

Minutes of the 757th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 14-09-2023

The meeting of 757th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 14.09.2023 the Directorate of Environment. The following were present in the meeting:-

1. Smt. Mamta Sanjeev Dubey
2. Shri Paras Nath
3. Shri Ajay Kumar Sharma

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

General discussion –

1. SEIAA noted that SEAC imposes the following condition in its MoM:-

- Project proponent has committed to plant (as per the project) number of trees/hectare. The project proponent/consultant if desires may approach to concerned District Forest Authority to plant (as per the project) trees/ha on a land available to the Forest Department. The project proponent will deposit the required amount for this entire plantation work (including its maintenance and security) to the Forest Department.

SEIAA opined that SEAC may replace this condition as:-

- 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 District plantation committee, for planting at least (as per the project) plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provisions 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.

Further SEIAA opined that Government should be advised to create a "Green Fund" in Department of Forest for contribution by project proponent requiring EC in state regarding plantation required respective to their project.

2. SEIAA noted that MoEFCC circular dated 06.05.2022 states that "Green Field" mining project can be issued Standard ToR. Hence to reduce the time taken in granting EC Mining Department U.P. is suggested to include information regarding green field/brown field project while issuing Lol.
3. DGM is required to include information regarding green field/brown field project while issuing Lol so that compliance of earlier EC can be ensured.
4. SEIAA noted that as per MoEFCC notification S.O. 141(E) dated 15th January, 2016:-

The mining of minor minerals is mostly in clusters. The Environment Impact Assessment or Environment Management Plan are required to be prepared for the

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entire cluster. The Environment Impact Assessment or Environment Management Plan shall be prepared by the State or State nominated Agency or group of project proponents in the Cluster or the project proponent in the cluster.

Hence Mining Department U.P. is suggested to conduct Environment Impact Assessment or Environment Management Plan for clusters in the State to reduce time taken to grant EC to individual lease area.

5. SEIAA opined that explosives used in stone mining are as per DGMS specifications or not should be periodically checked by Mining Department U.P.

SEIAA opined that for point no. 1 shall be communicated to SEAC 1&2 and for point no.2, 3, 4,5 a letter in this reference should be send to Mining Department U.P.

Agenda – A- Minutes of 775th SEAC-2 Meeting Dated 18/08/2023

1. Expansion of 65 KLD Grain Based Ethanol] of Existing Distillery Unit at 9 th Km, Modinagar-Hapur Road, Village Bhojpur, Tehsil Modinagar, Dist. Ghaziabad, Shri J P Gupta, M/s Ghaziabad Organics Limited, File No. 7810/ Proposal No. SIA/UP/IND2/427013/2023.

SEIAA opined that the project proponent should apply at MoEFCC as per Notification no. S.O. 2339(E), dated 16/06/2021.

2. Riverbed Morrum Mining Project from Yamuna River at Gata No.- 649 to 659 (Khand No.- 10/10 to 10/13), Village- Kataiya, Tehsil - Chail, District - Kaushambi, Area- 20.0 ha., File No. 7738/7290/ Proposal No. SIA/UP/MIN/423562/2023.

SEIAA noted the comments of SEAC.

3. Building Stone (Sand Stone) Mine at Gata No 708 J, Village- Chandlevakalan, Tehsil- Sadar, District- Mirzapur, Shri Devendra Pratap Singh, Area- 1.153 ha, File No. 7816/ Proposal No. SIA/UP/MIN/427467/2023

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 adding following conditions:-

- 1- 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:-
- 2- 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.
- 3- 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.
- 4- 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

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mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.

- 5- 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.
- 6- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 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 district plantation committee, 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.
- 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 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.
- 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.
- 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.



4. **"Ordinary Soil Excavation Project" at Gata No. 94, 95, 97, 98, 99, Village- Manpur Mujaffarpur, Tehsil-Kanth, District-Moradabad, Shri Pradip Kumar, Area: 1.0920 Ha., File No. 8026/ Proposal No. SIA/UP/MIN/434684/2023.**

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 adding following conditions:-

- 1- 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:-
- 2- 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.
- 3- 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.
- 4- 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.
- 5- 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.
- 6- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 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 district plantation committee, 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.
- 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 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.

