

Level Environment Impact Assessment Authority, Uttar Pradesh

Directorate of Environment, U.P.

Vineet Khand-1, Gomti Nagar, Lucknow - 226 010

Phone : 91-522-2300 541, Fax : 91-522-2300 543

E-mail : doeuplko@yahoo.com

Website : www.seiaaup.com

Minutes of the 642nd Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 18.08.2022

The meeting of 642nd State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 18.08.2022 at the Directorate of Environment. Following were present in the meeting:-

1. Dr. Rajiv Kumar Garg
2. Shri Paras Nath
3. Shri Ajay Kumar Sharma

Chairman, SEIAA, U.P
Member, SEIAA, U.P
Member Secretary, SEIAA, U.P

Agenda -A Replies

1. **Sand Stone Mining at Arazi No.-484, Village- Devri Kalan, Tehsil-Madihan, District- Mirzapur, Uttar Pradesh By Shri Vikas Kumar Maheshwari, M/s Avinash Enterprises, Area -1.01 ha. File No. 7099/Proposal No. SIA/UP/MIN/77090/2022**

SEIAA noted that the above project was taken in its 625th meeting in which SEIAA opined as follows –

“SEIAA noted that SEAC-2 has recommended to issue standard terms of reference. SEIAA gone through file and documents and found that in mining plan total production capacity is mentioned as 80,000 m3/annum whereas in LOI it is mentioned as 40,000 per annum. For two separate mining leases, an integrated mining plan has been prepared. There should be a separate mining plan for each mining lease. SEIAA opined that the consultant should be issued show-cause notice and the copy of the show cause notice be sent to QCI / NABET.”

Query raised by SEIAA has not been replied. SEIAA opined that a letter be send to DGM clearly asking for their comments on two issues-

- a. Can there be one combined mining plan for two or more leases?
- b. What are the guidelines and Court Orders in this context?

2. **Sand Stone Mining at Arazi No.-484, Village- Devri Kalan, Tehsil-Madihan, District- Mirzapur, Shri Dharendra Kumar Singh, Area 1.01 ha. File No. 7098/Proposal No. SIA/UP/MIN/77220/2022**

SEIAA noted that the above project was taken in its 625th meeting in which SEIAA opined as follows –

“SEIAA noted that SEAC-2 has recommended to issue standard terms of reference. SEIAA gone through file and documents and found that in mining plan total production



capacity is mentioned as 80,000 m³/annum whereas in LOI it is mentioned as 40,000 per annum. For two separate mining leases, an integrated mining plan has been prepared. There should be a separate mining plan for each mining lease. SEIAA opined that the consultant should be issued show-cause notice and the copy of the show cause notice be sent to QCI / NABET."

Query raised by SEIAA has not been replied. SEIAA opined that a letter be send to DGM clearly asking for their comments on two issues-

- c. Can there be one combined mining plan for two or more leases?
- d. What are the guidelines and Court Orders in this context?

3. Sand Mining from Kosi River bed at Gata No.-787, at Village- Bhuwara Ehatmali, Tehsil-Swar, Rampur., M/s Baba Deep Singh Enterprises, Leased Area -2.21 ha., File No. 6806-6087/Proposal No. SIA/UP/MIN/70561/2021

SEIAA gone through the letter of project proponent dated 25.07.2022 in which the project proponent has requested to change the subject of the issued EC. SEIAA gone through file and documents and found that as per Form-1 EC is correct. Hence project proponent is advised to apply for amendment in EC, if required.

4. Stone (Gitti, Boulder, Khanda) Sand Stone mine at Araj No./Plot No./Gata No.- 1744, Khand No.-59, at Village – Bhatauti, Tehsil- Meja, Prayagraj, Shri Rajeshwar Mishra, M/s Khushi Enterprises, Area 8.097 ha. File No. 6686/Proposal No. SIA/UP/ MIN/69239/2021 2020

SEIAA noted that the above project was taken in its 632nd meeting in which SEIAA opined as follows –

"SEIAA noted that SEAC-1 has recommended to grant EC to the above project. As per the MoM of SEAC-1, validity period of consultant, Paramarsh Servicing Environment and Development, expired on May 01, 2022 while the consultant made the presentation before SEAC-1 on 22.06.2022. SEAC-1 is advised not to allow the consultant to make presentation beyond their date of validity of accreditation. Any presentation made by consultant after the expiry of their QCI / NABET accreditation and recommendation made by SEAC is not tenable. SEIAA opined that show cause notice be issued to consultant along with copy to QCI & NABET. In light of above facts, recommendation made by SEAC-1 is not tenable."

SEIAA opined to refer back the project to SEAC-1 for deliberation and comments.

