

including the detail of water bodies, catchment areas, etc. in A1/A0 size.

3. This is an industrial activity. Hence, the proponent is requested to revise the land breakup area by providing 33% for green belt from the total land area of the project. Accordingly, the proponent has to revise the layout with GPS co-ordinates and submit the same.
4. Water requirement of the industries to be set up in the proposed site shall be furnished.
5. Combined village with A-Register details shall be furnished.

Agenda No. 124-06:

F.No: 6679/2018

Existing Magnesite mining lease over an extent of 37.82.0 ha S.F.Nos. 2/1, 2/6 of Jaghir Ammapalaym Village, Salem Taluk, Salem District by M/s. SAIL Refractory Company Ltd, under Activity 1(a) - Mining of major mineral - ToR to be issued under violation notification dated: 14.03.2017 & 14.03.2018 of MoEF & CC.

(SIA/TN/MIN/18668/2017)

The Proponents M/s. SAIL Refractory Company Ltd has applied for ToR for the existing Magnesite mining lease over an extent of 9. 37.82.0 ha S.F.Nos. 2/1, 2/6 of Jaghir Ammapalaym Village, Salem Taluk, Salem District, Tamil Nadu on. 02.06.2018. The Ministry of Environment, Forest and Climate Change (MoEF&CC) Notification S.O. 804 (E) dated 14.03.2017 has stated that the cases of violations will be dealt strictly as per the procedure specified in the following manner:


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"In case the project or activities requiring prior Environmental Clearance under EIA Notification 2006 from the concerned Regulatory Authority are brought for Environmental Clearance after starting the construction work, or have undertaken expansion, modernization and change in product-mix without prior EC, these projects shall be treated as cases of violations and in such cases, even Category B projects which are granted Environmental Clearance by the SEIAA constituted under sub-section(3) section 3 of the Environment (Protection) Act 1986 shall be appraised for grant of Environmental Clearance only by the Expert Appraisal Committee and Environmental Clearance will be granted at the Central Level".

Accordingly it was informed that the application for seeking Environmental Clearance after starting activity without prior EC for limestone mining lease over an extent of 9.94.5ha S.F.Nos. 292/4, 292/5, 292/6, 301(P), 304/1, 305/1 and 306(P) of Periyanaalur Village, Ariyalur Taluk, Ariyalur District, could not be processed at SEIAA-TN and the proponent was requested to submit the proposal to MoEF&CC for Environmental Clearance stating the violations.

The MoEF&CC notification S.O.1030 (E) dated 08.03.2018 has stated that the cases of violations projects or activities covered under category A of the Schedule to the EIA Notification, 2006, including expansion and modernization of existing projects or activities and change in product mix, shall be appraised for grant of Environmental Clearance by the EAC in the Ministry and the Environmental Clearance shall be granted at Central level, and for category B projects, the appraisal and approval thereof shall vest with the State or Union territory level Expert Appraisal Committees and State or Union territory Environment Impact


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Assessment Authorities in different States and Union territories, constituted under sub-section (3) of section 3 of the Environment (Protection) Act, 1986.

The MoEF&CC office memorandum No. F.No.Z-11013/22/2017-IA.II(M) dated: 15.03.2018 have issued the following guidelines regarding implementation of Notification S.O.1030 (E)

- i. The proposals received up to 13th September, 2017 on the Ministry's portal, shall be considered by the EAC or the SEAC / SEIAA in the respective States / UTs, as the case may be, in order of their submission.
- ii. All the proposals of category 'B' projects / activities pertaining to different sectors, received within six months only i.e. up to 13th September, 2017 on the Ministry's portal, but yet not considered by the EAC in the Ministry, shall be transferred online to the SEAC / SEIAAs in the respective States / UTs.
- iii. The proposals submitted directly for considering of EC (in place of ToR), shall also be considered on the same lines, in order of their submission on the Ministry's portal.
- iv. All the projects of category 'B' pertaining of different sectors, although considered by the EAC in the Ministry and accorded ToR, shall be appraised for grant of EC by the SEAC / SEIAA in the respective States / UTs.
- v. All projects / activities of all sectors, shall be required to adhere to the directions of Hon'ble Madras High Court vide order dated 13th October, 2017 while upholding the Ministry's Notification dated 14th March, 2017.

The MoEF&CC office memorandum No. F.No.Z-11013/22/2017-IA. II(M) dated: 16.03.2018 has issued the following directions regarding compliance of directions of Hon'ble Madras High Court order dated 14th March, 2018 in WMP Nos.3361, 3362 & 3721 of 2018 in WP.No.11189 of 2017.

1. The project proponent, who have not submitted the proposals within six months window i.e up to 13th September, 2017 in pursuance of the ministry's notifications.O.804(E) dated 14.03.2017, are required to submit the proposals within 30 days, to the EAC for category A projects or the SEAC/SEIAA in the respective States/UTs for category B projects.
2. The project proponent, who have submitted the proposals on the Ministry's portal after 13th September, 2017 are also required to submit the proposals within 30 days, to the EAC for category A projects or the SEAC/SEIAA in the respective States/UTs for category B projects

In view of the above directions, the project proponent, who have submitted the proposals within the stipulated time on 12.04.2018 i.e up to 15th April, 2018 in pursuance of the MoEF&CC office memorandum No. F.No.Z-11013/22/2017-IA. II(M) dated: 16.03.2018, has submitted the details of the proposal to the O/o SEIAA-TN for obtaining specific Terms of Reference for existing magnesite mining over an extent of 37.82.0 ha S.F.Nos. 2/1, 2/6 of Jaghir Ammapalaym Village, Salem Taluk, Salem District.


