

State Level Environment Impact Assessment Authority, Uttar Pradesh

Directorate of Environment, U.P.

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

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

E-mail : doeupko@yahoo.com

Website : www.seiaaup.com

Minutes of the 584th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 18.04.2022

The meeting of 584th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 18.04.2022 at the Directorate of Environment. The following were present in the meeting:-

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

Nodal Officer SEIAA informed that agenda is prepared by Secretariat and approved by MS SEIAA which is hereby put up for the consideration of SEIAA and placed files and documents related to below mentioned projects before SEIAA.

Agenda:A:-Minutes of 635th SEAC-1 Meeting Dated 09/03/2022

1. **Granite Dimensional Stone Mining at Arajai No- 132, 133 (Khand -01), Village Kala Pahar, Tehsil & Distt. Lalitpur, Shri Ravaraja, Area 1.072 Ha., File No. 6884/Proposal No. SIA/UP/MIN/71261/2022**

Decision on with drawl application be taken as per the procedure laid down by MoEFCC. Business rule is file should be placed up to the highest level at which this case was deliberated / decided upon before submission of with drawl application by PP/ consultant.

2. **Sport City Plot No. SC-02A Sector-27, Greater Noida, Tehsil-Noida., Shri Subhash Tanwar, M/s Ametek Buildtech India Private Limited, File No. 6885/Proposal No. SIA/UP/MIS/236709/2022**

SEAC-1 has informed that PP / consultant didn't appear for presentation. Project to be delisted and to be opened only after submission of written request by PP / consultant. Further, a reference be sent to DM, Gautam Budh Nagar; MS, SPCB; and CEO, Noida Development Authority that no work should take place without valid EC and in case work has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

3. **Stone (Gitti/Boulder/Khanda) Mining at Arajai No./Plot No.01, Khand No. G/1,Village-Gudgawa,Meja, Prayagraj, Smt. Sunita Singh, Area 2.024 ha., File No. 6168/Proposal No. SIA/UP/MIN/60447/202**

SEIAA opined that it is not evident either from the MoM of SEAC-1 or from the file of this project whether entire ToR has been addressed by PP / consultant while preparing

draft EIA-EMP report or not. Similarly it is not evident either from the MoM of SEAC-1 or from the file of this project whether issues raised during the PH have been addressed by PP / consultant while preparing final EIA-EMP report or not. Compliance of ToR and addressing issues raised during the PH need to be incorporated in draft EIA-EMP report. These are mandatory requirements as per EIA notification, 2006 and as amended time to time. PP / consultant is required to submit details, in tabular form or in any other form which SEAC-1 decides is appropriate for technical evaluation, as to how they have addressed above two important mile stones and SEAC-1 to deliberate on these two issues and submit their observations / recommendations for each issue separately. In the absence to SEAC-1 comments on these two mile stones, it is not possible for SEIAA to take a decision. SEIAA opined to refer back to SEAC-1.

4. Stone Khanda-Boulder/Gitti Mining at Gata No.455(Khand No.01), Vill. Pachobai, Tehsil-Moth, Jhansi., Shri Shivpal Singh.,Area 0.809 Ha., File No. 6886/Proposal No. SIA/UP/MIN/252213/2022

SEAC-1 has informed that PP / consultant didn't appear for presentation. Project to be delisted and to be opened only after submission of written request by PP / consultant. Further, a reference be sent to DM, Jhansi that no mining should take place without valid EC and in case mining has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

5. Stone (Khanda, Gitti, Boulder, Ballast & Red Morrum) Mining at Arazi No.288, Khand No.04, Village:Majhol, Tehsil:Charkhari, Mahoba, Shri Ganga Charan, M/s Siyarani Rajpoot Filling Station, Area: 0.809 Ha, File No. 6888/Proposal No. SIA/UP/MIN/71273/2022

SEAC-1 has informed that PP / consultant didn't appear for presentation. Project to be delisted and to be opened only after submission of written request by PP / consultant. Further, a reference be sent to DM, Mahoba that no mining should take place without valid EC and in case mining has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

6. Group Housing Complex at "Panchsheel Primrose" Khasra No.804, 805, 806, 807, 808, 809, 812, 813, 814, 815, 816, 817, 819, 820, 821, 838, 839, 840, 851 & 852, Village-Harsaon, NH-24, Ghaziabad. M/s Panchsheel Buildtech Pvt. Ltd., File No. 6889/Proposal No. SIA/UP/MIS/71285/2022

