

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 : doeuplko@yahoo.com

Website : www.seiaaup.com

Minutes of the 571st Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 08.03.2022

The meeting of 571st State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 08.03.2022 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.

SEIAA observed that since long meetings of SEACs are taking place without the participation of MS, this is not a good practice and needs attention of Chairmen and MS, SEAC-1 & SEAC-2. A reference be sent to Chairman & MS, SEAC-1 & SEAC-2 to this effect.

General Discussion:-

An analysis of SEAC's meetings from meeting no 611 to 635 has revealed that out of 25 meetings, 17 have been heard by SEAC-1 and only 8 have been deliberated by SEAC-2. Further analysis revealed that few PP / consultants are managing to generate odd numbers for their proposals so that their proposals can be deliberated upon by SEAC-1. In order to curb this practice, it is decided that next 9 meetings, starting from meeting no. 636, will be conducted by SEAC-2 and all the projects having either odd or even numbers will be deliberated upon by SEAC-2. After these 9 meetings, projects will be allotted to SEAC-1 and SEAC-2 on alternate basis.

Agenda:A-Replies -

- 1- **Proposed Stone Mining at Gata No.-4949 Kha, Khand No.-05, Village- Billimarkundi, Tehsil-Obra, District-Sonbhadra, M/s Shri Mahadev Enterprise Area-5.880 ha. File No. 6399/Proposal No. SIA/UP/MIN/64123/2021**

SEIAA noted that the above project was taken in its 553rd meeting in which SEIAA noted that on one hand SEAC-I is seeking opinion from SEIAA and on the other hand they are evaluating the projects and recommending it for the grant of ToR which itself is a contradiction. In the light of above mentioned facts recommendation for grant of ToR made by SEAC-1 is not tenable. SEIAA also noted that comments from UPPCB are still awaited. Hence further action can be taken only after receiving comments from UPPCB.

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- 2- Proposed Stone Mining at Gata No.-7407Ka, Village-Billimarkundi, The.-Obra, District-Sonbhadra., M/s Mahakal Enterprises, Area-1.5300 ha. File No. 6400/Proposal No. SIA/UP/MIN/ 64121/2021

SEIAA noted that the above project was taken in its 553rd meeting in which SEIAA noted that on one hand SEAC-I is seeking opinion from SEIAA and on the other hand they are evaluating the projects and recommending it for the grant of ToR which itself is a contradiction. In the light of above mentioned facts recommendation for grant of ToR made by SEAC-1 is not tenable. SEIAA also noted that comments from UPPCB are still awaited. Hence further action can be taken only after receiving comments from UPPCB.

- 3- Proposed Project "IT Park" at Plot No.-2, Knowledge Park- III, Greater Noida., Shri Sahil Gupta, M/s Dhampur Alco-Chem Pvt. Ltd. File No. 6631/Proposal No. SIA/UP/MIS/ 234086/2021

SEIAA noted that the above project was taken in its 528th meeting in which SEIAA noted some existing data has been submitted by the project proponent. Hence SEIAA opined that the project proponent shall submit certified compliance report from IRO, MoEF&CC, Gol, Lucknow. The project proponent has submitted his reply vide letter dated 03.01.2022. SEIAA noted that certified compliance report from IRO, MoEF&CC, Gol, Lucknow has not been submitted yet. Hence SEIAA opined that project proponent shall submit certified compliance report from IRO, MoEF&CC, Gol, Lucknow.

- 4- Proposed Institutional Bennett University" at Plot No.- 8, 9, 10, & 11, Sector Techzone-II, Greater Noida., M/s Bennett Institute of Higher Education File NO. 5933/ Proposal No. SIA/UP/NCP/ 57279/2020

SEIAA noted that the above project was taken in its 537th meeting in which SEIAA opined that details of existing and proposed expansion for land use and total area should be given in a tabular form. The project proponent has submitted his reply vide letter dated 03.01.2022. After reviewing the reply SEIAA agreed with the recommendation of SEAC dated 02.12.2021 to grant the prior Environmental Clearance to the proposed project along with all the general and specific conditions as suggested by the SEAC. In addition to the conditions imposed by SEAC the 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.