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The proposal was placed in the 124th SEAC Meeting held on 04.01.2019. The project proponent made a presentation about the project proposal and informed that:

1. Government order/Lease details :

The mining lease was granted by District Collector Salem for the area of 107 acre for 20 years from 14.12.1962 to 13.12.1982 in the name of Burn & Co of Martin Burn House, a Kolkata based company. Application of renewal was submitted on 10.12.2001 for a period of 20 years from 14.12.2002-13.12.2022.

As per the mining by Government company rules 2015, mining lease is deemed to be granted for 50 years which is valid upto 28.01.2036.

2. Mining Plan/Scheme of Mining approval details:

Review of mining plan is prepared and submitted to IBM, Chennai for approval and has been approved by IBM, Chennai vide letter no.TN/SLM/MGROMP-1403.MDS dated: 06.03.2017. Mining was operated since 1993 without grant of environmental clearance.

Mining Details:

1. Method of Mining : Open cast semi mechanised mining
2. Water table : Maximum - 293 m RL (37m bgl)
Minimum - 295 m RL (35m bgl)
3. Depth of mining - 25m
4. Production Capacity - 1,40,490 MPTA
5. Man Power - 78 persons

6. Water requirement - 30 KLD

Dust suppression - 17 KLD

Domestic - 3.8 KLD

Plantation - 9.5 KLD

The project attracts violation as per MoEF & CC gazette notification S.O No 804 (E) Dated 14.03.2017.

The project proponent has submitted the documents regarding the particulars of the lease and mining working. It was observed that mine was in operation without obtaining Environmental Clearance. As the case above stands affirmative, the project is being granted Terms of Reference for undertaking Environmental Impact Assessment and preparation of EMP. The SEAC recommends the Terms of Reference for the project for assessment of Ecological damage, remediation plan and natural & community resource augmentation plan to be prepared as an independent chapter in the Environment Impact assessment report by the Accredited consultant and also with collection and analysis of data for assessment of ecological damage, preparation of remediation plan and natural & community resource augmentation plan to be done by an environmental laboratory duly notified under the Environment (Protection) Act, 1986, accredited by NABET or a laboratory of council of Scientific and Industrial research Institutions working in the field of environment. Three months data relating to the ecological parameters is to be submitted with analysis.

The project proponent besides above has to also submit the Affidavit/ No Objection certificate (NOC) in compliance of the orders of the Hon'ble Supreme


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court to approach State Mines and Geology Department for certification regarding payment of 100% cost of illegally mined minerals to the State Government in terms of the Section 21(5) of the MMDR Act, 1957. The amounts so payable to the state government for the Lime stone would inter-alia, account for the mining operation in violation of the following:-

- Without Environmental Clearance (EC) or in excess of quantity approved in EC.
- Without consent to Operate (CTO) or in excess of quantity approved in CTO.
- Without mining plan/scheme of mining or in excess of quantity approved in mining plan/scheme of mining.
- Without forest clearance
- Any other violation.

The project proponent is hereby directed to furnish Affidavit as per the guidelines issued by MoEF & CC, in connection with the orders of the Hon'ble Supreme court and the annexure provided by SEIAA, while submitting EIA/EMP for consideration of EC.

Based on the presentation made by the proponent and the documents furnished, the committee decided to defer the proposal for following reason.

1. Proposed Part of Land sold to Government and the IT Corridor is within the mine lease. The project proponent has to furnish revised mining plan considering all the safety measures.


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2. IT Corridor is very adjacent to the project site. The proponent is requested to provide buffer zone, safety distances, safety measures etc . A plan shall be submitted regarding the same.
3. NoC shall be obtained from the proponent of IT building which is very adjacent to the quarrying site.

On receipt of the above details, the projects would be re considered for appraised for ToR.

Agenda No. 124-07:

F.No: 2894/2018

Existing limestone mining lease over an extent of 9.94.5ha S.F.Nos. 292/4, 292/5, 292/6, 301(P), 304/1, 305/1 and 306(P) of PeriyanaGalur Village, Ariyalur Taluk, Ariyalur District by M/s. Tamil Nadu Minerals Ltd, Chennai under Activity 1(a) - Mining of major mineral - ToR to be issued under violation notification dated: 14.03.2017 & 14.03.2018 of MoEF & CC.

(SIA/TN/MIN/20276/2018)

The Proponent M/s. Tamil Nadu Minerals Ltd, Chennai has applied for ToR for the existing limestone mining lease over an extent of 9.94.5ha S.F.Nos. 292/4, 292/5, 292/6, 301(P), 304/1, 305/1 and 306(P) of PeriyanaGalur Village, Ariyalur Taluk, Ariyalur District, Tamil Nadu on. 02.06.2018.

The Ministry of Environment, Forest and Climate Change (MoEF&CC) Notification S.O. 804 (E) dated 14.03.2017 has stated that the cases of violations will be dealt strictly as per the procedure specified in the following manner:


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