

Minutes of the 640th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 16.08.2022

The meeting of 640th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 16.08.2022 at the Directorate of Environment. The 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 674th SEAC-2 Meeting Dated 20/07/2022

1. **Sand/Morrum Mining from Betwa Riverbed at Gata No.-747, Khand No-05, Vill.- Pathrehta, Tehsil-Kalpi, Jalaun, Shri Yogendra Pramani, Area-16.194 ha. File No. 6753/Proposal No. SIA/UP/MIN/261628/2022**

SEIAA agreed with the recommendations of SEAC-2 to close/ delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal. A letter shall be send to DM, Jalaun to ensure that no mining activity is started until valid EC is obtained and in case mining has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

2. **Stone (Khanda, Boulder, Bailast & Gitti) Mining at Gata No.-339 Khand No.- 25 at Village-Daharra, Tehsil-Sadar, Mahoba, Shri Shivam Singh., Area -1.619 ha. File No. 6526/Proposal No. SIA/UP/MIN/271462/2022**

SEIAA agreed with the recommendations of SEAC-2 to close/ delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal. A letter shall be send to DM, Mahoba to ensure that no mining activity is started until valid EC is obtained and in case mining has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

3. **New Molasses/Cane Juice or grain (Dual mode) based distillery capacity - 80 KLD and Grain based distillery having Capacity 80 KLD (Maximum Capacity of Distillery-160 KLD) along with 5.0 MW Co Generation Power Plant at Village-ShalpurNavadiya, Tehsil-Tilhar, District-Shahjahanpur., M/s Rajshree Fine Chemical Industries India Pvt. Ltd. File No. 5739/5107/Proposal No. SIA/UP/IND2/ 272268/2022**

SEIAA took note of the comments recorded by SEAC-2.



4. **"Silica Sand Mining" at Arazi No. 2 Village- Lakhnauti, Tehsil- Bara, District- Prayagraj, Shri Darshan Lal Chawla,, M/s Chawla Silica Sand Trading Company, Area: 16.75 Ha. File No. 6621/ 5327/Proposal No. SIA/UP/MIN/273964/2022**

SEIAA agreed with the recommendations of SEAC-2 to close/ delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal. A letter shall be send to DM, Prayagraj to ensure that no mining activity is started until valid EC is obtained and in case mining has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

5. **Stone (Khanda, Giiti, Boulder, Ballast) Mining at Araj No.: 122, Khand No.:04, Village: Chitaiyan, Tehsil: Sadar, Mahoba, Shri Arun Kumar Dubey, Area: 1.012 ha. File No. 6611/Proposal No. SIA/UP/MIN/ 67254/2021**

SEIAA agreed with the recommendations of SEAC-2 to close/ delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal. A letter shall be send to DM, Mahoba to ensure that no mining activity is started until valid EC is obtained and in case mining has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

6. **Stone (Sand stone) Mining at Arazi No.-428, Village- Dhuria, Tehsil-Chunar, Mirzapur, Shri Shyamji Singh, Area – 1.01 ha. File No. 7156/Proposal No. SIA/UP/MIN/78626/2022**

SEIAA agreed with the recommendation of SEAC- 2 to issue additional ToR to the title proposal for conducting EIA studies. SEIAA added following points to ToR-

- 1- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 2- The lease area its address and production per annum should match with as mentioned in DSR and Lol. In case there is any difference clarification/ amendment letter from competent authority shall be submitted along with EIA. EIA and public hearing shall be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.
- 3- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 4- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 5- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 6- KML file for the area and mining lease area should be provided.
- 7- Status of leases granted/to be granted in various mining khands along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
- 8- In case project proponent intends to temporarily store mined out material or any tools, equipments or other material outside mine lease area then NOC from competent authority for doing so should be submitted and details of such area and associated Environmental impacts should be included in EIA-EMP report. This should also be clearly mentioned during public hearing.
- 9- Road network to be used by the project should be clearly shown on Survey of India toposheet in 1:50,000 scale. In case road network involves forest road, permission should be obtained from Forest Department and a copy of the same should be submitted at the time of appraisal of EIA-EMP report.



- 10- The project proponent should clearly spell out whether it is a green field or brown field project. In case it is a brown field project and -
 - (i) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
 - (ii) If the earlier and present lease holder are different then environmental footprint of the site and mitigation measures should be included in EIA-EMP report.
- 11- In case of expansion / renewal of earlier EC, following information should be submitted
 - a. Status of compliance of earlier EC conditions by Integrated Regional Office, MoEFCC, GoI, Lucknow.
 - b. Copy of CTE and CTO issued by SPCB.
 - c. Status of submission of six-monthly compliance report to EC granted earlier
 - d. Court cases, if any.
- 12- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 13- 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 below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.
- 14- 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 ToR / EC will be cancelled and legal actions will be initiated against them. Further, certificate from concerned RO, UPSPCB that area doesn't attract CPA and a copy of the same should be submitted at the time of evaluation of EIA-EMP report by SEAC.
- 15- In consultation with District Environment Authority or an authority nominated by concerned DM, Project Proponent will prepare a conservation and management plan for the rejuvenation and management of water bodies having a total surface area of not less than 10 ha. Funds for the same will be kept in a separate bank account and six-monthly implementation status will be presented by the Project Proponent before the nominated authority in the district.
- 16- 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.
- 17- 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.
- 18- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have



addressed issues raised during public hearing and have incorporated the same in final EIA-EMP report. A presentation to this effect should be made before SEAC at the time of EIA-EMP presentation.

