA Notification, 2006 and the proposal is appraised at Central level because of no SEIAA in Kerala.</p>	
<b>9.3.14.2</b>	<p><b>Details of the project as per the submission of project proponent:</b></p> <p>The project involves Minor Mineral Mining (Building Stone) of production capacity 1,75,000 MTA by M/s Marthoma Granites an area 7.4590 hectare located at Survey No. 8/9, Alakkodu Village, Edavetty Panchayat, Thodupuzha Taluk, Idukki District, Kerala.</p> <p>The said project/activity is covered under category <i>B2 of item 1(a) of the Schedule</i> to the EIA Notification, 2006, and requires prior EC from the MoEF&amp;CC/SEIAA based on the appraisal by Expert Appraisal Committee or the State Expert Appraisal Committee in different States/UTs.</p> <p>The unit was earlier set up with the consent to establish dated Nil from the State Pollution Control Board. Subsequently, the unit is reported to be in operation with</p>	

consent to operate renewed from time to time by the SPCB. The consent to operate is presently valid up to 31-03-2016.

The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken are reported to be as under: -

Application for EC was submitted to SEAC-III/SEIAA in Kerala	30-06-2015 File No. 817/SEIAA/EC3/2489/2015
Appraisal by SEAC in its meetings	1. 47 <sup>th</sup> meeting held on 13-10-2015 2. 53 <sup>rd</sup> meeting held on 25-02-2016
Final observations/recommendations of the SEAC to the SEIAA/State Government	<ul style="list-style-type: none"> <li>➤ The project was 1<sup>st</sup> appraised by SEAC, Kerala in its 47<sup>th</sup> meeting and SEAC decided for field visit and deferred.</li> <li>➤ In the 2<sup>nd</sup> appraisal of SEAC, Kerala in its 53<sup>rd</sup> meeting and SEAC recommended to SEIAA that this is a project of violation and to initiate criminal action against the PP and not to process the application &amp; to recommend for delisting of the proposal as per the direction of NGT.</li> </ul>
Action taken by the State Government / SEIAA	<ul style="list-style-type: none"> <li>➤ SEIAA in its 52<sup>nd</sup> meeting held on 29-04-2016</li> <li>➤ An Order was passed by SEIAA directing the following: - <ul style="list-style-type: none"> <li>(i) The application is delisted</li> <li>(ii) Action against violation will be initiated</li> <li>(iii) All mining activity to be stopped</li> <li>(iv) Direction to District Collector to enforce the above</li> <li>(v) To deposit the penalty amount imposed by NGT at KSPCB</li> </ul> </li> </ul>
Complaint case filed by the State Government / State Pollution control Board	Yes. KSPCB vide letter dated 18-06-2015
Further consideration of the proposal by the SEAC and recommendations	Nil
Final recommendations of SEIAA	52 <sup>nd</sup> meeting An Order was passed by SEIAA directing the following:

		<p>(i) The application is delisted  (ii) Action against violation will be initiated  (iii) All mining activity to be stopped  (iv) Direction to District Collector to enforce the above  (v) To deposit the penalty amount imposed by NGT at KSPCB</p> <p>Yes,  Two cases at High Court of Kerala and one at NGT, Southern Zone, Chennai  High Court of Kerala &amp; NGT, Southern Zone  WP (C) 27520/14,  WP (C) 16757/2015 &amp;  Application No. 168 of 2015 (SZ)  Copies of Orders are attached with the application.  The appeal against the Order of NGT is pending at Hon'ble Supreme Court (C.A. No. 878 of 2016)</p>
<p>Now the proposal has been submitted to the Ministry for consideration in pursuance of the Ministry's Notification dated 14<sup>th</sup> March, 2017 due to violation of the EIA Notification, 2006. The proposal is being considered at Central level as the tenure of SEIAA Kerala is expired.</p>		
<p>9.3.14.3</p>	<p><b>Observations and recommendations of committee:</b></p> <p>The proponent already paid the amount of rupees 25,85,162/- as per direction of NGT, South zone Chennai.</p> <p>The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&amp;CC Notification dated 14th March, 2017, confirmed the case to be of violation of the EIA Notification, 2006 and <b>recommended</b> for issuing Standard Term of Reference along with the following specific Term of Reference for undertaking EIA and preparation of Environmental Management Plan (EMP):</p> <p>(i) The State Government/SPCB to ensure that the case already filed against the project proponent and reportedly disposed off was actually for violation of the EP Act, 1986, and further no consent to operate or occupancy certificate to be issued till the project is granted EC.</p> <p>(ii) The project proponent shall be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with the SPCB prior to the grant of EC. The quantum shall be recommended by the EAC and finalized by the regulatory authority. The bank guarantee shall be</p>	



released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.

(iii) Assessment of ecological damage with respect to air, water, land and other environmental attributes. The collection and analysis of data shall be done by an environmental laboratory duly notified under the Environment (Protection) Act, 1986, or an environmental laboratory accredited by NABL, or a laboratory of a Council of Scientific and Industrial Research (CSIR) institution working in the field of environment.

(iv) Preparation of EMP comprising remediation plan and natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefits derived due to violation.

(v) The remediation plan and the natural and community resource augmentation plan to be prepared as an independent chapter in the EIA report by the accredited consultants.

(vi) The PP is required to conduct public hearing as per EIA notification, 2006.

(viii) Fund allocation for Corporate Environment Responsibility (CER) shall be made as per Ministry's O.M. No. 22-65/2017-IA.III dated 1<sup>st</sup> May, 2018 for various activities therein. The details of fund allocation and activities for CER shall be incorporated in EIA/EMP report.

(ix) Submission of production details to be certified by Director Mines and Geology of State Government.

(x) Submission of certificate to be obtained from Director Mines and Geology of State Government for PP has not carried out any mining activity beyond mining lease area.

(xi) The Project Proponent shall give an undertaking by way of affidavit to comply with all the statutory requirements and judgment of Hon'ble Supreme Court dated the 2<sup>nd</sup> August 2017 in Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors. before grant of ToR / EC. The undertaking inter alia include commitment of the PP not to repeat any such violation in future. In case of violation of above undertaking, the ToR/Environmental Clearance shall be liable to be terminated forthwith.

(xii) Compliance of the order of Hon'ble Supreme Court dated 02.08.2017 in the Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors.

(xiii) Details of demand, if any, raised by Department of Mining and Geology, State Government.

(xiv) Details of payment, if any, made to Department of Mines & Geology, State Government.

(xv) Validity of LOI/mine lease along with the documentary proof.

(xvi) Details of past production of mine since its inception duly authenticated by

	<p>Department of Mines &amp; Geology, State Government.</p> <p>(xvii) To submit the KML/Shape Files of the mine lease area at the time of presentation before EAC.</p> <p>(xviii) District Survey Report as per the provisions of the EIA Notification, 2006 as amended on 15.01.2016.</p>
9.3.15	<p><b>Mining of Sand Stone &amp; Bajari (MLA 66.62 Ha) located at Mauza Bella, Mandyarpur, Dandi Harnam, Naharsingh, Kheri, Tehsil Nalagarh, District Solan (Himachal Pradesh) Proposed by Smt. Madhuri Saini, Prop, M/s Manjholi Stone Crusher</b></p> <p><b>[Old Proposal No. IA/HP/MIN/7479/2011 dated 21.06.2017][F. No. 23- 157/2018-IA.III (V)]</b></p>
9.3.15.1	<p>M/s Manjholi Stone Crusher has made online application vide proposal no. <b>IA/HP/MIN/7479/2011 dated 21.06.2017</b> seeking Term of References for the above mentioned proposed project. The proposed project activity is covered under A category of item 1(a) of the Schedule to the EIA Notification, 2006 and the proposal was appraised at Central level.</p>
9.3.15.2	<p><b>Details of the project as per the submission of project proponent:</b></p> <p>The proposed project is the riverbed mining of Sand, Stone and Bajri from River Sarsa located near Mauza Mandiyarpur, Mauza Naharsingh, Mauza Bella, Mauza Dandi Harnam, Mauza Kheri at Tehsil Nalagarh, District Solan, Himachal Pradesh. The applicant applied for the renewal of mining lease for total 82.0730 ha (1090-13 Bighas) area. However, the Joint Inspection Committee recommended only 66.62 ha (922-14 Bighas) excluding the Khasra No. 77/2,78/3,79 and 187/3 total measuring 15.453 ha (167-19 Bighas) falling in Mauza Mandirpur due to construction of Jhula bridge in the applied for area.</p> <p>The proposed project is having lease area of 66.62 ha. The lease has been sanctioned in favour of Smt. Madhuri Saini Prop. M/s Manjholi Stone Crusher, vide letter no. Udyog – Bhu (Khani -4) Laghu-522/10-5982 dated 1-09-2015 valid up to 27.02.2016. Further, the Extension for validity of letter of Intent has obtained as per Himachal Pradesh Minor (Concession) and minerals (Prevention of illegal mining Transportation and Storage) Rules, 2015 vide letter no. Udyog – Bhu (Khani -4) Laghu-522/10-1807 dated 13-05-2016. The mine plan was approved vide letter no. Udyog – Bhu (Khani -4) Laghu-522/10-10255 dated 18-01-2016.</p> <p>As per MoEF, New Delhi Gazette dated 14<sup>th</sup> September 2006 and amended thereafter, the proposed mining project is categorized as category 'A' project as lease area is more than 50 ha i.e. 66.62 ha. TOR was approved on 21<sup>st</sup> September 2011.</p> <p>The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken are reported to be as under: -</p>

