

## **Minutes of the 633<sup>rd</sup> Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 25.07.2022**

The meeting of 633<sup>rd</sup> State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 25.07.2022 at the Directorate of Environment. The following were present in the meeting:-

- |                           |                              |
|---------------------------|------------------------------|
| 1. Dr. Rajiv Kumar Garg   | Chairman, SEIAA, U.P         |
| 2. Shri Paras Nath        | Member, SEIAA, U.P           |
| 3. Shri Ajay Kumar Sharma | Member Secretary, SEIAA, U.P |

### **Agenda A- Minutes of the Joint meeting of SEAC-1 and SEAC-2, U.P. held on 22/06/2022 at Directorate of Environment, Gomti Nagar, Lucknow.**

1. **Discussion on Joint meeting of SEAC-1 & SEAC-2 held on 22.06.2022** Joint meeting of SEAC-1 & SEAC-2 was held in response to SEIAA meeting no. 615 dated 07.06.2022 where the agenda item under consideration was "DoEFCC, GoUP letter no. 304/81-6-2022 dated 21.04.2022".

In the above mentioned SEIAA meeting no. 615, on said agenda, SEIAA opined as follows –

- a) GoUP letter be sent to SEAC-1 & SEAC-2 for discussion in their meeting, examining the ECs recommended by them on the basis of EIA-EMP reports submitted by this consultant and giving due opportunity to the complainant and consultant to present their viewpoint / arguments. Projects for which ECs were issued on the recommendations of earlier SEAC, SEAC-1 & SEAC-2 will examine the cases based on odd & even no. of MoEFCC parivesh portal, accordingly. SEAC 1 & SEAC 2 to submit their report within 15 days.
- b) MS, SEIAA to send a factual report to GoUP

Extract from the above mentioned joint meeting of SEAC-1 & SEAC-2 is as follows –

*"It is evident from the letter of Mr. Gaurav Srivastava, Advocate on Record that he wants to present the evidence physically to SEIAA. Under these circumstances the joint committee unanimously recommends to constitute a committee of following persons:*

1. Member, SEIAA, UP (Nominated by Chairman SEIAA, UP (this is hand written))
2. Dr. B. B. Awasthi, Member, SEAC-1
3. Dr. Jaswant Singh, Member, SEAC-2

*The SEIAA will call Mr. Gaurav Srivastava to present all the evidences before the said committee to examine it. The above committee will report to competent authority.*

SEIAA opined as follows –

1. Chairman, SEIAA-UP has not nominated any member from SEIAA in the so called committee constituted / to be constituted as mentioned in the above para of the MoM of joint meeting of SEAC-1 & SEAC-2. SEIAA expressed displeasure on this account and both the SEACs are advised / directed from restraining themselves making false statements in their SEAC specific or joint meetings and getting it unanimously recommended by all the members present in the meeting.
2. SEIAA summarily rejects recommendation made in the joint meeting of SEAC-1 & SEAC-2 and advised both the SEACs to submit their reports, independently and EC-wise as desired by SEIAA in their meeting no. 615 and reproduced above.
3. MoM of this meeting be sent to Chairman & MS of SEAC-1 and SEAC-2 with the direction that it should be brought to the notice of all the members of both the SEACs.

**Agenda B- Minutes of 668<sup>th</sup> SEAC-2 Meeting Dated 27/06/2022**

**1. Sand/Morrum Mining for Production capacity of 2,24,000 cu.m./Year at Village Hardauli, Tehsil: Ghatampur, District: Kanpur Nagar, Shri Imran Hasan Siddiqui, M/s Sarang Infratech., Area 14.0 ha. File No. 6300/Proposal No. SIA/UP/MIN/ 62646/2021**

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-2 and grant EC to the said project along with all the general and specific conditions as suggested by SEAC-2 adding following specific 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. In the absence of replenishment study, in compliance of Hon'ble NGT Order dated 06.05.2022 initially the EC will be operational till 31.12.2022. Permissible quantity and area shall be strictly limited to quantity and area mentioned in Lol or mining plan, whichever is lesser, and maximum mineable depth will be limited to as approved in the mining plan.
3. For subsequent years, Project Proponent shall submit fresh annual replenishment study to SEIAA, UP for amendment in EC for mineable quantity and maximum permissible depth for mining based on scientific findings of replenishment study. Such study shall be placed before SLAC for appraisal for next three years to assess rate of deposition and accordingly, mineable production capacity and depth can be prescribed based on trends analysis, provided it is found scientifically satisfactory by the SEAC. The placing of the study report SEAC is mandatory for initial three years.
4. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
5. 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.