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- 6- The project proponent shall ensure that waste water is properly treated in STP and maximum amount should be reused for gardening flushing system and washing etc. For reuse of water for irrigation sprinkler and drip irrigation system shall be installed and maintained for proper function. Part of the treated sewage, if discharged to sewer line, shall meet the prescribed standards for the discharge.
 - 7- Under any circumstances untreated sewage shall not be discharged to municipal sewer line.
 - 8- The project proponent will ensure that proper dust control arrangements are made during construction and proper display board is installed at the site to inform the public the steps taken to control air pollution as per the Construction and Demolition Waste Management Rules.
 - 9- The project proponent shall install micro solar power plants, toilets in nearby villages, public place or school from CER fund of the project for which E.C is granted in addition to and water harvesting pits and carbon sequestration parks / designed ecosystems.
 - 10- A certificate from Forest Department shall be obtained that no forest land is involved and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
 - 11- In compliance to Hon'ble Supreme Court order dated 13/01/2020 in IA no. 158128/2019 and 158129/2019 in Writ petition no. 13029/1985 (MC Mehta Vs GOI and others) anti-smog guns shall be installed to reduce dust during excavation.
 - 12- If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
 - 13- Provision for charging of electric vehicles as per the guidelines of GoI / GoUP should be submitted within the next 3 months.
- 5- Proposed Group Housing at Plot No 3, SP-03, Sector-3, Siddharth Vihar, Ghaziabad, U.P., M/s T and T Infra Developers Pvt. Ltd. File No. 6640/Proposal No. SIA/UP/MIS/ 232844/ 2021

SEIAA noted that the above project was taken in its 547th meeting in which SEIAA opined that project proponent shall submit documents related to STP water treatment from GDA/tank supplier/land documents. The project proponent has submitted his reply vide letter dated 10.01.2022. After reviewing the reply SEIAA opined that the reply is unsatisfactory and the required documents have not submitted. PP / consultant are directed to submit complete reply.

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Minutes of 624th SEAC-1 Meeting Dated 14/02/2022

1. Building Stone (Khanda, Boulder, Bailast (Gitti) & Pahadi Red Morram) at Gata No. - 841 Mi (Khand No.- 03), Village-Paswara, Tehsil-Mahoba, District-Mahoba, Shri Anil Kumar Singh, M/s APCO Infratech Pvt. Ltd., Area:4.0 File No. 6789/Proposal No. SIA/UP/MIN/70431/2021

The 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- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 2- The lease area its address and production per annum should match with as mentioned in DSR and Lol. In case there is any difference clarification/ amendment letter from competent authority shall be submitted along with EIA. EIA and public hearing shall be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.
- 3- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 4- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 5- KML file for the area and mining lease area should be provided.
- 6- Status of leases granted/to be granted in various mining khands along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
- 7- In case project proponent intends to temporarily store mined out material or any tools, equipment's or other material outside mine lease area then NOC from competent authority for doing so should be submitted and details of such area and associated Environmental impacts should be included in EIA-EMP report. This should also be clearly mentioned during public hearing.
- 8- Road network to be used by the project should be clearly shown on Survey of India toposheet in 1:50,000 scale. In case road network involves forest road, permission should be obtained from Forest Department and a copy of the same should be submitted at the time of appraisal of EIA-EMP report.
- 9- The project proponent should clearly spell out whether it is a green field or brown field project. In case it is a brown field project and -
 - (i) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
 - (ii) If the earlier and present lease holder are different then environmental footprint of the site and mitigation measures should be included in EIA-EMP report.
- 10- In case of expansion / renewal of earlier EC, following information should be submitted
 - a. Status of compliance of earlier EC conditions by Integrated Regional Office, MoEFCC, 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.

- 11- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 12- Replenishment study, duly approved by the competent authority for approving DSR for the district should be submitted.
- 13- Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 4,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.
- 14- In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 20 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
- 15- Number of mining projects are coming up in district. Department of Geology & Mines, GoUP to carry out regional EIA-EMP report including carrying capacity of environmental components to assess the capacity to further bear the pollution load for such areas within a period of 1 year and submit the same to SEIAA, UP for evaluation.
- 16- Department of Geology & Mines, GoUP in consultation with UPSPCB will establish required number of CAAQMS in district within a period of one year and submit geo-referenced map of these stations along with data. Details of existing CAAQMS, if any, be submitted within a period of three months.
- 17- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have addressed issues raised during public hearing and have incorporated the same in final EIA-EMP report.