- 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.

5. Building Sand stone, Mining project at Gata No-21/2 Village-Latifpur, Tehsil-Chunar, District-Mirzapur, Shri Ras Bihari Singh, Area: 1.618 Ha., File No. 8020/7346/ Proposal No. SIA/UP/MIN/435033/2023.

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022 (Except Sand mining) 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 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- Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
- 3- 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.
- 4- 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.
- 5- 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.
- 6- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 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 district plantation committee, 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.



- 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 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.
 - 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.
 - 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. "Ordinary Soil Excavation Project" at Gata No.- 141, 410, 458, 476, 269, 481, Village-Saheriya, Tehsil- Nawabganj, District-Barabanki, U.P., Shri Anshumaan Mazumdar, Area: 0.8560 Ha., File No. 8024/ Proposal No. SIA/UP/MIN/435220/2023.
- SEIAA noted that SEAC has recommended to grant EC to the above project SEIAA gone through file and documents and found that KML of all Gatas has not been submitted. Hence SEIAA opined that project proponent shall submit the same.
7. Building stone "Khandas-Boulder /Gitti-Ballast Mining Project" at Gata No - 643 (Khand No - 19), Village: Goramachiya, Tehsil: Sadar, District: Jhansi, Shri Mayur Agarwal, Area: 2.023 Ha., File No. 8028/6045/ Proposal No. SIA/UP/MIN/435270/2023.

SEIAA agreed with the recommendations of SEAC to close/delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal.

8. Building Stone Gitti/ Khanda/Boulder, Mine Araj No.- 339 (khand No.- 03 old, New 36) Village –Daharra, Tehsil & District – Mahoba, Smt. Sunita Singh, Area- 1.214 ha., File No. 8030/7307/ Proposal No. SIA/UP/MIN/435350/2023.

SEIAA noted that SEAC has recommended to grant EC to the above project SEIAA gone through file and documents and found that KML of all Gatas has not been submitted. Hence SEIAA opined that project proponent shall submit the same.

9. Botaha Ordinary Sand Mining project at Gata No.- 676 मि०, 677 मि०, 678 मि०, 682 मि०, 683 मि०, 777, 776 मि०, 775 मि०, 774 मि०, 688 मि०, 689 मि०, 690 मि०, 770 मि०, 769 मि०, 768 मि०, 767 मि०, 772, 771, 766 मि०, 773 मि०, 778 मि० Village- Botaha, Tehsil- Ghanghata, District: Sant Kabir Nagar, Shri Angad Vishwakarma, Area: 10.585 ha., File No. 8036/7293/ Proposal No. SIA/UP/MIN/436034/2023.

SEIAA noted the comments of SEAC.

10. Revision & Expansion of Group Housing Project "Vilaasa" C1/C2, mahaluxmi Metro Tower, Sector 4, Vaishali, Ghaziabad, Yamuna Bultech Private Limited, File No. 5506/4846/ Proposal No. SIA/UP/MIS/49785/2019.

SEIAA noted the above project has already been taken in its 638th meeting.

11. "Building Stone, Granite Khanda, Gitti, Boulder Deposit" located at Araj No.- 953 (Khand No. - 02), Village- Daharra, Tehsil- Sadar & District Mahoba, Shri Islam Uddin, Area 1.2140 Ha., File No. 7958/ Proposal No. SIA/UP/MIN/432269/2023.

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

- 1- Reclamation plan and action taken report till date shall be submitted along with EIA.
- 2- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.
- 3- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 4- 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.
- 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 6- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 7- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 8- KML file for the area and mining lease area should be provided.
- 9- 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.
- 10- 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.



- 11- 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.
- 12- 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.
- 13- 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.
- 14- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 15- 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, 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.
- 16- 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.
- 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- 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.
- 19- 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.



- 20- 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.

12. "Sand/Morrum Mine" at Gata No. 2558, 2563 (Khand No. 04), Village – Bandhauli, Tehsil - Orai & District – Jalaun, U.P., (Leased Area: 9.714 ha). File No. 7948/ Proposal No. SIA/UP/MIN/430448/2023.