SEAC-1 has informed that PP / consultant didn't appear for presentation. Project to be delisted and to be opened only after submission of written request by PP / consultant. Further, a reference be sent to DM, Gautam Budh Nagar; MS, SPCB; and CEO, Noida Development Authority that no work should take place without valid EC and in case work has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

7. Stone Khanda, Boulders, Ballast (Gitti) Mining at Arazi No.- 989 (Khand No.- 04), Village-Makarbai, Tehsil- Sadar, District- Mahoba, Shri Anant Ram Shukla, Area- 0.809 ha., File No. 6890/Proposal No. SIA/UP/MIN/71313/2022

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



- 1- In mining plan the production for first year is 40,000m³ and for second year it is 11,880 m³ and no production has been shown/mentioned for subsequent years. While in mining plan approval letter the production is 40,000 m³ per year for 5 years. The PP should clarify the same at the time of EIA presentation.
- 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, 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- 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 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 below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.

- 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 5 ha. Funds for the same will be kept in a separate bank account and six-monthly implementation status will be presented by the Project Proponent before the nominated authority in the district.
 - 16- Number of mining projects are coming up in district. Department of Geology & Mines, GoUP to carry out regional EIA-EMP report including carrying capacity of environmental components to assess the capacity to further bear the pollution load for such areas within a period of 1 year and submit the same to SEIAA, UP for evaluation.
 - 17- Department of Geology & Mines, GoUP in consultation with UPSPCB will establish required number of CAAQMS in district within a period of one year and submit geo-referenced map of these stations along with data. Details of existing CAAQMS, if any, be submitted within a period of three months.
 - 18- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have addressed issues raised during public hearing and have incorporated the same in final EIA-EMP report. A presentation to this effect should be made before SEAC at the time of EIA-EMP presentation.
8. Expansion of TCS Noida ITSEZ Campus at Plot No.-1, Sector-157, Noida., M/s Tata Consultancy Services, File No. 6891/Proposal No. SIA/UP/MIS/71317/2022

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

- 1- Compliance of earlier EC should be submitted at the time of EIA presentation.
- 2- Building plan approved from Noida Development Authority and permission from AAI should be submitted at the time of EIA presentation.
- 3- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 4- 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.
- 5- MOU signed between the project proponent and the consultant should be submitted.
- 6- 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.
- 7- Public hearing shall be conducted as per EIA notification, 2006 (as amended).

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- 8- Provision for charging of electric vehicles as per the guidelines of GoI / GoUP should be submitted.
9. Ordinary Earth Mining at Araj/Gata No.- 1531 Ja & 1609 Ka, Village-Gauriya Kala, Tehsil-Mohanlalganj, Lucknow, U.P., Shri Kamal Kishor, 1.53 ha, File No. 6892/Proposal No. SIA/UP/MIN/251621/2022

SEIAA agreed to grant EC to the above project with all the general and specific conditions as suggested by the SEAC **but the EC will be issued only after the submission of legible agreement copy.** SEIAA replaced the specific condition regarding cluster certificate as "If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate" and adding following conditions:-

1. Validity period of this EC is 3 months from the date of issue as the Lol has been issued for a period of 3 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
2. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
3. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
4. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
5. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 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.
6. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 10 ha. Funds for the same will be kept in a separate bank account and six

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monthly compliance status will be presented by project proponent before the nominated authority in the District.

7. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
8. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, Gol, Lucknow.

10. Soil Excavation at Gata No. 1139 Mi, Village-Siras Kheda, Tehsil- Moradabad, District- Moradabad, Shri Ayush Bhedda, Area 0.9710 Ha., File No. 6893/Proposal No. SIA/UP/MIN/250913/2022

SEIAA noted that SEAC has recommended to grant EC to the above project SEIAA gone through file and documents and found that the purpose of soil mining has not been mentioned. Hence SEIAA opined to refer back the project to SEAC for comments.

**Assistant Nodal/Nodal Officer
SEIAA, UP**

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



**(Ajay Kumar Sharma)
Member-Secretary
SEIAA**

**(Paras Nath)
Member
SEIAA**

**(Dr. Rajiv Kumar Garg)
Chairman
SEIAA**