<p>Application for EC was submitted to EAC (Non- Coal Mining) MoEF &amp; CC</p>	<ul style="list-style-type: none"> <li>• Submission of TOR proposal: 31.05.2011.</li> <li>• Final EIA report submission: 05.09.2013.</li> <li>• Amendment in ToR for change in Area and Production: 21.06.2016</li> <li>• Revised EIA report submission: 14.01.2017.</li> <li>• Submission of proposal in Violation portal: 21.06.2017</li> </ul>
<p>Appraisal by EAC (Non- Coal Mining), MoEF&amp;CC in its meetings</p>	<ul style="list-style-type: none"> <li>• TOR presentation: EAC for mining project during its meeting held on 24-26 August 2011.</li> <li>• TOR issued: Dated 21.09.2011 TOR letter no. J-11015/145/2011-IA.II (M) Production: 1, 12,050 TPA, Area: 82.0730 Ha.</li> <li>• Amendment in ToR for change in Area and Production:, 6<sup>th</sup> EAC meeting held during May 23-24, 2016</li> <li>• 15<sup>th</sup>reconstituted EAC agenda for final EC on 20 -21 Feb 2017.</li> </ul>
<p>Final observations/recommendations of the EAC (Non- Coal Mining) MoEF &amp; CC in its meetings</p>	<p>The proposal was once again considered in the EAC meeting held during 20-21February 2017 wherein the committee noted that the proponent has carried out mining in the mine lease area more than 50 ha. till 2011 without valid EC. The proponent also submitted that there is a court case on his mine, which has been filed by State Pollution Control Board against all River Bed Mining Projects of Minor Minerals (Sand, Bajri &amp; Stone) in the court of LD Chief Judicial Magistrate, Nalagarh, District Solan, H.P. having lease area more than 5 ha. as per the violation of Environment (Protection) Act 1986 and EIA notification 2006 without obtaining the mandatory Environmental Clearance.</p> <p>In view of the violation proceeding initiated by the State Pollution Control Board, the Committee approved the proposal for the reduced capacity of1, 00,000 MTPA, subject to credible action on the violation.</p>

<p>Action taken by the State Government/EAC</p>	<ul style="list-style-type: none"> <li>• The Letter No. 2380 was issued by Himachal Pradesh Pollution Control Board on 16.02.2012 In order to stop mining operation.</li> <li>• The PP received the copy of court case which has been filed by State Pollution Control Board against all River Bed Mining Projects of Minor Minerals (Sand, Bajri &amp; Stone) in the court of LD Chief Judicial Magistrate, Nalagarh, District Solan, H.P. Having lease area more than 5 ha as per the violation of Environment (Protection) Act 1986 and EIA notification 2006 without obtaining the mandatory Environmental clearance.</li> <li>• The case is to be heard in the Learned court of Nalagarh and now the Magistrate has ordered to appear in Lok Adalat of Nalagarh.</li> </ul>
<p>Complaint case filed by the State Government/State Pollution Control Board</p>	<ul style="list-style-type: none"> <li>• There is a court case on this mine, which has been filed by the state pollution Control Board against all river bed mining project of mineral (Sand, Bajri, Stone) in the court of LD Chief Judicial Magistrate, Nalagarh, District Solan, HP, Having lease area more than 5 Hectare as per the Violation of Environment (Protection) act 1986 &amp; EIA Notification 2006 without mandatory Environmental Clearance.</li> <li>• The case is to be heard in the Learned court of Nalagarh and now the Magistrate have ordered to appear in Lok Adalat of Nalagarh.</li> </ul>
<p>Further consideration of the proposal by the EAC and</p>	<p>-</p>
<p>Final recommendations of EAC</p>	<p>-</p>
<p>Legal Interventions, if any</p>	<p>There is a court case on this mine, which has been filed by the state pollution Control Board against all river bed mining project of mineral (Sand, Bajri, Stone) in the court of LD Chief Judicial Magistrate, Nalagarh, District Solan, HP, Having lease area more than 5 Hect. as per the Violation of Environment (Protection) act 1986 &amp; EIA Notification 2006 without mandatory Environmental Clearance.</p>
<p>Now the proposal has been submitted to the ministry for considered in pursuance of</p>	

	the ministry's Notification dated 21 <sup>st</sup> June, 2017 due to violation by the EIA Notification, 2006.
<b>9.3.15.3</b>	<p><b>Observations and recommendations of committee:</b></p> <p>Project proponent during the presentation requested to defer the proposal and accordingly committee <b>recommended to defer</b> the proposal.</p> <p>The Committee is of the view that the Consultant has to well prepare and should know the rules and procedures defined under the provisions of the EIA Notification, 2006.</p>
<b>9.4.1</b>	<p><b>River Bed Mining Project of Minor Minerals (Sand, Bajri &amp; Stone) (MLA 70.9312 Ha) at Village Baddi, Shitapur, Landewal, Kalanpur &amp; Kainduwal, Tehsil alagarh, District Solan (Himachal Pradesh) by M/s Smt Asha Rani Dang</b></p> <p><b>[Old Proposal No. IA/HP/MIN/34118/2011 dated 22.06.2017][F. No. 23- 158/2018-IA.III (V)]</b></p>
<b>9.4.1.1</b>	M/s Smt Asha Rani Dang has made online application vide proposal no. <b>IA/HP/MIN/34118/2011 dated 22.06.2017</b> seeking Term of References for the above mentioned proposed project. The proposed project activity is covered under 'A' category of 1(a) of the Schedule to the EIA Notification, 2006 and the proposal is appraised at Central level.
<b>9.4.1.2</b>	<p><b>Details of the project as per submission of proponent:</b></p> <p>The proposed project is the riverbed mining of Sand, Stone and Bajri from River Sarsa located near Baddi, Shitalpur, Landewal, Kalyanpur, Kainduwal, Tehsil – Nalgarh, Dist – Solan, Himachal Pradesh. The project is having lease area of 70.9312 ha.</p> <p>The mining lease for extraction of Sand, Bajri and stone has been granted in favor of Smt. Asha Rani Dang for an area of 93.6024 hect (1170.03 bighas) over a period of 5 years in village/ Mauza Baddi, Shitalpur, Landewal, Kalyanpur, Kainduwal in Tehsil – Nalagarh, District- Solan, State – Himachal vide Govt. order no. Udhyog Bhu- (khani-4) Laghu 319/95/7685 dated 26.11.1996. During the joint inspection of lease, an area of 239.84 bighas was deducted and earmarked for plantation and protection of irrigation scheme. Therefore, mining lease was reduced to an area of 930.19 Bighas (74.415 hect.). The area is renewed twice, vide order no. Udhyog- Bhu (Khani-4) Laghu 319/95/3607 dated 27.08.2003 for a period of 5 &amp; another 5 years consecutively, for extraction of minor mineral, with effect from 5.01.2002 to 4.01.2007 and 5.01.2007 to 4.01.2012. Mining plan has been approved in 2007. Prior application of Renewal of Lease was filed on dated 22.02.2011 for an area of 70.9312 Hectare (899.14 Bighas) for further specific lease period. LOI for the renewal of grant of mining has been issued on dated 15-7-2015</p> <p>As per MoEF, New Delhi Gazette dated 14<sup>th</sup> September 2006 and amended thereafter, the proposed mining project is categorized as category 'A' project as lease area is more than 50 ha i.e. 70.9312 ha.</p> <p>The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken are reported to be as under: -</p>

<p>Application for EC was submitted to EAC (Non- Coal Mining) MoEF &amp; CC</p>	<ul style="list-style-type: none"> <li>• Submission of TOR proposal: 02.08.2011. ToR extension: 30.04.2016</li> <li>• Submission of conservation plan of Leopard duly authenticated by CWW-HP: 27th Feb 2016</li> <li>• Submission of proposal in Violation portal: 22.06.2017</li> </ul>
<p>Appraisal by EAC (Non- Coal Mining), MoEF &amp; CC in its meetings</p>	<ul style="list-style-type: none"> <li>• TOR issued: 1st March 2012.</li> <li>• ToR extension: 30.04.2016</li> <li>• 4<sup>th</sup>EAC meeting dated 21-22 March 2016, EAC asked replenishment study report.</li> <li>• 8th EAC Meeting (after submitting replenishment study report) dated 21-22 July 2016, EAC recommended for EC.</li> <li>• 10<sup>th</sup> EAC meeting dated 19 – 20 September 2016, EAC deferred the proposal and asked to submit a report of scientific replenishment study.</li> <li>• 12th EAC meeting dated 23 – 25 November 2016, EAC Recommended for EC, Subject to submission of conservation plan of Leopard duly authenticated by CWW-HP.</li> </ul>
<p>Final observations/recommendations of the EAC (Non- Coal Mining) MoEF &amp; CC in its meetings</p>	<ul style="list-style-type: none"> <li>• 12th EAC meeting dated 23 – 25 November 2016, EAC Recommended for EC, Subject to submission of conservation plan of Leopard duly authenticated by CWW-HP.</li> </ul>
<p>Action taken by the State Government/EAC</p>	<ul style="list-style-type: none"> <li>• The PP received the copy of court case which has been filed by State Pollution Control Board against all River Bed Mining Projects of Minor Minerals (Sand, Bajri &amp; Stone) in the court of LD Chief Judicial Magistrate, Nalagarh, District Solan, H.P. Having lease area more than 5 ha as per the violation of Environment (Protection) Act 1986 and EIA notification 2006 without obtaining the mandatory Environmental clearance.</li> <li>• The case is to be heard in the Learned court of Nalagarh and now the Magistrate has ordered to appear in Lok Adalat of Nalagarh.</li> </ul>