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

- 1- Latest KML of the area shall be submitted along with EIA.
- 2- Proposed production per annum shall be as per approved replenishment study report.
- 3- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.
- 4- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 5- 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.
- 6- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 7- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 8- KML file for the area and mining lease area should be provided.
- 9- 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.
- 10- 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.
- 11- 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.
- 12- 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.
- 13- 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.
- 14- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 15- 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.
- 16- 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 district plantation committee, 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.
- 17- 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.
- 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 / 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.


13. "Imarati Patthar Sandstone (Khanda / Gitti / Boulder /Stone Dust)" Mine at Arazi/Gata No.- 703, Village- Bhagauti Dei, Tehsil- Chunar, District- Mirzapur, Shri Dharendra Kumar Singh, Area- 2.023 Ha., File No. 8034/ Proposal No. SIA/UP/MIN/435455/2023

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

- 1- Reclamation plan and action taken report till date shall be submitted along with EIA.
- 2- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.
- 3- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 4- 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.
- 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
 - 6- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
 - 7- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
 - 8- KML file for the area and mining lease area should be provided.
 - 9- 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.
 - 10- 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.
 - 11- 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.
 - 12- 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.
 - 13- 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.
 - 14- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
 - 15- 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 district plantation committee, 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.
 - 16- 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.



- 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- 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.
 - 19- 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.
 - 20- 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.
14. "Building Stone (Granite) Khanda, Boulder, Ballast (Gitty) Mining Project", Arazi No. 2441, 2442, Village- Pahra, Tehsil- Sadar, District- Mahoba (U.P.) Smt. Sarita Yadav, Area- 1.214 Ha., File No. 8032/ Proposal No. SIA/UP/MIN/435234/2023.

SEIAA noted that SEAC has recommended to grant ToR to the above project. SEIAA gone through file and documents and found that in KML submitted part of polygon is shown in Madhya Pradesh. Hence SEIAA opined to refer back the project to SEAC.

15. "Riverbed Ordinary Sand Mining" along riverbed of Yamuna river at Gata No.- 8, 9, 10, 11, 12 and 22mi, khand-1, at Village- Khartla Katri, Tehsil Bhognipur, District- Kanpur Dehat, Shri Vijay Prakash Gupta, M/s Maa Vaishno Rice Mill, Area - 17.90 ha., File No. 8022/ Proposal No. SIA/UP/MIN/435206/2023.

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

- 1- Proposed production per annum shall be as per approved replenishment study report.
- 2- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.
- 3- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 4- 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.
- 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 6- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 7- KML file for the area and mining lease area should be provided.



- 8- 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.
- 9- 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.
- 10- 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.
- 11- 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.
- 12- 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, Gol, 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.
- 13- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 14- 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.
- 15- 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 district plantation committee, for planting at least 18,000 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.
- 16- In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepare a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 90 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.
- 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 / 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.

16. Discussion of factual report received from District Magistrate, Aligarh vide letter no. 964/DLRC, dated 28/06/2023 regarding proposal no. SIA/UP/MIN/427913/2023, File No. 7838.

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

- 1- Proposed production per annum shall be as per approved replenishment study report.
- 2- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.
- 3- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 4- 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.
- 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 6- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 7- KML file for the area and mining lease area should be provided.
- 8- 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.
- 9- 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.
- 10- 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.
- 11- 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.

- 12- 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, Gol, 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.
- 13- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 14- 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.
- 15- 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 district plantation committee, for planting at least 16,000 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.
- 16- 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 80 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.
- 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 / 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.

Minutes of 776th SEAC-1 Meeting Dated 22/08/2023

1. **Group Housing Project "Celeste Towers" at Plot No.-A-60, Sector- 33, Noida, District- Gautam Buddha Nagar, Shri Sanjeev Srivastva, M/s Assotech Ltd., 7814/ Proposal No. File No. SIA/UP/INFRA2/427247/2023.**

SEIAA agreed with the recommendations of SEAC to close/delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal.



