

Directorate of Environment, U.P.

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Minutes of the 697th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 22.02.2023

The meeting of 697th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 22.02.2023 the Directorate of Environment. The following were present in the meeting:-

1. Shri Paras Nath

Member, SEIAA, U.P

2. Shri Ajay Kumar Sharma

Member Secretary, SEIAA, U.P

Chairman SEIAA did not participate in the meeting. 697th State Level Environment Impact Assessment Authority, UP (SEIAA) meeting was convened and conducted in reference to the letter no. 135/81-7-2023-103(parya)/2007 dated 7-2-2023 of Department of Environment Forest and Climate Change, GoUP

Agenda:-A-

- 1- **Proposed of Sand/Morrum Mining Project at Guruwal Composite at Gata No.- 53 to 71, 74 to 86, 91, 132 to 134, Khand No.- 01, Village- Guruwal, Tehsil- Khaga, District- Fatehpur, U.P., M/s Ambey Granite, (Lease Area: 50.00 ha) file no- 6597 dated 06-02-2023**

SEIAA noted that the project proponent has filed a case in Hon'ble High Court Lucknow Bench O.A. No. 163/2023 and which is likely to be listed soon. SEIAA gone through the letter of Mining Department, UP letter no 1686/m-ngt Vaad/2021 dated 10.02.2023 and report submitted by CMPDIL for district Fatehpur which includes the above lease and agreed to extend the validity of EC of the above lease for a subject to following condition:-

1. EC will be valid for the sanctioned production as per current Lol or replenished quantity, whichever is less. EC will be valid till validity of current mine plan or current lease period whichever is earlier and after this the EC will become null and void.
2. Replenishment studies shall be carried out for year on year basis and the lease shall be operated on the basis of replenished quantity with its legal validity.
3. In case the replenished quantity mentioned in the replenishment study report is less than the production capacity mentioned in valid EC then it will be responsibility of the Mining Department and District Administration to ensure that no mining is carried out above the quantity mentioned in replenishment study report.
4. In case replenished quantity mentioned in the replenishment study report is more than the quantity mentioned in valid EC, then the project proponent shall submit fresh application for EC after securing a valid LOI and approved mining

plan in case the proponent/DGM aspires to mine additional mineral (Based on the replenishment report)

5. Rest all the conditions mentioned in EC identification no. EC21B001UP189948 dated 23.12.21 shall remain same.

- 2- Proposed of Expansion of proposed Grain Based Ethanol Distillery Capacity from 50 KLD To 80 KLD along with 2.0 MW Co Gen Power at Khasra No – 494chha, 549ka, 549ga, 549kha, 565, 549gha, Total Area – 3.056 Hectare, Village: Khiwai, Block: Sarurpur, Tehsil: Sardhana, District: Meerut (U.P.) by M/s RCP Distilleries (India) Private Limited. File no- 7274

SEIAA noted that the above project was taken in its 678th meeting in which SEIAA opined that the project proponent shall submit certified compliance report of earlier EC, CtE and CtO. SEIAA reviewed the case and opined that the project proponent shall submit certified compliance report of earlier EC, CtE and CtO at the time of submission of EIA.

- 3- Proposed expansion of Existing Sugar unit from 5000 TCD to 11000 TCD along with 43.5 MW Co gen power at village – Nagaria Sadat, Block & Tehsil: Meerganj, District – Bareilly (UP) of M/s DSM Sugar, Meerganj (A Unit of Dhampur Sugar Mills Limited). File no- 6909

SEIAA noted that SEAC has recommended to grant EC to the above project in its 713th meeting. SEIAA agreed with the recommendation of SEAC adding the following specific condition: -

1. Notification dated 14.01.2016 of Moef&CC regarding discharge of treated effluent shall be complied with.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
3. Ash generated will be stored in dedicated areas with proper fencing.
4. The project proponent will install 3 CAAQMS in consultation with UPPCB.

- 4- In compliance of the order of Honble NGT Principal Bench, New Delhi, O.A. no- 142 of 2022 Jayant Kumar vs Moef & CC and other.

SEIAA gone through the order of Honble NGT Principal Bench, New Delhi, O.A. no- 142 of 2022 Jayant Kumar vs Moef & CC and other and opined that a letter shall be sent to all DMs for compliance since ECs were not granted by SEIAA during this period.