- 19 Project Proponent in consultation with UPSPCB will establish required number of CAAQMS within a period of one year and submit geo-referenced map of these stations along with data on six-monthly basis.

7. Stone Mining at Arazi No.-177, Village-Dhuria, Tehsil-Chunar, Mirzapur, Amresh Singh, M/s Vasudev & Sons, Area – 0.969 ha. File No. 7157/Proposal No. SIA/UP/MIN/ 78646/ 2022

SEIAA noted that SEAC-2 has recommended to grant Standard ToR to the above project. SEIAA gone through file and documents and found that the above area is not present in the DSR of Mirzapur. Hence SEIAA opined that the project proponent/ consultant shall submit relevant documents from competent authority.

8. Capacity Expansion of Sugar Mill from 11,000 TCD along with 55 MW Co-Generation Power Plant to 16,000 TCD along with 75 MW Co-Generation Power Plant at Ajbapur, P.O. Mullapur, Lakhimpur Kheri, Shri Rajeev Krishna Bharati, M/s DCM Shriram Ltd. File No. 7159/6746/Proposal No. SIA/UP/IND2/78338/2015

SEIAA noted that SEAC-2 has recommended to grant EC to the above project. SEIAA opined that the above project will be taken when Member and / or Chairman, SEIAA are present in-person in meeting as there is a need to go through the file and documents.

9. Soil Excavation at Gata No.106, 107, 17, 18, 450, Village-Nak Phulha, Raebareli, Shri Bhuvnesh Pratap Singh, Area:1.2550 ha. File No. 6672/Proposal No. SIA/UP/MIN/ 238050/2021

SEIAA opined that PP / consultant has given cluster certificate which is incomplete, PP / consultant to give cluster certificate clearly stating whether it is "B1" or "B2" category project.

10. River bed Sand /Morrum Bajri Mining Near Village-Badausa at Gata No.-6261, 6262, 6478, 6497, 6595, 6597 & 6598, Tehsil- Atarra, Banda, Shri Shivchandra Tripathi, M/s Tripathi Construction, Area-10.00 ha. File No. 7081/Proposal No. SIA/UP/MIN/ 76896/2022

SEIAA agreed with the recommendation of SEAC- 2 to issue additional ToR to the title proposal for conducting EIA studies. ToR to be issued only after submission of certified lease map with geo-coordinates. SEIAA also added following points to ToR:-

- 1- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 2- The lease area its address and production per annum should match with as mentioned in DSR and Lol. In case there is any difference clarification/ amendment letter from competent authority shall be submitted along with EIA. EIA and public hearing shall be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.
- 3- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 4- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.



- 5- KML file for the area and mining lease area should be provided.
- 6- Status of leases granted/to be granted in various mining khands along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
- 7- In case project proponent intends to temporarily store mined out material or any tools, equipment's or other material outside mine lease area then NOC from competent authority for doing so should be submitted and details of such area and associated Environmental impacts should be included in EIA-EMP report. This should also be clearly mentioned during public hearing.
- 8- Road network to be used by the project should be clearly shown on Survey of India toposheet in 1:50,000 scale. In case road network involves forest road, permission should be obtained from Forest Department and a copy of the same should be submitted at the time of appraisal of EIA-EMP report.
- 9- The project proponent should clearly spell out whether it is a green field or brown field project. In case it is a brown field project and -
 - (i) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
 - (ii) If the earlier and present lease holder are different then environmental footprint of the site and mitigation measures should be included in EIA-EMP report.
- 10- In case of expansion / renewal of earlier EC, following information should be submitted
 - a. Status of compliance of earlier EC conditions by Integrated Regional Office, MoEFCC, GoI, Lucknow.
 - b. Copy of CTE and CTO issued by SPCB.
 - c. Status of submission of six-monthly compliance report to EC granted earlier
 - d. Court cases, if any.
- 11- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 12- PP / consultant in compliance to Hon'ble NGT order dated 06.05.2022 in OA no. 141/2021 (With report dated 31.03.2022) Raj Kumar Vs. State of UP and Others and with OA no. 141/2021 Rajkaran Karn Vs. State of UP and Others, will submit replenishment study, duly approved by DGM, along with EIA-EMP report for seeking EC.
- 13- 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 10,000 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 below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.
- 14- 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 50 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.



- 15- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have addressed issues raised during public hearing and have incorporated the same in final EIA-EMP report. A presentation to this effect should be made before SEAC at the time of EIA-EMP presentation.
11. Discussion on complaint letter dated 22/06/2022 and undated letter received on department at 18/07/2022 of Mr. Rudro Chatterjee, Advocate, A-57/F-3, Shalimar Garden, Ext.-III, Ghaziabad against CBMWTF, M/s Punahchakran Private Limited.
SEIAA took note of comments recorded by SEAC-2 and agreed.
12. Discussion on letter dated 30/06/2022 of Daljeet Singh, S/o Shri Jogindar Singh, H.N. 533, Fountain Chowk, Hamid Colony, Jagadhari, Yamuna Nagar.
SEIAA took note of comments recorded by SEAC-2 and agreed.

**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