2. Common Bio-medical Waste Treatment Facility (CBWTF) at Khasra No.- 925 & 1612 at Gram/Village -Rasulpur, Pargana- Salon, Tehsil- Unchahar, District- Raebareli, Shri Hari Om Sharan Dwivedi, M/s Ferrosang Enviro Solutions Private Limited (FESPL), File No. 7994/7637/ Proposal No. SIA/UP/INFRA2/433652/2023.

SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through file and documents and found that Gap analysis report from UPPCB and recommendation letter of CMO Raebareli dated 22.08.2023 as mentioned in MoM is not present in the file, presentation submitted or online application. Land conversion from agricultural to non-agricultural land documents should be submitted. Relevance of mentioning of Bam Dev letter regarding CBWTF in Banda, in the MoM is not clear.

3. Residential and nonresidential buildings of police line Amethi, at Village-Pachehri, Tehsil- Gauriganj, District- Amethi, Shri Anand Sharma., File No. 8059/ Proposal No. SIA/UP/INFRA2/438873/2023.

SEIAA noted the comments of SEAC.

4. Police Line (Residential & Non-Residential) Project at Village- Zoya, Tehsil & District- Amroha, Shri Hansha Datt Pant, M/s Superintendent Of Police Amroha., File No. 8053/ Proposal No. SIA/UP/INFRA2/439463/2023.

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

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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. 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.
- 11- Provision for charging of electric vehicles as per the guidelines of GoI /GoUP should be submitted within the next 3 months.
- 12- 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.
- 13- 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.

5. Commercial Project "Lotus Nikko Hotel & Convention Centre Unit" On Plot No: 1, Circuit House Road, Padleygunj, Gorakhpur, Lajpat Rai., File No. 8057/ Proposal No. SIA/UP/INFRA2/439572/2023.

SEIAA noted the comments of SEAC.

6. Ordinary Sand Mining Project, 03, Village – Naubarar 1881 Mo. Belsipah, Tehsil – Sadar & District – Ballia, Jayprakash Rai, Area 5.0 Ha., File No. 7856/ Proposal No. SIA/UP/MIN/428367/2023.

In light of discussion held in 731st SEAC meeting and 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 but EC to be issued only after submission of legible khasara map with geo-coordinates, adding following specific conditions:-

- 1- 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.
- 2- 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.
- 3- 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.



- 4- 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.
- 5- 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.
- 6- 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 or district plantation committee, for planting at least 5,000 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.
- 7- 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 25 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.
- 8- 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.
- 9- 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.

7. "Ordinary Earth Mining" Project at Gata No.- 07, 223 & 199 Mi, Village- Badi, Pargana-Badi, Tehsil- Sidhauli, District-Sitapur, Shri Dhirendra Pratap Singh, Area - 0.403 ha., File No. 8039/ Proposal No. SIA/UP/MIN/435484/2023.

SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through file and documents and found that KML for all the gatas and notarized copy of agreement between the lease holder and all land owners has not been submitted. Hence SEIAA opined to refer back the project to SEAC to review the case in light of the above.

8. "Ordinary Soil Excavation Project" at Gata No.-1250, 1251Gha, 1252Kha, 1253Kha, 1305Ka,1306, 1318, 1307, Village-Sarsanda, Tehsil- Sadar, District-Lucknow, Shri Dileep, Area: 1.7920 Ha., File No. 8043/ Proposal No. SIA/UP/MIN/439315/2023.

SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through file and documents and found that KML for all the gatas and notarized copy of agreement between the lease holder and all land owners has not been submitted. Hence SEIAA opined to refer back the project to SEAC to review the case in light of the above.

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9. Building stone Sand Stone Mining project at Gata No.- 626, Sl. No.- 19, Village- Bhulli, Tehsil- Chunar, District: Mirzapur, Smt Gangajali Devi, Area: 0.8090 ha., File No. 8047/7124/ Proposal No. SIA/UP/MIN/439329/2023.

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 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- Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
- 3- 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.
- 4- 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.
- 5- 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.
- 6- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 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 or district plantation committee, for planting at least 1,000 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 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.
- 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.
- 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.