- 5- O.A No- 360/2015 NGT Bar Association Vs virendra Singh State of gujrat.

SEIAA gone through the order of O.A No- 360/2015 NGT Bar Association Vs virendra Singh and noted that no action is required by SEIAA.

- 6- O.A No- 549/2019 Order dated 07-02-2023

SEIAA gone through the order of O.A no- 549/2019 Order dated 07-02-2023 and opined to refer the order to SEAC-2 for review / revisit the EC in light of judgment of EC.

- 7- Transfer of EC Proposed "Building Stone, Khanda, Boulder, Ballast (Gitty) Mining Project" located at at Arazi No. 339 (Khand No. – 24 New, 26 Old), Village: Daharra, Tehsil Mahoba & District Mahoba, Uttar Pradesh, (Area 1.214 Ha.) File no- 7078-6406

EC in question was issued vide letter no. 515/Parya/ SEAC/4702/2019 dated 09.01.2020 for an annual production of 48,582 cum. Now the request for transfer of EC is for a production of 24,291 cum for a period of 6 months. First the extraction quantity to be reduced from 48,582 cum to 24,291 cum and then the EC be transferred for a period of 6 months. After this transfer, original EC and transfer order both will become null and void.

SEIAA opined that Environmental Clearance will be transferred only after submission of an affidavit by project proponent and consultant that:-

- a) No legal case is pending in any Court of Law against the above area / EC proposed to be transferred.
- b) EC proposed to be transferred has not been cancelled by any Court of Law/MoEFCC/SEIAA/DEIAA.
- c) EC proposed to be transferred is valid on the date of consideration.
- d) Mine plan has been transferred in the favour of present project proponent.

Further, before issuing EC transfer letter, authorized signatory from SEIAA, UP will ensure that affidavit given by PP and consultant is correct and in case affidavit given by PP and consultant is found to be false, legal action should be initiated against them and transfer order should not be issued and in case it has been issued then it will become null and void. All EC transfer orders will be issued through online portal.

SEIAA noted that the previous lease issued to Shri Satish Kumar Upadhyay, M/s Aman Associates was cancelled vide DM, Sonbhadra order no. 1103/Khanij/2021 dated 31.03.2021 and another LOI was issued to Shri Krishna Singh, s/o Shri Ravikar Singh, M/s Krishna Ravikar Singh for a period of 6 months and 24,291 m³ per annum production capacity vide letter no. 713/Khanij/2022 dated 02.06.2022.

Hence SEIAA opined to transfer Environmental Clearance issued vide letter no. 515/Parya/ SEAC/4702/2019 dated 09.01.2020 from Shri Satish Kumar Upadhyay, S/o Shri Ravindra Kumar Upadhyay, Bandhawa Kanchwa, Mirzapur M/s Aman Associates to Shri Krishna Singh, s/o Shri Ravikar Singh, Shivpur Paschim Kantit, Thana/Tehsil-Sadar, Mirzapur, M/s Krishna Ravikar Singh for 24,291 m³ per annum production capacity for six months. SEIAA added following conditions:-

1. Transfer of EC is granted for a period of 6 months from the date of issue or validity of current mine plan or current lease period whichever is earlier and after this the original EC and transfer order both 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. 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.



5. 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 9,000 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.
6. 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 45 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.
7. 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.
8. 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.

Rest all the content of Environmental Clearance letter no. 515/Parya/SEAC/4702/2019 dated 09.01.2020 shall remain same. Area mentioned in the previous EC is being transferred only. If there is a change in geo-coordinates of the area then EC will be null and void

Agenda :-B Minutes of 707th SEAC-1 Meeting Dated 30/11/2022 (Non Mining)

1. **(2) IT/ITES Office Building At Plot No.- 17, Sector-127, Noida, Shri Rajeev Sharma, M/s Vaishali Financial Services Pvt. Ltd., File No.7331/ Proposal No. SIA/UP/INFRA2/405633/2022**

SEIAA noted the comments of SEAC that the matter will be discussed only after submission of online requests on prescribed online portal since project proponent/consultant did not appear and the project file should be closed and be opened only after request from the project proponent.