	<p>Complaint case filed by the Government/State Pollution Control Board</p>	<ul style="list-style-type: none"> <li>• There is a court case on this mine, which has been filed by the state pollution Control Board against all river bed mining project of mineral (Sand, Bajri, Stone) in the court of LD Chief Judicial Magistrate, Nalagarh, District Solan, HP, Having lease area more than 5 Ha as per the Violation of Environment (Protection) act 1986 &amp; EIA Notification 2006 without mandatory Environmental Clearance.</li> <li>• The case is to be heard in the Learned court of Nalagarh and now the Magistrate have ordered to appear in Lok Adalat of Nalagarh.</li> </ul>
	<p>Further consideration of the proposal by the EAC and recommendations</p>	-
	<p>Final recommendations of EAC</p>	-
	<p>Legal Interventions, if any</p>	<p>There is a court case on this mine, which has been filed by the state pollution Control Board against all river bed mining project of mineral (Sand, Bajri, Stone) in the court of LD Chief Judicial Magistrate, Nalagarh, District Solan, HP, Having lease area more than 5 Hect. as per the Violation of Environment (Protection) act 1986 &amp; EIA Notification 2006 without mandatory Environmental Clearance.</p>
<p>Now the proposal has been submitted to the ministry for considered in pursuance of the ministry's Notification dated 14<sup>th</sup> March 2017 due to violation by the EIA Notification, 2006.</p>		
<p>9.4.1</p>	<p><b>Observations and recommendations of committee:</b></p> <p>Project proponent during the presentation requested to defer the proposal and accordingly committee <b>recommended to defer</b> the proposal.</p> <p>The Committee is of the view that the Consultant has to well prepare and should know the rules and procedures defined under the provisions of the EIA Notification, 2006. .</p>	
<p>9.4.2</p>	<p><b>Colour Granite Mine (5.54 Ha) located at Sy.Nos. 168, Odyaram Village, Gangadhara Mandal, Karimnagar District, Telangana by M/s Siresha Geo Granites (P) Ltd.</b></p> <p><b>[IA/TG/MIN/65554/2017 dated 19.06.2017][F. No. 23-159/2018-IA.III (V) ]</b></p>	
<p>9.4.2.1</p>	<p>Project proponent did not attend the meeting without any prior information</p>	

9.4.3	<p><b>Nandana Bauxite Mining Project (58.6793 Ha) at Survey No. 529 (P), New 838, Village Nandana, Taluka Kalyanpur, District Jamnagar (Gujarat) by M/s Shri Harendra Chiman Lal Mehta, Partner of M/s Minerals &amp; Minerals Corporation</b></p> <p><b>[IA/GJ/MIN/65615/2017 dated 21.06.2017][F. No. 23-160/2018-IA.III (V) ]</b></p>												
9.4.3.1	Project proponent did not attend the meeting without any prior information												
9.4.4	<p><b>M/s Saileela Rock Industry, Stone and Road Metal Quarry (8.0 Ha) located at Survey No. 139/1, Village Mylaram, Mandal Bommaramaram, District Yadadri Bhuvanagiri (Telangana)</b></p> <p><b>[IA/TG/MIN/65620/2017 dated 21.06.2017][F. No. 23-161/2018-IA.III (V) ]</b></p>												
9.4.4.1	M/s Saileela Rock Industry has made online application vide proposal no. IA/TG/MIN/65620/2017 dated 21.06.2017 seeking Term of References for the above mentioned proposed project. The proposed project activity is covered under B2 category of 1(a) of the Schedule to the EIA Notification, 2006 and the proposal is appraised at Central level because of no SEIAA at Telangana												
9.4.4.2	<p><b>Details of the project as per the submission of project proponent:</b></p> <p>The project involves manufacturing Rough Stone and Road metal of production capacity 1,20,000 m<sup>3</sup>/annum by M/s Saileela Rock Industry in an area of 8.00 Hectare Mylaram village Bommaramaram Taluka/Mandal Yadadri Buuvanagiri District, Telangana State</p> <p>The said project/activity is covered under category B2 of item 1(a) of the Schedule to the EIA Notification, 2006, and requires prior EC from the MoEF&amp;CC/SEIAA based on the appraisal by Expert Appraisal Committee or the State Expert Appraisal Committee in different States/UTs.</p> <p>The plant/unit was earlier set up with the consent to establish dated (Obtained direct CFO) from the State Pollution Control Board. Subsequently, the unit is reported to be in operation with consent to operate, order no.58106/PCB/RO-NLG/CFO/2008-828, dated 12-09-2008 from time to time by the SPCB. The consent to operate was valid up to 30-04-2016.</p> <p><b>The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken.</b></p> <table border="1" data-bbox="260 1585 1489 2038"> <thead> <tr> <th data-bbox="260 1585 368 1686">S.No</th> <th data-bbox="368 1585 794 1686">Item</th> <th data-bbox="794 1585 1489 1686">Details</th> </tr> </thead> <tbody> <tr> <td data-bbox="260 1686 368 1861">1</td> <td data-bbox="368 1686 794 1861">Application for EC was submitted to SEAC-III/SEIAA</td> <td data-bbox="794 1686 1489 1861">-</td> </tr> <tr> <td data-bbox="260 1861 368 1962">2</td> <td data-bbox="368 1861 794 1962">Appraisal by SEAC in its meetings</td> <td data-bbox="794 1861 1489 1962">-</td> </tr> <tr> <td data-bbox="260 1962 368 2038">3</td> <td data-bbox="368 1962 794 2038">Final observations/recommendat</td> <td data-bbox="794 1962 1489 2038">-</td> </tr> </tbody> </table>	S.No	Item	Details	1	Application for EC was submitted to SEAC-III/SEIAA	-	2	Appraisal by SEAC in its meetings	-	3	Final observations/recommendat	-
S.No	Item	Details											
1	Application for EC was submitted to SEAC-III/SEIAA	-											
2	Appraisal by SEAC in its meetings	-											
3	Final observations/recommendat	-											



	ions of the SEAC to the SEIAA/State Government	
4	Action taken by the State Government/SEIAA	-
5	Complaint case filed by the State Government/State Pollution Control Board	Closure order issued by T.S.PCB on 20-11-2017, vide Order No.GEN/173/TSPCB/ZO/RCP/LH/2017-2003.
6	Further consideration of the proposal by the SEAC and recommendations	-
7	Final recommendations of SEIAA	-
8	Legal interventions, if any	Nil

Now the proposal has been submitted to the Ministry for consideration in pursuance of the Ministry's Notification dated 14th March, 2017 due to violation of the EIA Notification, 2006.

#### 9.4.4.3

#### **Observations and recommendations of committee:**

The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&CC Notification dated 14th March, 2017, confirmed the case to be of violation of the EIA Notification, 2006 and observed that proponent lease (8.0 Ha) is in cluster with M/s Pavani Rock Industry, Stone and Road Metal Quarry (10.0 Ha) and hence **recommended** for issuing Standard Term of Reference along with the following specific Term of Reference for undertaking EIA and preparation of Environmental Management Plan (EMP):

(i) The State Government/SPCB to take action against the project proponent under the provisions of section 19 of the Environment (Protection) Act, 1986, and further no consent to operate to be issued till the project is granted EC.

(ii) The project proponent shall be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with the SPCB prior to the grant of EC. The quantum shall be recommended by the EAC and finalized by the regulatory authority. The bank guarantee shall be released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.

(iii) Assessment of ecological damage with respect to air, water, land and other environmental attributes. The collection and analysis of data shall be done by an environmental laboratory duly notified under the Environment (Protection) Act, 1986, or an environmental laboratory accredited by NABL, or a laboratory of a Council of Scientific and Industrial Research (CSIR) institution working in the field of environment.

- (iv) Preparation of EMP comprising remediation plan and natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefits derived due to violation.
- (v) The remediation plan and the natural and community resource augmentation plan to be prepared as an independent chapter in the EIA report by the accredited consultants.
- (vi) The PP is required to conduct public hearing as per EIA notification, 2006.
- (vii) Fund allocation for Corporate Environment Responsibility (CER) shall be made as per Ministry's O.M. No. 22-65/2017-IA.III dated 1st May, 2018 for various activities therein. The details of fund allocation and activities for CER shall be incorporated in EIA/EMP report.
- (viii) Certified cluster certificate from Director of Mines and Geology.
- (ix) The Project Proponent shall give an undertaking by way of affidavit to comply with all the statutory requirements and judgment of Hon'ble Supreme Court dated the 2<sup>nd</sup> August 2017 in Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors. before grant of ToR/ EC. The undertaking inter alia include commitment of the PP not to repeat any such violation in future. In case of violation of above undertaking, the ToR/Environmental Clearance shall be liable to be terminated forthwith.
- (x) Compliance of the order of Hon'ble Supreme Court dated 02.08.2017 in the Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors.
- (xi) Details of demand, if any, raised by Department of Mining and Geology, State Government.
- (xii) Details of payment, if any, made to Department of Mines & Geology, State Government.
- (xiii) Validity of LOI/mine lease along with the documentary proof.
- (xiv) Details of past production of mine since its inception duly authenticated by Department of Mines & Geology, State Government.
- (xv) To submit the KML/Shape Files of the mine lease area at the time of presentation before EAC.
- (xvi) District Survey Report as per the provisions of the EIA Notification, 2006 as amended on 15.01.2016.