2. Building Stone (Khanda, Boulder, Bailast (Gitti) & Pahadi Red Morram) at Gata No.-735 (Khand No.-07 New, 04 Old) Village-Daharra, Tehsil-Sadar, Mahoba, Shri Rasmeet Singh Malhotra & Shri Ravindra Singh Jaiwar., Area: 1.619 ha. File No. 6790/Proposal No. SIA/UP/MIN/ 70429/2021

The 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- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 2- The lease area its address and production per annum should match with as mentioned in DSR and Lol. In case there is any difference clarification/ amendment letter from competent authority shall be submitted along with EIA. EIA and public

- hearing shall be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.
- 3- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
 - 4- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
 - 5- KML file for the area and mining lease area should be provided.
 - 6- Status of leases granted/to be granted in various mining khands along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
 - 7- In case project proponent intends to temporarily store mined out material or any tools, equipment's or other material outside mine lease area then NOC from competent authority for doing so should be submitted and details of such area and associated Environmental impacts should be included in EIA-EMP report. This should also be clearly mentioned during public hearing.
 - 8- Road network to be used by the project should be clearly shown on Survey of India toposheet in 1:50,000 scale. In case road network involves forest road, permission should be obtained from Forest Department and a copy of the same should be submitted at the time of appraisal of EIA-EMP report.
 - 9- The project proponent should clearly spell out whether it is a green field or brown field project. In case it is a brown field project and -
 - (i) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
 - (ii) If the earlier and present lease holder are different then environmental footprint of the site and mitigation measures should be included in EIA-EMP report.
 - 10- In case of expansion / renewal of earlier EC, following information should be submitted
 - a. Status of compliance of earlier EC conditions by Integrated Regional Office, MoEFCC, GoI, Lucknow.
 - b. Copy of CTE and CTO issued by SPCB.
 - c. Status of submission of six-monthly compliance report to EC granted earlier
 - d. Court cases, if any.
 - 11- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
 - 12- Replenishment study, duly approved by the competent authority for approving DSR for the district should be submitted.
 - 13- Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.

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- 14- In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 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.
 - 15- Number of mining projects are coming up in district. Department of Geology & Mines, GoUP to carry out regional EIA-EMP report including carrying capacity of environmental components to assess the capacity to further bear the pollution load for such areas within a period of 1 year and submit the same to SEIAA, UP for evaluation.
 - 16- Department of Geology & Mines, GoUP in consultation with UPSPCB will establish required number of CAAQMS in district within a period of one year and submit geo-referenced map of these stations along with data. Details of existing CAAQMS, if any, be submitted within a period of three months.
 - 17- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have addressed issues raised during public hearing and have incorporated the same in final EIA-EMP report.
3. Building Stone (Khanda, Boulder Gitti) Sand Stone Mining at Araj No./Plot No./Gata No.-2098, Khand No.-41 and 43, at Village – Bhatauti, TehsilMeja, District- Prayagraj, Shri Ram Kesarwani, Area 4.048 ha.File No. 6791/Proposal No. SIA/UP/MIN/ 70453/2021
- The 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- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
 - 2- The lease area its address and production per annum should match with as mentioned in DSR and Lol. In case there is any difference clarification/ amendment letter from competent authority shall be submitted along with EIA. EIA and public hearing shall be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.
 - 3- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
 - 4- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
 - 5- KML file for the area and mining lease area should be provided.
 - 6- Status of leases granted/to be granted in various mining khands along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
 - 7- In case project proponent intends to temporarily store mined out material or any tools, equipment's or other material outside mine lease area then NOC from competent authority for doing so should be submitted and details of such area and

- associated Environmental impacts should be included in EIA-EMP report. This should also be clearly mentioned during public hearing.
- 8- Road network to be used by the project should be clearly shown on Survey of India toposheet in 1:50,000 scale. In case road network involves forest road, permission should be obtained from Forest Department and a copy of the same should be submitted at the time of appraisal of EIA-EMP report.
 - 9- The project proponent should clearly spell out whether it is a green field or brown field project. In case it is a brown field project and -
 - (i) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
 - (ii) If the earlier and present lease holder are different then environmental footprint of the site and mitigation measures should be included in EIA-EMP report.
 - 10- In case of expansion / renewal of earlier EC, following information should be submitted
 - a. Status of compliance of earlier EC conditions by Integrated Regional Office, MoEFCC, GoI, Lucknow.
 - b. Copy of CTE and CTO issued by SPCB.
 - c. Status of submission of six-monthly compliance report to EC granted earlier
 - d. Court cases, if any.
 - 11- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
 - 12- Replenishment study, duly approved by the competent authority for approving DSR for the district should be submitted.
 - 13- Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 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 below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.
 - 14- In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 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.
 - 15- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have addressed issues raised during public hearing and have incorporated the same in final EIA-EMP report.

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4. Soil Mining from Gata No.-98/1,100,60,22,24,59 Village MaholiyaVeeran, Tehsil Puwanya, Shahjahanpur, U.P., Shri Harsh Raj Tiwari, Area- 4.7337 ha.File No. 6792/Proposal No. SIA/UP/MIN/ 247071/2021

SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through file and documents and found that plan for soil conservation along with storage transport and reuse plan has not been submitted. SEIAA opined that the project proponent shall submit the above along with lease map having certified geo-coordinates.