2. **(3) Group Housing Project "R. G. Luxury Homes" at Plot No.-GH-07 A, Sector-16B, Greater Noida, District-Gautam Budha Nagar, U.P. M/s Rajesh Projects (India) Private Limited, Shri Deepak Gupta. File No.7333/4622/ Proposal No. SIA/UP/INFRA2/405887/2022**

SEIAA noted that SEAC has recommended EC to the above project. SEIAA noted that action taken report certified from IRO has not been submitted. Further SEIAA opined that detail of water supply during construction phase, building plans approved from development authority and NOC from Airport Authority should be submitted along with water balanced and proposal for gas based DG sets. SEIAA opined that a letter shall be sent to CEO, Noida Development Authority that no construction be carried out till the time



valid EC is obtained and a letter to MS, UPPCB to initiate action against the project proponent in case construction has been carried out beyond the provision of EC.

3. **(4) Residential Group Housing Project "Uninav Utopia" Khasra No.- 112, Raj Nagar Extension, Ghaziabad, Uninav Developers Private Limited, Shri Sachin Kumar. File No.7336/ Proposal No. SIA/UP/INFRA2/406113/20227337**

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC. In addition to the conditions imposed by SEAC, SEIAA added following additional specific conditions:-

- 1- The project proponent shall submit within the next 3 months the details of solar power plant and solar electrification details within the project.
- 2- The project proponent shall ensure to plant broad leaf trees and their maintenance. The CPCB guidelines in this regard shall be followed.
- 3- The project proponent shall submit within the next 3 months the details on quantification of year wise CER activities along with cost and other details. CER activities must not be less 2% of the project cost. The CER activities should be related to mitigation of Environmental Pollution and awareness for the same.
- 4- The project proponent shall submit within the next 3 months the details of estimated construction waste generated during the construction period and its management plan.
- 5- The project proponent shall submit within the next 3 months the details of segregation plan of MSW.
- 6- The project proponent shall ensure that waste water is properly treated in STP and maximum amount should be reused for gardening flushing system and washing etc. For reuse of water for irrigation sprinkler and drip irrigation system shall be installed and maintained for proper function. Part of the treated sewage, if discharged to sewer line, shall meet the prescribed standards for the discharge.
- 7- Under any circumstances untreated sewage shall not be discharged to municipal sewer line.
- 8- The project proponent will ensure that proper dust control arrangements are made during construction and proper display board is installed at the site to inform the public the steps taken to control air pollution as per the Construction and Demolition Waste Management Rules.
- 9- The project proponent shall install micro solar power plants, toilets in nearby villages, public place or school from CER fund of the project for which E.C is granted in addition to and water harvesting pits and carbon sequestration parks / designed ecosystems.
- 10- A certificate from Forest Department shall be obtained that no forest land is involved 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.
- 11- In compliance to Hon'ble Supreme Court order dated 13/01/2020 in IA no.

- 158128/2019 and 158129/2019 in Writ petition no. 13029/1985 (MC Mehta Vs GOI and others) anti-smog guns shall be installed to reduce dust during excavation.
- 12- 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.
- 13- Provision for charging of electric vehicles as per the guidelines of GoI / GoUP should be submitted within the next 3 months.
- 14- PP should display EC granted to them on their website. 6-monthly compliance report should be displayed on their website and to be given every six month to residents / occupants of the building.
- 15- EC is granted with the condition that EC is valid only for the building plan which has been submitted by PP for seeking EC. In case approved building plan is different from the one submitted for seeking EC then this EC will stand null and void.
- 16- Guidelines issued by CAAQMS for NCR region regarding the use of DG sets during construction and operational phase should be followed. (DG set NCR-CAAQMS)
4. **(10) Expansion of Manufacturing of Synthetic Organic Chemicals Formaldehyde 150 TPD at Plot No.- R-3 & 4, Parsakhera Industrial Area, UPSIDC, Bareilly, U.P., M/s Manglam Chemicals Private Limited, Shri Sushil Agarwal., File No.7350/6439/ Proposal No. SIA/UP/IND3/ 406401/2022**
- SEIAA agreed with the recommendation of SEAC to grant EC to the above project. Adding the following conditions:-
1. Spent carbon produced during manufacturing stage should be disposed as per the norms.
 2. Spent liquid solvent should be properly disposed.
 3. Evaporator residues should be sent to TSDF.