9.4.5	<p><b>M/s Pavani Rock Industry, Stone and Road Metal Quarry (10.0 Ha) located at Survey No. 139/1, Village Mylaram, Mandal Bommalaramaram, District Yadadri Bhuvanagiri (Telangana)</b></p> <p><b>[IA/TG/MIN/65609/2017 dated 21.06.2017][F. No. 23-162/2018-IA.III (V) ]</b></p>																		
9.4.5.1	<p>M/s Pavani Rock Industry has made online application vide proposal no. IA/TG/MIN/65609/2017 dated 21.06.2017 seeking Term of References for the above mentioned proposed project. The proposed project activity is covered under B2 category of 1(a) of the Schedule to the EIA Notification, 2006 and the proposal is appraised at Central level because of no SEIAA at Telangana</p>																		
9.4.5.2	<p><b>Details of the project as per the submission of project proponent:</b></p> <p>The project involves manufacturing Rough Stone and Road Metal of production capacity 1,20,000m<sup>3</sup>/annum by M/s Pavani Rock Industry in an area of 10 hectares at Survey No.139/1 Mylaram Village, Bommalaramaram Mandal, Yadadri Bhuvanagiri District, Telangana State.</p> <p>The said project/activity is covered under category B2 of item 1(a) of the Schedule to the EIA Notification, 2006, and requires prior EC from the MoEF&amp;CC/SEIAA based on the appraisal by Expert Appraisal Committee or the State Expert Appraisal Committee in different States/UTs.</p> <p>The plant/unit was earlier set up with the consent to establish dated (Obtained direct CFO) from the State Pollution Control Board. Subsequently, the unit is reported to be in operation with consent to operate order No. 16627/PCB/Ro-NLG/CFO/SC/2006-452, dated 19.6.2008 from time to time by the SPCB. The consent to operate is presently valid up to 31-03.2028 (Order no.TSPCB/ZO/RCP/NLG/540/CFO/2018-848,dated 25-05-2018.</p> <p>The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken</p> <table border="1" data-bbox="260 1290 1477 2029"> <thead> <tr> <th data-bbox="260 1290 368 1391">S.NO</th> <th data-bbox="368 1290 911 1391">Item</th> <th data-bbox="911 1290 1477 1391">Details</th> </tr> </thead> <tbody> <tr> <td data-bbox="260 1391 368 1507">1</td> <td data-bbox="368 1391 911 1507">Application for EC was submitted to SEAC-III/SEIAA</td> <td data-bbox="911 1391 1477 1507">-</td> </tr> <tr> <td data-bbox="260 1507 368 1570">2</td> <td data-bbox="368 1507 911 1570">Appraisal by SEAC in its meetings</td> <td data-bbox="911 1507 1477 1570">-</td> </tr> <tr> <td data-bbox="260 1570 368 1753">3</td> <td data-bbox="368 1570 911 1753">Final observations/recommendations of the SEAC to the SEIAA/State Government</td> <td data-bbox="911 1570 1477 1753">-</td> </tr> <tr> <td data-bbox="260 1753 368 1854">4</td> <td data-bbox="368 1753 911 1854">Action taken by the State Government/SEIAA</td> <td data-bbox="911 1753 1477 1854">-</td> </tr> <tr> <td data-bbox="260 1854 368 2029">5</td> <td data-bbox="368 1854 911 2029">Complaint case filed by the State Government/State Pollution Control Board</td> <td data-bbox="911 1854 1477 2029">Closure order was issued by TSPCB vide Order no. GEN/173/TSPCB/ZO/RCP/LH/2017-2003, dated 20-11-2017.</td> </tr> </tbody> </table>	S.NO	Item	Details	1	Application for EC was submitted to SEAC-III/SEIAA	-	2	Appraisal by SEAC in its meetings	-	3	Final observations/recommendations of the SEAC to the SEIAA/State Government	-	4	Action taken by the State Government/SEIAA	-	5	Complaint case filed by the State Government/State Pollution Control Board	Closure order was issued by TSPCB vide Order no. GEN/173/TSPCB/ZO/RCP/LH/2017-2003, dated 20-11-2017.
S.NO	Item	Details																	
1	Application for EC was submitted to SEAC-III/SEIAA	-																	
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5	Complaint case filed by the State Government/State Pollution Control Board	Closure order was issued by TSPCB vide Order no. GEN/173/TSPCB/ZO/RCP/LH/2017-2003, dated 20-11-2017.																	

6	Further consideration of the proposal by the SEAC and recommendations	
7	Final recommendations of SEIAA	
8	Legal interventions, if any	

Now the proposal has been submitted to the Ministry for consideration in pursuance of the Ministry's Notification dated 14th March, 2017 due to violation of the EIA Notification, 2006.

#### 9.4.5.3

#### **Observations and recommendations of committee:**

The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&CC Notification dated 14th March, 2017, confirmed the case to be of violation of the EIA Notification, 2006 and observed that proponent lease (10.0 Ha) is in cluster with M/s Saileela Rock Industry, Stone and Road Metal Quarry (8.0 Ha) and hence **recommended** for issuing Standard Term of Reference along with the following specific Term of Reference for undertaking EIA and preparation of Environmental Management Plan (EMP):

(i) The State Government/SPCB to take action against the project proponent under the provisions of section 19 of the Environment (Protection) Act, 1986, and further no consent to operate to be issued till the project is granted EC.

(ii) The project proponent shall be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with the SPCB prior to the grant of EC. The quantum shall be recommended by the EAC and finalized by the regulatory authority. The bank guarantee shall be released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.

(iii) Assessment of ecological damage with respect to air, water, land and other environmental attributes. The collection and analysis of data shall be done by an environmental laboratory duly notified under the Environment (Protection) Act, 1986, or an environmental laboratory accredited by NABL, or a laboratory of a Council of Scientific and Industrial Research (CSIR) institution working in the field of environment.

(iv) Preparation of EMP comprising remediation plan and natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefits derived due to violation.

(v) The remediation plan and the natural and community resource augmentation plan to be prepared as an independent chapter in the EIA report by the accredited consultants.

(vi) The PP is required to conduct public hearing as per EIA notification, 2006.

(vii) Fund allocation for Corporate Environment Responsibility (CER) shall be made as per Ministry's O.M. No. 22-65/2017-IA.III dated 1st May, 2018 for various activities

	<p>therein. The details of fund allocation and activities for CER shall be incorporated in EIA/EMP report.</p> <p>(viii) Certified cluster certificate from Director of Mines and Geology.</p> <p>(ix) The Project Proponent shall give an undertaking by way of affidavit to comply with all the statutory requirements and judgment of Hon'ble Supreme Court dated the 2<sup>nd</sup> August 2017 in Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors. before grant of ToR/ EC. The undertaking interalia include commitment of the PP not to repeat any such violation in future. In case of violation of above undertaking, the ToR/Environmental Clearance shall be liable to be terminated forthwith.</p> <p>(x) Compliance of the order of Hon'ble Supreme Court dated 02.08.2017 in the Writ Petition (Civil) No. 114 of 2014 in the matter of Common Cause versus Union of India and Ors.</p> <p>(xi) Details of demand, if any, raised by Department of Mining and Geology, State Government.</p> <p>(xii) Details of payment, if any, made to Department of Mines &amp; Geology, State Government.</p> <p>(xiii) Validity of LOI/mine lease along with the documentary proof.</p> <p>(xiv) Details of past production of mine since its inception duly authenticated by Department of Mines &amp; Geology, State Government.</p> <p>(xv) To submit the KML/Shape Files of the mine lease area at the time of presentation before EAC.</p> <p>(xvi) District Survey Report as per the provisions of the EIA Notification, 2006 as amended on 15.01.2016.</p>
<b>9.4.6</b>	<p><b>Mothaiyanur Limestone mine - G.O. Ms. No. 211 (50.84 Ha) at Village Chinnagoundanur, Taluk Sankari, District Salem (Tamil Nadu) by M/s The India Cements Limited</b></p> <p><b>[IA/TN/MIN/65645/2017 dated 23.06.2017][F. No. 23-163/2018-IA.III (V) ]</b></p>
<b>9.4.6.1</b>	Project proponent requested to defer the proposal
<b>9.4.7</b>	<p><b>Lime Stone Mine (6.072 Ha) at Sy.Nos. 227 &amp; 228, Village Narayanpur, Mandal Rebbana, District Asifabad (Telangana) by M/s Sri. T. Satyanarayana</b></p> <p><b>[IA/TG/MIN/65747/2017 dated 28.06.2017][F. No. 23-138/2018-IA.III (V) ]</b></p>
<b>9.4.7.1</b>	Project proponent did not attend the meeting without any prior information.