10. Building stone/Sand Stone Mine at Arazi No. - 360 (Sl. No. 10), Village- Adhwar, Tehsil- Chunar, District- Mirzapur, Shri Ishtiyag Ahmed, Area 1.01 ha., File No. 8055/ 7012/ Proposal No. SIA/UP/MIN/439540/2023.

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 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- Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
- 3- 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.
- 4- 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.
- 5- 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.
- 6- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 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 or district plantation committee, 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.
 - 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 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.
 - 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.
 - 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.
- 11. Group Housing Project at GH-F2, Jaypee Green Sports City, SDZ, Sector-25, YEIDA Area, District-Gautam Buddha Nagar, Shri Mushir Ahmad., File No. 2047/ Proposal No. SIA/UP/MIS/301685/2023.**

SEIAA agreed with the recommendations of SEAC to close/delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal.



12. Ordinary Sand Mining project at Gata No.-18,19,20,21,22Mi and 13, Khand No.- 04, Village- Khartala Katari, Tehsil- Bhognipur, District: Kanpur Dehat, Smt Deepti Gupta, Area: 9.8 ha., File No. 8041/ Proposal No. SIA/UP/MIN/439310/2023

SEIAA agreed with the recommendations of SEAC to close/delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal.

13. Mining of Sand/Morrum Khand No. - 25/25, Village: IchoraJitkari, Tehsil-Sarila, District-Hamirpur, Dinesh Agrawal, Area 17.260 Ha., File No. 7873/ Proposal No. SIA/UP/MIN/428748/2023.

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

- 1- Proposed production per annum shall be as per approved replenishment study report.
- 2- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.
- 3- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 4- 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.
- 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 6- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 7- KML file for the area and mining lease area should be provided.
- 8- 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.
- 9- 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.
- 10- 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.
- 11- 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.
- 12- 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.
- 13- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 14- 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.
- 15- 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 18,000 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.
- 16- 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 90 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.
- 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- 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.
- 19- 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. Building stone Sand Stone Mine at Gata No. - 428, Sl. No.- 17, Village- Dhuriya, Tehsil- Chunar, District- Mirzapur, Shri Arvind Kumar Maurya, Area- 1.01 ha., File No. 8049/ Proposal No. SIA/UP/MIN/439362/2023.**

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

- 1- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.



- 2- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 3- 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.
- 4- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 5- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 6- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 7- KML file for the area and mining lease area should be provided.
- 8- 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.
- 9- 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.
- 10- 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.
- 11- 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.
- 12- 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.
- 13- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 14- 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.

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- 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- 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.
- 17- 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.
- 18- 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.
- 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.

15. Expansion of "Prateek Grand City" at Plot No.- 04/ B.S. 1 & 5, Siddharth Vihar, District- Ghaziabad, U.P., Shri Ajay Ghai, M/s Prateek Realtors India Pvt. Ltd., File No. 8045/ Proposal No. SIA/UP/INFRA2/439324/2023.

SEIAA agreed with the recommendation of SEAC to issue the additional ToR to the title proposal for conducting EIA studies. 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- Copy of all the analysis reports duly signed by analyst approved by NABL or MoEF&CC shall be annexed with the EIA report and original analysis reports should be presented at the time of presentation.
- 3- MOU signed between the project proponent and the consultant should be submitted.
- 4- 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 the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 and submit along with EIA.
- 5- Provision for charging of electric vehicles as per the guidelines of GoI / GoUP should be submitted.
- 6- 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.



16. Sand/Morrum Mine from Riverbed of Betwa River, Village- Ichchaura Jhitkari (Khand No. 25/2, Area-18.370 Ha.) Tehsil- Sarila, District- Hamirpur, Shri Tejinder Pal Singh Ghumman, M/s Digiana Industries., File No. 7986/ Proposal No. SIA/UP/MIN/433532/2023.

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

- 1- Proposed production per annum shall be as per approved replenishment study report.
- 2- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.
- 3- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 4- 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.
- 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 6- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 7- KML file for the area and mining lease area should be provided.
- 8- Status of leases granted/to be granted in various mining khand along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
- 9- 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.
- 10- 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.
- 11- 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.
- 12- 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.
- 13- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.