6. 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.
  7. 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.
  8. 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 14,000 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.
  9. 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 70 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.
  10. 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.
  11. 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, Gol, Lucknow.
2. **Installation of Clinker Grinding Unit with Cement Production Capacity of 2.0 MTPA and D.G. Sets of 1.5 MW at Village: Dhauha, Pargana: Sakteshgarh, Tehsil: Chunar, District: Mirzapur., Shri Bipin Agarwal, M/s Eco Plus Cement Chunar Pvt. Ltd., File No. 5712/Proposal No. SIA/UP/IND/ 54294/2020**
- In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-2 and grant EC to the said project along with general and specific conditions as suggested by SEAC-2:-
1. Project proponent to submit land conversion documents within 03 months.
  2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.



**3. Production of MS Billets/Ingot 118800 MT/year through Induction Furnace Route at Khasra No.- 530, 7th Km Stone, Bhopa Raod, District- Muzaffarnagar, M/s Shree Sidhballi Steels Pvt. Ltd., M/s Shree Sidhballi Steels Pvt. Ltd., File No. 7117/6358 /Proposal No. SIA/UP/IND/ 274528/2022**

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-2 and grant EC to the said project along with all the general and specific conditions as suggested by SEAC-2. In addition to the conditions imposed by SEAC-2, the SEIAA added following additional specific conditions:-

1. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
2. The project proponent shall obtain the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 before the start of work.
3. 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.
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.

**4. Sand Mining from river bed of Ganga, at Khand No. 24, at Village –Khadsara to Ravanika & Chhivaiyakhas, Tehsil- Karchhana / Phulpur , District- Prayagraj, Shri Babban Singh, Area- 4.0 ha., File No. 7133/Proposal No. SIA/UP/MIN/276368/2022**

SEIAA took note of the comments of SEAC-2.

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

SEIAA noted that SEAC-2 has recommended to grant EC to the above project. SEIAA gone through file and documents and found that DSR related documents is not present in the file as well as in the presentation made by PP / consultant. Hence SEIAA opined that the above project shall be referred back to SEAC-2 for review.

**6. Stone (Sandstone) Mining at Araj/ Gata No.-432, Village– Devri kalan, TehsilMadihan, District–Mirzapur, Mr. Rajendra Prasad Tiwari, Area 1.212 ha, File No. 7137/Proposal No. SIA/UP/MIN/276760/2022**

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-2 and grant EC to the said 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 bodles 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, Gol, 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.
7. Sand/ Morrum Mining at Khasra No./Gata No. 61 to 69, 86 to 92, 93 Mi, 94 Mi, 98 Mi, 99 Mi, Village-Gadhiva Majhgawan, Tehsil-Khaga, District-Fatehpur., Shri Anuruddha Kumar Tiwari, M/s Tesmas Treading Pvt. Ltd.. Area: 25 ha., File No. 5728/Proposal No. SIA/UP/MIN/ 54660/2020

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-2 and grant EC to the said project along with all the general and specific conditions as suggested by SEAC-2 adding following specific 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. In the absence of replenishment study, In compliance of Hon'ble NGT Order dated 06.05.2022 initially the LC will be operational till 31.12.2022. Permissible quantity and area shall be strictly limited to quantity and area mentioned in Lol or mining plan, whichever is lesser, and maximum mineable depth will be limited to as approved in the mining plan.
3. For subsequent years, Project Proponent shall submit fresh annual replenishment study to SEIAA, UP for amendment in EC for mineable quantity and maximum permissible depth for mining based on scientific findings of replenishment study. Such study shall be placed before SEAC for appraisal for next three years to assess rate of deposition and accordingly, mineable production capacity and depth can be prescribed based on trends analysis, provided it is found scientifically satisfactory by the SEAC. The placing of the study report SEAC is mandatory for initial three years.



4. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
  5. 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.
  6. 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.
  7. 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.
  8. 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 25,000 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.
  9. 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 125 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.
  10. 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
  11. 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.
8. "Sand/Morrum" at Gata No.- 332/17, Part of 333/7, 431/333/1, (Khand No.- 06), Village- Marauli Khandar, Tehsil- Banda, District- Banda, U.P., Shri Durga Prasad Tripathi, Director, M/s Think Home Infrabuild Pvt. Ltd., Area -23.00 ha, File No. 5298/4827/Proposal No. SIA/UP/MIN/ 47853/2019
- SEIAA took note of comments of SEAC-2.





9. Stone (Sand Stone) Mining at Gata No.-180/2, Village- Bhagautidei, Tehsil-Chunar, District- Mirzapur, U.P., Shri Mahusoodan Singh, M/s Maa Vindhyavasini Construction, Area -1.21 ha., File No. 6123/Proposal No. SIA/UP/MIN/59848/2021

SEIAA took note of comments of SEAC-2.

**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**