9.4.8	<p><b>Commercial Complex project at Survey Nos. 424/19, 424/7, 424/11, 424/10, 424/12, 13, 424/12, 424/14, 423/1, 423/4, 5, 423/4, 423/4, 5, 423/3, 8, 9, Thrikkakara Village, Kalamassery Municipality, Kanayanoor Taluk, District Ernakulam (Kerala) by M/s Nippon Motor Corporation Pvt. Ltd.- Environmental Clearance</b></p> <p><b>[IA/KL/NCP/70171/2017 dated 09.06.2018] [F. No. 23-14/2018-IA.III ]</b></p>										
9.4.8.1	<p>M/s Nippon Motor Corporation Pvt. Ltd. has made online application vide proposal no. <b>IA/KL/NCP/70171/2017 dated 09.06.2018</b> seeking Environmental Clearance for the above mentioned proposed project. The said project/activity is covered under category 'B' item 8 (a) of Schedule to the EIA Notification, 2006, and requires prior EC from the Central because of no SEIAA in Kerala.</p>										
9.4.8.1	<p>Details as per submission of project proponent:</p> <table border="1" data-bbox="260 667 1477 2065"> <thead> <tr> <th data-bbox="260 667 347 741">S. No.</th> <th data-bbox="347 667 791 741">Item</th> <th data-bbox="791 667 1477 741">Details</th> </tr> </thead> <tbody> <tr> <td data-bbox="260 741 347 1032">1.</td> <td data-bbox="347 741 791 1032">Project title, location (plot No. / Village / Tehsil / District</td> <td data-bbox="791 741 1477 1032">Environmental Clearance for Commercial Building (car showroom cum service centre with related activities) at Survey Nos. 423/1, 423/3-5, 423/8-9, 424/7, 424/9-14, Thrikkakara Village, under the Jurisdiction of Kalamassery Municipality, Taluk Kanayanoor, District Ernakulam, Kerala by M/s Nippon Motor Corporation Pvt. Ltd.</td> </tr> <tr> <td data-bbox="260 1032 347 2065">2.</td> <td data-bbox="347 1032 791 2065"> <p>Salient features of the project</p> <ul style="list-style-type: none"> <li>• Land use pattern / Total plot area/ built up area</li>   <li>• Total water requirement and its source</li>   <li>• Waste water generation, treatment and disposal</li>   <li>• Municipal solid waste</li> </ul> </td> <td data-bbox="791 1032 1477 2065"> <p>Land use pattern = As per the revenue records, the land is a "Purayidam" land which can be used for residential as well as commercial land use.</p> <p>Total Plot area – 1.0188 ha.</p> <p>Total Built-up area – 35,769.28 sq.m.</p> <p>The total daily domestic water consumption for the proposed project would be 52.25 KLD (which includes fresh water requirement of 36.75 KLD + 15.0 KLD recycled water). The sources of water during operation phase for the project are :-</p> <ul style="list-style-type: none"> <li>➤ Stored Rain water in tanks (Non-flushing req.) (Rainy days) – Concurrent use.</li> <li>➤ Kerala Water Authority / Well water - (Non-flushing req.) (Non-rainy days)</li> <li>➤ Treated waste water from STP (Flushing Req.) (Entire year).</li> </ul> <p>The domestic sewage will be 16 KLD which will be treated through Sewage Treatment Plant within the project premises. The treated water from STP will be used for flushing,</p> </td> </tr> </tbody> </table>		S. No.	Item	Details	1.	Project title, location (plot No. / Village / Tehsil / District	Environmental Clearance for Commercial Building (car showroom cum service centre with related activities) at Survey Nos. 423/1, 423/3-5, 423/8-9, 424/7, 424/9-14, Thrikkakara Village, under the Jurisdiction of Kalamassery Municipality, Taluk Kanayanoor, District Ernakulam, Kerala by M/s Nippon Motor Corporation Pvt. Ltd.	2.	<p>Salient features of the project</p> <ul style="list-style-type: none"> <li>• Land use pattern / Total plot area/ built up area</li>   <li>• Total water requirement and its source</li>   <li>• Waste water generation, treatment and disposal</li>   <li>• Municipal solid waste</li> </ul>	<p>Land use pattern = As per the revenue records, the land is a "Purayidam" land which can be used for residential as well as commercial land use.</p> <p>Total Plot area – 1.0188 ha.</p> <p>Total Built-up area – 35,769.28 sq.m.</p> <p>The total daily domestic water consumption for the proposed project would be 52.25 KLD (which includes fresh water requirement of 36.75 KLD + 15.0 KLD recycled water). The sources of water during operation phase for the project are :-</p> <ul style="list-style-type: none"> <li>➤ Stored Rain water in tanks (Non-flushing req.) (Rainy days) – Concurrent use.</li> <li>➤ Kerala Water Authority / Well water - (Non-flushing req.) (Non-rainy days)</li> <li>➤ Treated waste water from STP (Flushing Req.) (Entire year).</li> </ul> <p>The domestic sewage will be 16 KLD which will be treated through Sewage Treatment Plant within the project premises. The treated water from STP will be used for flushing,</p>
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	<p>generated disposal facility</p> <ul style="list-style-type: none"> <li>• Power requirement and source</li> <li>• Proposed energy saving measures</li> <li>• RWH</li> <li>• Car parking</li> <li>• Investment/Cost of the project</li> <li>• Benefits of the project</li> </ul>	<p>horticulture. Also, the treated effluent of 15 KLD from the ETP would be disposed to the drain</p> <p><u>Municipal Solid Waste</u></p> <ul style="list-style-type: none"> <li>➤ It is expected of about 100 kg/day of municipal solid waste would be generated from the site during operation phase.</li> <li>➤ The Solid Waste Management Rules, 2016 will be followed in the solid waste disposal.</li> <li>➤ Collection &amp; segregation within the site (bio-degradable waste (green bins), non-biodegradable waste (blue bins) and domestic hazardous waste (yellow bins).</li> <li>➤ The recyclable waste like packaging material, paper etc. would be sold through vendors.</li> <li>➤ The Bio-degradable waste would be disposed through the bio-bin system within the site.</li> <li>➤ The manure generated will be utilized for green area development within the premises.</li> </ul> <p><u>Hazardous waste</u></p> <p>The domestic hazardous waste which includes discarded painted drums, pesticide cans, CFL bulbs, tube lights, expired medicines, broken mercury thermometers, used batteries, used needles and syringes and contaminated gauge etc. generated will be collected in yellow bins and to be handed over to authorized waste pickers or waste collectors.</p> <p>Also, the hazardous wastes generated from the project site include waste oil, used batteries etc. Waste oil will be sold off to authorized recyclers while there will be buy-back arrangements with the supplier for DG Set batteries</p> <p>750 kVA and supplied by Kerala State Electricity Board &amp; D.G. sets (500 kVA x 2 nos.) (standby arrangement)</p> <p>By use of energy efficient lights, solar panels, solar street lights &amp; by providing more open spaces the project would save about 22% energy.</p> <p>The roof run-off from the site will be appropriately channelized to the storm water collection tank (806 KL capacity) within the site and surface run-off will be connected to the external storm water drain available at</p>
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		<p>site. Also, intermediate rain water harvesting pits will be constructed for ground water re-charge.</p> <p>303 Cars + 290 Two-wheelers</p> <p>Rs. 43.10 Crores</p> <p>The proposed project is a multi-storied mercantile (commercial) building project and thereby the living index of the people around the project site will definitely improve. Also there will be various ancillary activities like convenient shops, transport facilities etc. attached to the project which will benefit the local people and change their living condition. Other benefits are :-</p> <ul style="list-style-type: none"> <li>➤ Expansion of businesses with increased local spending on goods and services;</li> <li>➤ An increase in business and community confidence in the continuing of prosperity for the project area;</li> <li>➤ Financial contribution to the State government through the payment of taxes and duties thus enabling the State to invest in infrastructure development.</li> <li>➤ The present project would provide better automobile related facilities with supporting infrastructure facilities in the vicinity.</li> <li>➤ Direct and indirect employment opportunities. The potential for employment and access to new services may draw people to the area around the project. There will be an increase in economic activity and employment for the local community, local skills development.</li> <li>➤ The project proponent has carried out charity activities (Corporate Social Responsibility) for on various developmental activities for the local community.</li> </ul> <p>Direct (400 nos.) and indirect employment (2,000 nos.) opportunities.</p>
3.	Project/ activity covered under item of Schedule to the EIA Notification, 2006	Project activity covered under item of Schedule of Category 8(b) of EIA Notification, 2006.
4.	Why appraisal/ approval is required at the Central level	Since the tenure of SEIAA/SEAC, Kerala expired on 18-03-2018 and there is no duly constituted SEIAA/SEAC, Kerala now.
5.	National Park/ Wild Life Sanctuary in 10 km radius area	Mangalavanam Bird Sanctuary at about 9 km (SW). (Online application for WLC submitted)



6.	Eco-Sensitive Zone in 10 km radius area	No Eco-Sensitive Zone available within 10 km radius of the project site.
7.	Details of Forest land involved, if any	No forest land involved in project area.
8.	ToR Details	The draft ToR was considered and approved by EAC in its 3 <sup>rd</sup> meeting held on 30 <sup>th</sup> – 31 <sup>st</sup> January, 2018 and the ToR letter was communicated to us by MoEF&CC vide letter dt. 11-04-2018.
9.	Details of Public Hearing and main issues raised / response of the PP	No Public Hearing required for Construction projects.
10.	If any court case pending for violation of the environmental laws (supported by an undertaking)	No litigation pending and no violation of environmental laws.
11.	Land use planning	The project site confirms the land use.
12.	Ground water withdrawal approval from CGWA	As per the classification, the project site is falls in <i>Edappali</i> Revenue Block, Ernakulam District which is declared as “ <i>Safe Zone</i> ” and permission is not required for ground water abstraction
13.	For other sources, firm commitment of the water supply agency	Under process.
14.	Undertaking to the effect that no activity has since been taken up	The building construction was completed & the building was partially occupied.
15.	Appraisal by State Coastal Zone Management Authority (SCZMA)	No approval from State Coastal Zone Management Authority is required as the project site is not attracting the CRZ Notification.
16.	Details of earlier EC, if any and compliance thereof	Not applicable
17.	Details of earlier appraisal by EAC / SEAC; observation and compliance	The draft ToR was considered and approved by EAC in its 3 <sup>rd</sup> meeting held on 30 <sup>th</sup> – 31 <sup>st</sup> January, 2018.
<b>9.4.8.3</b>	<p>The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&amp;CC Notification dated 14th March, 2017, <b>recommended to defer</b> the proposal for want of following information from project proponent:</p> <ol style="list-style-type: none"> <li>1. Confirmation from PP to install air monitoring stations as per predominant wind direction during operational phase.</li> <li>2. Surface water analysis of Muntiar river which is noted to be only 0.8 km from the project site.</li> <li>3. CGWL permission for ground water with drawl.</li> <li>4. Drainage pattern in core and buffer zone of the project site.</li> <li>5. Ground water analysis in buffer zone of the project site.</li> <li>6. Detailed modelling study during construction phase with respect to air and noise.</li> <li>7. Verification of stack height and distance of the same from building during monitoring</li> </ol>	