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- 14- 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.
- 15- 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 19,000 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.
- 16- 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 95 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.
- 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- 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.
- 19- 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.

Agenda – B- Reply / letter

- 1- **E mail- dated 05.09.2023 regarding EC letter for IT/ITES Project Max Digital Infotech Pvt Ltd .at Plot no-2 Sector - 140A, Noida, District- Gautam Budha Nagar, U.P, M/s Max Digi Infotech Pvt. Ltd. File no-4467.**

SEIAA noted that EC to the above project was granted in its 289th meeting dated 01.07.2019. In its 671th meeting dated 16.11.2022 SEIAA gone through the MoEF&CC Letter No. II/ENV/COMP/UP/14/90/159 dated 12/10/2022 and opined that EC issued vide letter no. 152/parya/SEAC/4467/2019 dated 16.07.2019 be kept in abeyance till further order. Issue show cause notice to the project proponent along with the copy of the said letter asking them to submit their reply letter by dated 15.12.2022 clearly explaining as to why EC issued to them vide letter no. 152/parya/SEAC/ 4467/2019 dated 16.07.2019 should not be cancelled. In its 689th meeting SEIAA gone through the reply/letter of the project proponent dated 28.12.2022 regarding the above subject and the project proponent was given opportunity for presentation along with the consultant on



03.01.2023 and found that the information provided was as per EIA notification, 2006 (as amended) and hence SEIAA opined that EC issued to M/s Max-Digi vide letter dated 152/parya/SEAC/4467/ 2019 dated 16.07.2019 will remain operational.

- 2- Hon'ble NGT Order dated 11.08.2023 in O.A. no. 774/2022 Gaurav Garg Vs. Union of India & Ors. And MA no. 63/2023 regarding Existing Common Bio-Medical Waste Treatment Facility at Subharti Medical College Campus, Subharti Puram, Meerut, Shri Neeraj Aggarwal, M/s Synergy Waste Management Pvt. Ltd., File No. 7761/ Proposal No. SIA/UP/INFRA2/424451/2023.

SEIAA noted that Hon'ble NGT Order dated 11.08.2023 states that:-

... Since the matter is pending before SEIAA, UP thus, the SEIAA is directed to dispose of the application of the applicant as early as possible say within 30 days. In case of absence of any member, the SEIAA may take suitable action and to dispose of the application within the time frame...

SEIAA noted that the above project was taken in its 737th meeting in which SEIAA noted that SEAC has recommended to grant ToR to the above project. SEIAA gone through file and documents and opined that the project proponent shall submit authorization for 150 km radius coverage, ground water permission, details of 4788 health care unit like districts, no. of beds etc., only site coordinate given, geo-coordinate of the area should be submitted. The project proponent has submitted his reply vide letter dated 28.06.2023. SEIAA also gone through the letter dated 21.08.2023 of Shri Vijay Kumar, Delhi and Shri and Rajeev Shinghal letter dated 13.06.2023 regarding the complaint of the above project along with letter of GoUP no. 631/81-6-2022 dated 28.06.2023. Hence SEIAA opined that the complaint received, letter of project proponent dated 28.06.2023 and letter dated 28.06.2023 shall be referred to SEAC to review the case in light of NGT judgment dated 31.07.2023 in O.A. no. 622 of 2022.

- 3- "Ordinary Soil Excavation" Project at Gata No.- 1581, 1583, 1578 & 1507, Village-Akrauli, Tehsil- Chandausi & District- Sambhal, Shri Phool Prakash, Area- 2.248 Ha., 7783/SIA/ UP/MIN/426095/2023.

SEIAA gone through the letter dated 01.09.2023 of the project proponent regarding extension of EC granted on 02.06.2023 for 10 days due to hindrance in transportation route because of festivals. SEIAA opined that the above letter shall be sent to SEAC for necessary action.