5. Stone (Sandstone) Mining at Araj/ Gata No.-432, Village– Devri kalan, Tehsil-Madihan, District–Mirzapur, Shri Tribhuvan Nath., Area-1.680 ha., File No. 7134/Proposal No. SIA/UP/MIN/ 276596/2022

SEIAA noted that the above project was taken in its 633rd meeting in which SEIAA opined that the project proponent shall submit documents related to DSR. The project proponent has submitted his reply vide letter dated 29.07.2022. Hence SEIAA agreed with the recommendations of SEAC-2 to grant prior Environmental Clearance to the proposed project along with all the general and specific conditions as suggested by SEAC-2 but SEIAA replaces the specific condition regarding cluster certificate as "If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by

the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate" and adding following conditions:-

1. Validity period of this EC is 5 years from the date of issue as the Lol has been issued for a period of 5 years or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
2. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
3. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
4. Three tier green shelter belt of 7.5m width should be developed on the periphery of mine lease area. Local and native species should be planted in consultation with Forest/Horticulture Department/Agriculture University.
5. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
6. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
7. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
8. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 10 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
9. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.

10. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, GoI, Lucknow.
 11. Project Proponent / Consultant has given an affidavit that the project area doesn't fall within the boundary of Critically Polluted Area (CPA). If the affidavit given by PP / Consultant is found to be false then EC will be cancelled and legal actions will be initiated against them. Further, mining should not commence without obtaining certificate from DM, Mirzapur that area doesn't attract CPA and a copy of the same should be submitted to SEIAA.
 12. Number of mining projects are coming up in district. Department of Geology & Mines, GoUP to carry out regional EIA-EMP report including carrying capacity of environmental components to assess the capacity to further bear the pollution load for such areas within a period of 1 year and submit the same to SEIAA, UP for evaluation.
 13. Department of Geology & Mines, GoUP in consultation with UPSPCB will establish required number of CAAQMS in district within a period of one year and submit geo-referenced map of these stations along with data. Details of existing CAAQMS, if any, be submitted within a period of three months.
 14. Large number of mining projects are ongoing as well as new mining leases are coming up in the district. A reference be sent to DGM and MS, SPCB for preparing mitigation plan for controlling air pollution in the district especially in mining areas.
 15. If the air quality deteriorates due to mining, then District Administration & Directorate of Mining should ensure that mining be stopped immediately. Adequate measures be taken for restoring air quality and mining should commence only when air quality attains the prescribed standards.
6. Letter of Mr. Imran Akbar dated 11-07-2022 ;जनपद बिजनौर के अंदर पर्यावरणीय अनापत्ति (ईओसीओ) के बिना एक्सीवेटर (मशीनों) से किये जा रहे मिट्टी खनन को बंद कराने एवं खनन तथा भराव कार्यों की उओप्रओ शासन की टीम से जाँच कराने के सम्बन्ध में।
SEIAA gone through the letter of Mr. Imran Akbar dated 11-07-2022 regarding illegal mining in District Bijnor. SEIAA opined to refer the letter to DM Bijnor and DGM.
7. Stone, Khanda, Boulder, Ballast (Gitty) Mining at Arazi No. 1093 Kha, Vill.- Makarbai, Tehsil-Sadar, Mahoba, Shri Beependra Singh. Area: 2.630 ha. File No. 7111/GG4G/Proposal No. SIA/UP/MIN/77295/2021
SEIAA noted that the above project was taken in its 630th meeting in which SEIAA opined that any presentation made by consultant after the expiry of their QCI / NABET accreditation and recommendation made by SEAC is not tenable. Consultant vide letter dated 27-07-2022 informed that validity is till 25.10.2022. SEIAA opined to refer back the project to SEAC-1 for deliberation.



8. Letter of Mr. Ajeet Kumar Gupta मेडिकल पॉल्यूशन कंट्रोल कमेटी पनकी कानपुर के द्वारा स्थापित किये गये कॉमन बायोमेडिकल वेस्ट ट्रीटमेंट फैसिलिटी के विस्तारीकरण में नियमानुसार पर्यावरण स्वीकृति प्राप्त ना करने के संबंध में।

SEIAA gone through the undated letter of Shri Ajeet Kumar Gupta regarding CBWTF in Jhansi and Kanpur. SEIAA opined to send this letter to MS, UPPCB and DM, Jhansi & Kanpur.

Assistant Nodal/Nodal Officer

SEIAA, UP

MoM prepared by Secretariat in consultation with Chairman & Members on the basis of decisions taken by SEIAA during the meeting.



(Ajay Kumar Sharma)
Member-Secretary
SEIAA

(Paras Nath)
Member
SEIAA

(Dr. Rajiv Kumar Garg)
Chairman
SEIAA