	<p>of emissions from DG set.</p> <p>8. MoU letters for management of MSW (bio degradable and non-biodegradable waste) and Hazardous waste.</p> <p>9. ETP waste water characteristics to be submitted.</p> <p>10. Revise water balance chart to be submitted.</p> <p>11. Green belt details to be submitted (Plantation of ten trees against one tree removed).</p> <p>12. Re-design/quantify of ecological/environmental damage assessment for the construction phase.</p> <p>13. Revised natural resource and augmentation plan to be submitted.</p> <p>14. Fund allocation for Corporate Environment Responsibility (CER) shall be made as per Ministry's O.M. No. 22-65/2017-IA.III dated 1<sup>st</sup> May, 2018 for various activities therein. The details of fund allocation and activities for CER shall be submitted.</p> <p>15. Construction of pavement as per building code guidelines.</p> <p>16. STP sludge disposal mechanism to be submitted</p> <p>Sub Committee will visit to the site to verify Environmental Management Plan (EMP) in place of waste water, solid waste management and review the ecological damage before granting Environmental Clearance.</p>
<b>9.4.9</b>	<p><b>Expansion of Refrigerant Gases and Fluoro-Specialty Chemicals by M/s Gujarat Flouro chemicals Ltd. at Survey No. 16/3, 26, 27, Village Ranjitnagar, Taluka Ghoghamba, District Panchmahal (Gujarat) - Environmental Clearance</b></p> <p><b>[IA/GJ/IND2/64701/2017 dated 19.06.2018] [F. No. J-11011/229/2017-IA-II(I) ]</b></p>
<b>9.4.9.1</b>	<p>M/s Gujarat Flouro chemicals Ltd has made online application vide proposal no. <b>IA/GJ/IND2/64701/2017 dated 19.06.2018</b> seeking Environmental Clearance for the above mentioned proposed project. The said project/activity is covered under category 'A' item 5 (f) of Schedule to the EIA Notification, 2006, and requires prior EC from the Central.</p>
<b>9.4.9.2</b>	<p><b>Details of the project as per the submission of project proponent:</b></p> <p>(i) The proposal is for environmental clearance to the project expansion by addition of new products and change in product quantity (from 22,320 MTPA to 46,800 MTPA) and installation of incinerator at existing refrigerant gas and fluorospecialty chemicals unit at Survey No. 16/3, 26, 27, Village Ranjitnagar, Taluka Ghoghamba, District Panchmahal, Gujarat by M/s Gujarat Fluorochemicals Limited. The major addition is due to new generation HFC-32 refrigerant gas with Zero Ozone Depletion Potential (ODP).</p> <p>(ii) The project proposal was considered by the Expert Appraisal Committee (Industry-2) in its 8<sup>th</sup> meeting held during 26-27 May, 2016 and recommended Terms of References (ToRs) for the project. The ToR has been issued by Ministry vide letter No.J-11011/31/2016-IA II (I) dated 15<sup>th</sup> July, 2016 (In case of EC Proposal).</p> <p>The project proposal was reconsidered by Expert Appraisal Committee (for the proposal involving violation of the EIA Notification) in its 7<sup>th</sup> meeting held during 17-18 May, 2018 and recommended/issued the ToRs for the project by Ministry vide letter No.J-11011/31/2016-IA II (I) dated 12 -06-2018.</p> <p>(iii) All products (Synthetic organic chemicals) proposed to manufacture are listed</p>

at S.N. 5(f) of Schedule of Environment Impact Assessment (EIA) Notification under category 'A' and are appraised at Central Level by Expert Appraisal Committee (EAC).

(iv) Ministry had issued EC earlier vide letter no. F.No.J-11011/356/2007-I-A(I); dated 14.08.2007 to the existing synthetic organic chemicals (refrigerant gas & fluorospecialty chemicals) manufacturing units M/s. Gujarat Fluorochemicals Limited.

(v) Existing land area is 2,05,803 m<sup>2</sup> (20.5 ha). Proposed expansion activity will be carried out within the existing premises.

(vi) Industry has already developed / will develop greenbelt in an area of 42 % i.e. approximately 87,545 m<sup>2</sup> out of total area of the project.

(vii) The total estimated cost of the proposed expansion is Rs. 100 Crores. Total capital cost earmarked towards environmental pollution control measures is Rs. 2 Crores and the Recurring cost (operation and maintenance) will be about Rs. 4 Crore per annum.

(viii) Total Employment will be 170 persons as direct & indirect employment will be generated by way of transportation, shopkeepers and other casual employment for many people after expansion. Industry proposes to allocate Rs 29041817 which is more than 2.5 % towards Corporate Social Responsibility.

(ix) There are no national parks, wildlife sanctuaries, Biosphere Reserves, Tiger/Elephant Reserves, Wildlife Corridors etc. within 10 km distance from the project site. No river is located within 1 km radius of the project site. Perennial river near the project is Mahi at a distance of more than 10 km which flows in the Southwest direction.

(x) Ambient air quality monitoring was carried out at 8 locations during September 2016 to November 2016 and the baseline data indicates the ranges of concentrations as: PM<sub>10</sub> (65 - 74 µg/m<sup>3</sup>), PM<sub>2.5</sub> (18 - 28 µg/m<sup>3</sup>), SO<sub>2</sub> (12-16 µg/m<sup>3</sup>) and NO<sub>2</sub> (17-24 µg/m<sup>3</sup>). AAQ modeling study for point source emissions indicates that the maximum incremental GLCs after the proposed project would be 7 µg/m<sup>3</sup>, 7 µg/m<sup>3</sup> and 3 µg/m<sup>3</sup> with respect to PM<sub>10</sub>, SO<sub>2</sub> and NOx. The resultant concentrations are within the National Ambient Air Quality Standards (NAAQS).

(xi) Total water requirement is 775 m<sup>3</sup>/day (existing water requirement being 555 m<sup>3</sup>/day + for proposed expansion 220 m<sup>3</sup>/day = total 775 m<sup>3</sup>/day). Fresh water requirement will be met from Narmada Nigam Water Supply / borewell. From 2<sup>nd</sup> day onwards condensate from the evaporator will be used in the process scrubber.

(xii) Effluent of 36 m<sup>3</sup>/day (industrial effluent) quantity will be treated through ETP & treated effluent will be evaporated through Psychrometric Evaporator/ SEE/ MEE/ Spray dryer and condensate from evaporator will be reused to process scrubber as well as 30 m<sup>3</sup>/day (domestic effluent) will be treated through STP and treated domestic effluent water will be used for gardening /plantation purpose within premises. The plant will be based on Zero Liquid discharge system .

(xiii) Power requirement after expansion (existing & proposed) will be 3400 KW and will be met from Madhya Gujarat Vij Company Limited (MGVCL); and 1020 KVA from G.G. Set No. 1 (gas generated), 1365 KVA from G.G. Set No. 2 (gas generated), 1365 KVA from G.G. Set No. 3 (gas generated); and additionally 1500 KVA (D.G. Set No. 1), 1500 KVA (D.G. Set No. 2), 125 KVA (D.G. Set No. 3), 62.5 KVA (D.G. Set No. 4) DG sets are used as standby during power failure. Stack

height provided as per CPCB norms to the DG sets.

(xiv) Existing unit has 6 TPH coal fired boiler, 5 TPH gas fired boiler and 4 TPH waste heat recovery boilers. Multi cyclone dust collector/ bag filter with a stack of height of 33 m for coal fired boiler and 30 m stack height for waste heat recovery boilers is provided. It may be noted that existing boilers will be used for the proposed expansion activity. No additional boiler will be installed for proposed expansion.

(xv) Details of Process emissions generation and its management: The expected emission (with its control measures) from Existing stack/vent which is attached to: 1. Tail gas scrubber connected to AHF - HF, SO<sub>2</sub> (wet alkali scrubber); 2. Central scrubber connected to safety valves of HF tanks- HF, HCl (wet alkali scrubber); 3. Gypsum scrubber connected to AHF - SPM (water scrubber); 4. Spar dryer connected to AHF- SPM (bag filter); 5. Spar dryer with silo connected to AHF - SPM (bag filter); 6. Thermal oxidizer -SPM, SO<sub>2</sub>, HF ,HCl, NOX, TOC, CO (water scrubber + caustic scrubber); 7. Spray dryer for ETP - SPM (cyclone separator + water scrubber); 8. Gypsum handling system connected to AHF- SPM (bag filter); 9. HCl scrubber vent - HCl (water scrubber + caustic scrubber); 10. Spray dryer for KF connected to EDFA & RFA- SPM (cyclone separator + water scrubber); 11. EDFA plant - HF (water scrubber + caustic scrubber). The expected emission (with its control measures) from Proposed stack/vent which is attached: 1. Central scrubber for MPP- HF, HCl, HBr (water scrubber + caustic scrubber); 2. Scrubber connected to MPP - HF, HCl (water scrubber +caustic scrubber)

(xvi) Details of Solid waste/ Hazardous waste generation and its management. Solid / hazardous waste management and disposal:ETP sludge, spent catalyst, dessicants (alumina/ molecular sieve), discarded asbestos roof sheet will be collected, stored and sent to TSDF site. Oily cotton waste, resin, organic residue will be collected, stored and sent to common hazardous waste incineration facility. Used oil and discarded containers will be collected, stored and sold to registered re-refiners and authorized recyclers respectively.

(xvii) Public Hearing for the proposed project has been conducted by the State Pollution Control Board on 20/01/2017 at 11:30 Hrs at Social Welfare and Education Society, Village: Ranjit nagar, Taluka: Ghoghamba, District: Panchmahal. The main issues raised during the public hearing are related to develop green belt area in surrounding villages; Quality of water is deteriorated in nearby villages; Farming and crops are affected due to release of gases.

(xviii) Details of Certified compliance report submitted by RO, MoEF&CC. (In case of expansion Proposal):

A certified report by RO, MoEF&CC on status of compliance of conditions on existing unit has also been submitted with the EIA report.

(xix) EIA/EMP study report prepared by a NABET Accredited / NABL Accredited Consultants namely Anand Environmental Consultants Pvt. Ltd., Ahmedabad.

(xx) Status of Litigation Pending against the proposal, if any.  
No any litigation is pending against the industry.