Agenda :-C Minutes of 716th SEAC-2 Meeting Dated 07/01/2023

- 1- **Soil Excavation Project at Gata No.- 1880, 61 & 62, Village-Rajpur, Tehsil-Khair, District-Aligarh, Shri Gavendra Singh Area- 2.242 ha. File No. 7447/ Proposal No. SIA/UP/MIN/410828/2022**
- SEIAA noted the comments of SEAC that the matter will be discussed only after submission of online requests on prescribed online portal since the project proponent/consultant did not appear and project file should be closed and opened only after request from the project proponent.
- 2- **Expansion of Existing Sugar Mill having cane crushing capacity from 6600 TCD to 8000 TCD at Village - Agwanpur, Tehsil & District – Moradabad, Shri Shailendra Kumar Verma, M/s Dewan Sugars Limited. File No. 7448/ 7183/ Proposal No. SIA/UP/IND2/410954/2022**
- In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-1 and grant EC to the said project along



with all the general and specific conditions as suggested by SEAC-1. In addition to the conditions imposed by SEAC-1, SEIAA added following additional specific conditions:-

1. Notification dated 14.01.2016 of Moef&CC regarding discharge of treated effluent shall be complied with.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
3. Ash generated will be stored in dedicated areas with proper fencing.
4. The project proponent will install 3 CAAQMS in consultation with UPPCB.

3- "Ordinary Soil Excavation" Project at Gata No.-85 at Village- Samadpur Buniyadpur, Tehsil- Kanth & District- Moradabad, Shri Ravindra Chaudhary. File No. 7449/ Proposal No. SIA/UP/MIN/411004/2022

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-1 and grant EC to the said project along with all the general and specific conditions as suggested by SEAC but **EC will be issued after submission of notarized agreement between lease holder and land owner.** 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 3 months from the date of issue as the Lol has been issued for a period of 3 months 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. 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.
5. 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 1000 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.

6. 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 5 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.
 7. 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.
 8. 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.
 9. 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.
- 4- Sand/Morrum Mining Project on Ken River Bed at Gata No.- 429 and 430 ,Village- Bariyari, Tehsil- Naraini, District: Banda, Shri Sanjeev Kumar Gupta, Area: 13.362 ha. File No. 7472/ Proposal No. SIA/UP/MIN/411400/2022

SEIAA noted the comments of SEAC that the matter will be discussed only after submission of online requests on prescribed online portal since the project proponent/consultant did not appear and project file should be closed and opened only after request from the project proponent.

- 5- Building Stone (Khanda, Giiti, Boulder, Ballast) Mining Project" at Araj No.: 335, Khand No.:08, Village: Gauhari, Tehsil: Sadar, District: Mahoba, Shri Arun Kumar Pahadi, Area: 2.024 Ha. File No. 7473/ Proposal No. SIA/UP/MIN/411536/2022

SEIAA agreed with the recommendation of SEAC-1 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.

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- 7- Status of leases granted/to be granted in various mining khandas 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, 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.
- 9- Road network to be used by the project should be clearly shown on Survey of India topo sheet 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 3000 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 prepare a conservation and management plan for the rejuvenation and management of water bodies having a total surface area of not less than 15 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.
- 15- 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.
- 16- 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.

- 17- 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.
- 18- 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.

6- Letter of Mr. Suresh Chandra Yadav dated 03-11-2022 regarding presentation of incorrect data.

SEIAA took note of the comments of SEAC.

7- Letter of Mr. Satish dated 07-11-2022 regarding cancellation of illegal Environmental Clearance letter dated 14.12.2021 granted for file 6599 bearing EC identification no. EC21B001UP153109, as EC granted on the basis of fraud and misleading information by PP/consultant.

SEIAA took note of the comments of SEAC.

8- Ordinary Soil Mining Project at Gata No.- 3, 61, 59 mi, Village- Chak Hamidpur, Tehsil-Kanth, District-Moradabad, U.P., (Leased Area : 3.1290 ha). File No. 7488/Proposal no. SIA/UP/MIN/412012/2022

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-1 and grant EC to the said project along with all the general and specific conditions as suggested by SEAC but **EC will be issued after submission of notarized agreement between lease holder and land owner.** 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 3 months from the date of issue as the Lol has been issued for a period of 3 months 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. 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.
 5. 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 4000 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.
 6. 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 20 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.
 7. 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.
 8. 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.
 9. 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.


Nodal Officer
SEIAA, UP

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


(Ajay Kumar Sharma)
Member-Secretary
SEIAA

(Paras Nath)
Member
SEIAA