- 4- (i) Expansion of Group Housing Project "The Vasundhara Grand" at Plot no. 15/Commercial-02, Vasundhara, District- Ghaziabad, Uttar Pradesh, M/s Nandini Build Home Consortium Pvt. Ltd, File No. 7207/Proposal No. SIA/UP/MIS/781413/2022
(ii) Letter of GoUP dated 19.06.2023 regarding complaint dated 13.06.2023 of Shri Arvind Rai of the above project.

i. SEIAA noted that the above project was taken in its 655th meeting in which SEIAA opined that:-

- PP / consultant to submit compliance report through IRO, MoEFCC, GoI, Lucknow of existing EC, if any, granted to the project
- PP / consultant to submit compliance report through UPPCB of existing CtE and CtO.
- PP to submit details of expenditure made beyond the sanctioned EC, if any, issued / verified either by UP RERA or UP Housing and Development Board or GDA or any other competent Government body in light of MoEFCC, GoI OM OM dated

07.07.2022. SEAC-1 to examine the document and submit their recommendation to SEIAA.

- d) PP / consultant to submit point-wise compliance, in a tabular form, of MoEFCC, GoI OM no. 22-21/2020-IA.III dated 07.07.2021 (SoP for identification and handling of violation cases under EIA Notification 2006).

The project proponent has submitted his reply vide undated letter received in office on 13.06.2023 along with cost estimation certificate by Chartered Engineer and CCR from IRO, MoEFCC

SEIAA agreed with the recommendation of SEAC to issue ToR to the above project adding following points:-

1. Penalty of Rs. 9,11,750/- (Rupees Nine lakhs eleven thousands seven hundred and fifty only) (1% of total project cost incurred as per chartered Engineer certificate) has to be deposited on project proponent which with UPPCB before filling of EIA Report.
2. Further, SEIAA added that without prejudice to any other consequences, action to be initiated u/s 15 read with section-19 of EPA, 1986 against the PP and Project to be closed until EC is granted.
3. The State Government/SPCB to take action against the project proponent under the provisions of the Environment (Protection) Act, 1986, and further no consent to operate to be issued till the project is granted EC.
4. Direction to be issued under section 5 of the Environment (Protection) Act, 1986 to stop the violating activities till the EC is obtained.
5. The project proponent shall be required to submit a bank guarantee equivalent to the amount of remediation plan and natural and community resource augmentation plan with the SPCB prior to the grant of EC. The quantum shall be recommended by the EAC and finalized by the regulatory authority. The bank guarantee shall be released after successful implementation of the EMP, followed by recommendations of the EAC and approval of the regulatory authority.
6. Assessment of ecological damage with respect to air, water, land and other environmental attributes. The collection and analysis of data shall be done by an environmental laboratory duly notified under the Environment (Protection) Act, 1986, or an environmental laboratory accredited by NABL, or a laboratory of a Council of Scientific and Industrial Research (CSIR).
7. Preparation of EMP comprising remediation plan and natural and community resource augmentation plan corresponding to the ecological damage assessed and economic benefits derived due to violation.
8. The remediation plan and the natural and community resource augmentation plan to be prepared as an independent chapter (13) in the EIA report by the accredited consultants.
9. Budget of remediation plan and natural and community resource augmentation plan corresponding to the ecological damage shall be completed within three years and to be prepared accordingly.
10. All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
11. Copy of all the analysis reports duly signed by analyst approved by NABL or MoEF&CC shall be annexed with the EIA report and original analysis reports should be presented at the time of presentation.
12. MOU signed between the project proponent and the consultant should be submitted.



13. 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 the forest clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 and submit along with EIA.
 14. Provision for charging of electric vehicles as per the guidelines of GoI / GoUP should be submitted.
 15. SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
 16. A letter shall be send to DM Ghaziabad, VC GDA and MS, SPCB to ensure that no construction is started until valid EC is obtained and in case construction has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.
- ii. SEIAA opined that the complaint of Shri Arvind Rai dated 13.06.2023 shall be refer back to SEAC for necessary action.

Nodal Officer

SEIAA, UP

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



(Smt. Mamta Sanjeev Dubey)
Chairman
SEIAA

(Ajay Kumar Sharma)
Member-Secretary
SEIAA

(Paras Nath)
Member
SEIAA