(xxi) The details of products and capacity as under:

**Details of Products and Production Capacity**

Sr. No.	Name of Product	Production Capacity (MT/Annum)		
		Existing	Additional	Total
1	Monochloro Difluoro Methane (HCFC-22)	18,000	0	18,000
2	Difluoromethane (HFC-32)	500	8,500	9,000
3	Ethyl difluoroacetate (EDFA)	600	600	1,200
4	Bromo Trifluoromethane (BTFM)	400	0	400
5	4-(Heptafluoroisopropyl)-2-methyl aniline/ 2- Bromo Heptafluoro Propane	400	200	600
6	2,5-Dichloro-4-Hexafluoropropoxy aniline	300	0	300
7	Ethyl difluoroaceto acetate (EDFAA)	600	0	600
8	Chloro difluoro ethane (R-142)	50	450	500
9	Ethyl tetrafluoroethyl ether (ETFEE)	150	4,850	5,000
10	Penta Fluoro Phenol	120	380	500
11	4-Chloro-2-Trifluoro Acetyl Aniline	1,200	300	1,500
12	Difluoro acetic acid	0	400	400
13	Difluoro acetone	0	500	500
14	Difluoro ethyl amine	0	500	500
15	Penta fluoro benzoic acid	0	500	500
16	Tetra fluoro benzyl alcohol	0	500	500
17	Trifluoroacetic acid (TFA) & its derivatives	0	5,000	5,000
18	2,6-Dichloro-4-trifluoromethyl aniline (DCTFMA)	0	500	500
19	2-Bromo-5-Fluorobenzotrifluoride	0	500	500
20	2,3-Dichloro-5-Trifluoromethyl Pyridine	0	500	500
21	Difluoromethane sulfonyl chloride (DFMSC)	0	300	300
<b>TOTAL</b>		<b>22,320</b>	<b>24,480</b>	<b>46,800</b>

**Details of By-products with Capacity**

Sr. No.	Name of By-Product	Capacity (MT/Annum)		
		Existing	Additional	Total
1	Hydrochloric Acid (30±1%)	70,000	15,000	85,000
2	Gypsum	46,800	0	46,800
3	Potassium Fluoride (KF)	275	100	375
4	Silica (SiO <sub>2</sub> )	281	19	300
5	HBr (45%)	675	125	800
6	H <sub>2</sub> SiF <sub>6</sub> (20-23%)	2,213	0	2,213
7	Potassium Chloride (KCl)	525	25	550
8	NaBr (Solution)	25	10	35
9	Potassium Ethoxide/Ethanolic-KOH solution	493	0	493
10	Sulfuric Acid	521	29	550
11	Orthophosphoric acid	0	350	350

12	Dichloro acetic acid	0	180	180
13	Ammonium Chloride	0	65	65
14	Sodium Chloride	0	650	650
15	Urea	0	650	650
16	Toluene	0	950	950
17	Ammonium Bisulphate	0	10	10
18	Carbon Tetrachloride	0	10	10
19	Recover Methanol	0	10	10
20	Zinc Chloride	0	20	20
21	Methylene Dichloride	0	20	20
22	Benzyl Chloride	0	1,300	1,300
<b>TOTAL</b>		<b>1,21,808</b>	<b>19,523</b>	<b>1,41,331</b>

**9.4.9.2**

During deliberations in 9th meeting held on 28<sup>th</sup> June, 2018, EAC noted following:

- (i) Proposed project is in the existing premises having a valid EC under EIA-2006 obtained 14-08-2007.
- (ii) Existing plant is Zero Liquid Discharge (ZLD) plant and the same philosophy will be continued for expansion and hence no impact on surface water, ground water and land resources
- (iii) Solid waste (gypsum) is sold to cement plants for making cement thereby promoting co-processing.
- (iv) Hazardous waste will continue to be sent to authorized Treatment Storage and Disposal Facility (TSDF) authorized by CPCB/GPCB.
- (v) Continuous Emission Monitoring System (CEMS) has been installed.
- (vi) Monitoring of all air pollutants including Volatile Organic Compounds carried out and all parameters are within the required standards.
- (vii) As per MoEF&CC guidelines, 33% green belt already maintained.
- (viii) Company has a valid Consent to Operate (CTO) from GPCB for existing plant.
- (ix) Company is involved in CSR activities such as education, health, agriculture, water management and other social activities etc
- (x) Products and their quantity till date is within the Consented limits:

Sr. No.	Products	EC Against EIA 2006 (MT)	CC&A based on TCM granted by GPCB (MT)	Actual Production (MT)		Proposed EC Application
		Aug-2007	Feb-2016	2016	2017	Jan-2016
1	Monochloro Difluoro Methane (HCFC 22)	25000	18000	12725	15159	18000
2	Difluoromethane (HFC 32)	0	500	0	0	9000
3	Ethyl difluoroacetate (EDFA)	0	600	61	100	1200

4	Bromo Trifluoromethatne (BTFM)	0	400	0	20	400
5	4-(Heptafluoroisopropyl) 2 - methyl aniline / 2- Bromo Heptafluoro Propane*	0	400	0	0	600
6	2,5-Dichloro-4-Hexafluoropropoxy aniline	0	300	0	0	300
7	Ethyl difluoroaceto acetate (EDFAA)	0	600	0	0	600
8	Chlorodifluoro ethane (R-142)	0	50	0	0	500
9	Ethyl tetrafluoroethyl ether (ETFEE)	0	150	0	0	5000
10	Penta Fluoro Phenol	0	120	0	0	500
11	4-Chloro-2-Trof;iprp Acetyl Aniline	0	1200	0	0	1500
12	Other Fluorospecialty Products *	0	0	0	0	9200
	<b>Total</b>	25,000	22,320	12,786	15,279	46,800

- (xi) Submitted details of assessment of Ecological damage
- (xii) Submitted details of environmental management and remediation plan.
- (xiii) Submitted details of Natural and Community Resource Augmentation plan.
- (xiv) Submitted details about public hearing issues raised in along with action plan by the proponent with a fund provision of 38.0 lakhs. Major issues raised in public hearing are given below:
  - a) Portability of ground water in village.
  - b) Environmental issues due to release of pollutants.
  - c) Poor agricultural yield and crop damage.
  - d) Employment opportunity to local youth.
  - e) Health impacts on human population and animal population due to release of gases and pollutant

#### 9.4.9.3

#### **Observations and recommendations of committee:**

The EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&CC Notification dated 14th March, 2017, recommended to granting of Environmental clearance for above subject with submission of following information by the project proponent:

- (i) Committee advised to submit the revised cost estimation of Damage/Remediation plan along with Natural and Community Resource Augmentation Plan.
- (ii) Fund allocation for Corporate Environment Responsibility (CER) shall be made as per Ministry's O.M. No. 22-65/2017-IA.III dated 1<sup>st</sup> May, 2018 for various activities therein. The details of fund allocation and activities for CER shall be submitted.
- (iii) Furnish the detailed plan for of Zero Liquid Discharge (ZLD).

	<p>Accordingly, the proponent has submitted the following information on 28.06.2018:</p> <p>(a) As per advise of EAC, the bank guarantee allocation amount increased from Rs.15,50,000/- to Rs. 65,75,000/- towards the cost of assessment of Environmental/Ecological Damage due to violation as well as Natural and Community Augmentation plan.</p> <p>(b) Submitted detailed plan of Zero Liquid discharge.</p> <p>(c) Submitted details of fund provision of rupees one crore for Corporate environmental responsibility (CER) with details of activity to be taken up as per CER O.M. No. 22-65/2017-IA.III dated 1<sup>st</sup> May, 2018.</p>
<b>9.4.9.4</b>	<p><b>Final recommendations of committee:</b></p> <p>After verification of the above information furnished by the proponent, the EAC, after detailed deliberations, recommended the project for grant of Environmental Clearance, with the following specific conditions in addition to all generic conditions applicable for such projects in terms of the provisions of the MoEF&amp;CC Notification dated 14th March, 2017:</p> <p>(i) EAC recommended for an amount of 65,75,000/- towards Remediation plan and Natural and Community Resource Augmentation plan.</p> <p>(ii) The project proponent shall be required to submit a bank guarantee of an amount of Rupees 65,75,000 towards Remediation plan and Natural and Community Resource Augmentation plan with the SPCB prior to the grant of EC.</p> <p>(iii) The bank guarantee shall be released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.</p>
<b>9.4.10</b>	<p><b>Expansion of 600 Bedded Hospital at Community Centre, Ambedkar Nagar (Dakshin Puri), Near Virat Cinema, New Delhi by M/s Directorate of Health Services, GNCTD</b></p> <p><b>[IA/DL/NCP/74344/2018 dated 12.04.2018] [F. No. 23-143/2018-IA.III (V)]</b></p>
<b>9.4.10.1</b>	<p>M/s Directorate of Health Services, GNCTD has made online application vide proposal No. <b>IA/DL/NCP/74344/2018 dated 12.04.2018</b> seeking Term of References for the above mentioned proposed project. The said project/activity is covered under item 8 (a) of Schedule to the EIA Notification, 2006, and requires prior EC from the Central because of no SEIAA in Delhi</p>
<b>9.4.10.2</b>	<p><b>Details of the project as per the submission of project proponent:</b></p> <p>The project involves construction of Proposed 600 Bedded Hospital with total built up area of 36763.75 sqm in a total plot area of 10000 sqm at at Community Centre, Ambedkar Nagar (Dakshin Puri), Near Virat Cinema, New Delhi by Directorate of Health Services, GNCTD.</p> <p>The project site is permitted for hospital as per approved Master Plan of the area. Planning/building permission for built up area of 36763.75 sqm was obtained on 05.12.2016.</p> <p>The said project/activity is covered under item 8 (a) of Schedule to the EIA Notification, 2006, and requires prior EC from the SEIAA in Delhi based on the appraisal by SEAC.</p> <p>The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken are reported to be as under:</p>



Earlier, proponent had obtained Environment clearance from SEIAA, Delhi vide No. DPCC/SEIAA-SEAC/175/13/536 dated 21.11.2013 under category 8(a) as per EIA Notification dated 14.09.2006 for total plot area 10000 sqm, built up area 27342.30 sqm, for 200 bedded facility having 2 Basement + G + 6 floors.

Building Plan for 200 bedded proposal was approved in December 2013.

Construction of the project (200 bedded proposal) as per earlier EC was started in Dec, 2013.

The chronology of events for seeking EC, deliberations by the respective authorities and the actions taken are reported to be as under:

Application for EC was submitted to SEIAA, Delhi	24.12.2015
Appraisal by SEAC in its meetings	EDS was generated on 12.02.2016 for which reply was uploaded on 26.02.2016. Again EDS was generated on 07.04.2016. Due to unavailability of Site visit report of Regional Officer, MoEF&CC the project could not be appraised.
Final observations/recommendations of the SEAC to the SEIAA/State Government	Due to unavailability of Site visit report of Regional Officer, MoEF&CC the project could not be appraised.
Action taken by the State Government/ SEIAA	No action taken by the SEIAA, Delhi as on date.
Complaint case filed by the State Government/State Pollution Control board	No complaint has been filed.
Further consideration of the proposal by the SEAC and recommendations	Case was not recommended by SEAC, Delhi
Final recommendations of SEIAA	Case was not recommended by SEIAA, Delhi
Legal interventions, if any	No.

Now the proposal has been submitted for consideration in pursuance of the Ministry's Notification dated 14th March, 2017 due to violation of the EIA Notification, 2006.

The construction in expansion area was reported to be started in May, 2017 and civil work of complete project has been completed as on date without obtaining the prior EC. It is informed that no proposal for EC was submitted to the SEAC/SEIAA, Delhi for violation. Now the proposal has been submitted to the Ministry for consideration in pursuance of the Ministry's Notification dated 14th March, 2017 due to violation of the EIA Notification, 2006.

**9.4.10.3****Observations and recommendations of committee:**

he EAC, after detailed deliberations on the proposal in terms of the provisions of the MoEF&CC Notification dated 14th March, 2017, confirmed the case to be of violation of the EIA Notification, 2006 and recommended for the following:

(i) The State Government/SPCB to take action against the project proponent under the provisions of section 19 of the Environment (Protection) Act, 1986, and further no consent to operate or occupancy certificate to be issued till the project is granted EC.

(ii) Grant of Terms of Reference for undertaking EIA and preparation of Environment Management Plan (EMP) as enumerated in **Annexure**.


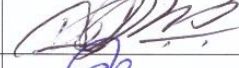

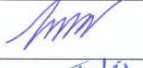
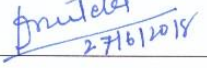

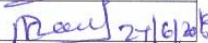
(iii) The project proponent shall be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with the SPCB prior to the grant of EC. The quantum shall be recommended by the EAC and finalized by the regulatory authority. The bank guarantee shall be released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.

(iv) Fund allocation for Corporate Environment Responsibility (CER) shall be made as per Ministry's O.M. No. 22-65/2017-IA.III dated 1<sup>st</sup> May, 2018 for various activities therein. The details of fund allocation and activities for CER shall be incorporated in EIA/EMP report.

(v) Certificate from local DFO stating that project site is not within Eco Sensitive Zone (ESZ) of Okhala bird sanctuary and Asola Wild Life Sanctuary.

(vi) Submission of certified compliance report of earlier EC conditions from concerned regional office, MoEF&CC.

Members of the EAC for the proposal involving violation of EIA Notification, 2006 present during 9<sup>th</sup> meeting held on 27<sup>th</sup>-28<sup>th</sup> June 2018 at MoEF&CC, New Delhi and approved the above minutes.

Sl. No.	Name of the EAC member	Role/Designation	Signature
1.	Dr. S.R. Wate,	Chairman	 27/6/18
2.	Dr. P.A. Joshi,	Member	
3.	Dr. G.V. Subrahmanyam	Member	
4.	Dr. A. L. Ramanathan	Member	
5.	Dr. M.V. Ramana Murthy,	Member	
6.	Shri K Gowarappan	Member	
7.	Dr. Dilip S. Ramteke,	Member	 27/6/2018
8.	Dr. Poonam Kumria,	Member	
9.	Dr. Bharat Jain,	Member	
10.	Dr. Subrata Maity,	Member	 27/6/18
11.	Shri Raghu Kumar kodali	Member Secretary	 27/6/2018

**Terms of Reference for EIA and preparation of Environment Management Plan**

1. Project description, its importance and the benefits.
2. Project site details (location, toposheet of the study area of 10 km, coordinates, google map, layout map, land use, geological features and geo-hydrological status of the study area, drainage).
3. Land use as per the approved Master Plan of the area, Permission/approvals required from the land owning agencies, Development Authorities, Local Body, Water Supply & Sewerage Board , etc.
4. Land acquisition status, R&R details.
5. Forest and Wildlife and eco-sensitive zones, if any in the study area of 10 km – Clearances required under the Forest (Conservation) Act, 1980, the Wildlife (Protection) Act, 1972 and/or the Environment (Protection) Act, 1986.
6. Baseline environmental study for ambient air (PM<sub>10</sub>, PM<sub>2.5</sub>, So<sub>2</sub>, NO<sub>x</sub> & CO), water (both surface and ground), noise and soil for one month (except monsoon period) as per MoEF&CC/CPCB guidelines at Minimum 5 locations in the study area of 10 km.
7. Details on flora and fauna and socio-economic aspects in the study area.
8. Likely impact of the project on the environmental parameters (ambient air, surface and ground water, land, flora and fauna and socio-economic, etc).
9. Source of water for different identified purposes with the permissions required from the concerned authorities, both for surface water and the ground water (by CGWA) as the case may be, Rain water harvesting, etc.
10. Waste water management (treatment, reuse and disposal) for the project and also the study area.
11. Management of solid waste and the construction & demolition waste for the project vis-avis the Solid Waste Management Rules, 2016 and the Construction & Demolition Rules, 2016.
12. Energy efficient measures (LED lights, solar power, etc) during construction as well as during operational phase of the project.
13. Assessment of ecological damage with respect to air, water, land and other environmental attributes. The collection and analysis of data shall be done by an environmental laboratory duly notified under the Environment (Protection) Act, 1986, or an environmental laboratory accredited by NABL, or a laboratory of a Council of Scientific and Industrial Research (CSIR) institution working in the field of environment.
14. Preparation of EMP comprising remediation plan and natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefits derived due to violation.
15. The remediation plan and the natural and community resource augmentation plan to be prepared as an independent chapter in the EIA report by the accredited consultants.

**All the building projects including hotels, hospitals shall be prescribed with the following additional TOR points along with Specific TOR enumerated for study of ecological damages, remediation including above mentioned points for EIA and preparation of Environment Management Plan:**

- (i) The EIA would study the impact of dewatering and draw up an action plan for disposal of the excess water.
- (ii) The EIA would study the impact of Demolition and conformance to the Construction and Demolition Rules under the E.P. Act, 1986.
- (iii) Certified Compliance Report issued by the MoEF&CC, Regional Office or concerned Regional Office of Central Pollution Control Board or the Member Secretary of the respective State Pollution Control Board for the conditions stipulated in the earlier environmental clearance issued for the project along with an action taken report on issues which have been stated to be partially complied or non/not complied.
- (iv) The Air Quality Index shall be calculated for base level air quality.
- (v) A detailed report on compliance to ECBC-2017 norms.
- (vi) A certificate from the local body supplying water, specifying the total annual water availability with the local authority, the quantity of water allotted to the project under consideration and the balance water available. This should be specified separately for ground water and surface water sources, ensuring that there is no impact on other users.
- (vii) An assessment of the cumulative impact of all development and increased inhabitation being carried out or proposed to be carried out by the project or other agencies in the core area, shall be made for traffic densities and parking capabilities in a 2 kms radius from the site. A detailed traffic management and a traffic decongestion plan drawn up through an organization of repute and specializing in Transport Planning shall be submitted with the EIA and the plan to be implemented to the satisfaction of all the concerned state departments and implementing agencies.
- (viii) The permission of the CGWA for abstraction of ground water if any and for basement/excavation dewatering if applicable.
- (ix) A certificate of adequacy of available power from the agency supplying power to the project along with the load allowed for the project.
- (x) A certificate from the competent authority for discharging treated effluent/ untreated effluents into the Public sewer/ disposal/drainage systems along with the final disposal point.
- (xi) A certificate from the competent authority handling municipal solid wastes, indicating the existing civic capacities of handling and their adequacy to cater to the M.S.W. generated from project.
- (xii) The Air Quality Index shall be calculated for base level air quality.

**For Hospitals Only (In addition to above)**

- (xiii) As per prescribed WHO guidelines, the proposal has to ensure that the Indoor Air Quality is maintained as per prescribed standards.
- (xiv) Proposals to ensure that the parking areas are secure and do not permit entry of vehicles within the Hospital campus. Only ambulances and emergency vehicles shall be provided access into the hospital through dedicated emergency and exit gates. Battery operated vehicles shall be provided for internal movement of patients and attendants.
- (xv) A management plan for handling and disposal of biomedical wastes to the satisfaction of the State Pollution Control Board shall be drawn up in conformance to the Biomedical Waste Management Rules, 2016.
- (xvi) Silence zones under the Noise Rules shall be demarcated and maintained in consultation with the District Administration. Proposals should be submitted in this regards.
- (xvii) Laboratory wastes shall be managed in accordance to the BMW Rules, 2016 and the atomic Energy Commission regulations as applicable. Proposals may be submitted in this regards.