5. Soil Excavation from Gata No.- 1679, 1683, 1684 Village- Aata, Tehsil & District- Unnao., Shri Sudheerurf Anuj Sharma, Area – 0.853 ha.File No. 6795/Proposal No. SIA/UP/MIN/ 243903/2021

SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through file and documents and found that gata no. for which application is made is different from gata no. for which geo-coordinates are given.

6. Ordinary Sand Mining at Gata No.- 293 & 307, Village- Rampur Dhamman, Tehsil- Tanda, Rampur. M/s Umar Goods Transport & Ent., Area : 1.0190 ha.File No. 6796/Proposal No. SIA/UP/MIN/ 245249/2021

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

1. EC is granted for a period of 6 months from the date of issue and after this period, EC will no longer be valid.
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 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.
7. Building Stone (Gitti/Boulder/Khanda) Mining at Khasra No./Gata No.-1, 522, Khand No. D.H./7, Village- Dharawal, Tehsil-Meja, Prayagraj, Shri Ravindra Kumar, M/s Jyoti Associates. Area 4.0480 ha. File No. 6797/Proposal No. SIA/UP/MIN/ 247281/2021

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

1. Validity period of this EC is co-terminus with the validity of current mine plan or current lease period whichever is earlier.
2. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
3. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.

4. Three tier green shelter belt of 7.5m width should be developed on the periphery of mine lease area. Local and native species should be planted in consultation with Forest/Horticulture Department/Agriculture University.
 5. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
 6. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
 7. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 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.
 8. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water 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.
 9. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
8. Soil Excavation at Gata No.- 91Mi, 92Mi, 94Mi Village-Faizullah Nagar, Tehsil-Thakurdwara, Moradabad, Shri Sameer Khan, M/s Verner Enviro India Pvt Ltd. Area:1.708 Ha. File No. 6798/Proposal No. SIA/UP/MIN/ 247231/2021

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

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1. Validity period of this EC is co-terminus with the validity of current mine plan or current lease period whichever is earlier.
 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 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.
9. Stone -Khanda, Boulder, Blastt (Gitti), [Granite] & Red Morrum Mining at Gata No. 199 (Khand - 04), Village- Naigawan, Tehsil- Sadar, Mahoba, Shri Rasmeet Singh Malhotra&ShriRavindra Singh Jaiwar, Area 4.0 Ha. File No. 6799/Proposal No. SIA/UP /MIN/70499/2021

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

- 1- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 2- The lease area its address and production per annum should match with as mentioned in DSR and Lol. In case there is any difference clarification/ amendment

letter from competent authority shall be submitted along with EIA. EIA and public hearing shall be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.


- 3- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 4- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 5- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 6- KML file for the area and mining lease area should be provided.
- 7- Status of leases granted/to be granted in various mining khands along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
- 8- In case project proponent intends to temporarily store mined out material or any tools, equipments or other material outside mine lease area then NOC from competent authority for doing so should be submitted and details of such area and associated Environmental impacts should be included in EIA-EMP report. This should also be clearly mentioned during public hearing.
- 9- Road network to be used by the project should be clearly shown on Survey of India toposheet in 1:50,000 scale. In case road network involves forest road, permission should be obtained from Forest Department and a copy of the same should be submitted at the time of appraisal of EIA-EMP report.
- 10- The project proponent should clearly spell out whether it is a green field or brown field project. In case it is a brown field project and -
 - (i) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
 - (ii) If the earlier and present lease holder are different then environmental footprint of the site and mitigation measures should be included in EIA-EMP report.
- 11- In case of expansion / renewal of earlier EC, following information should be submitted
 - a. Status of compliance of earlier EC conditions by Integrated Regional Office, MoEFCC, 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.
- 12- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 13- Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 4,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.

- 14- In consultation with District Environment Authority or an authority nominated by concerned DM, Project Proponent will prepare a conservation and management plan for the rejuvenation and management of water bodies having a total surface area of not less than 20 ha. Funds for the same will be kept in a separate bank account and six-monthly implementation status will be presented by the Project Proponent before the nominated authority in the district.
- 15- Number of mining projects are coming up in district. Department of Geology & Mines, GoUP to carry out regional EIA-EMP report including carrying capacity of environmental components to assess the capacity to further bear the pollution load for such areas within a period of 1 year and submit the same to SEIAA, UP for evaluation.
- 16- Department of Geology & Mines, GoUP in consultation with UPSPCB will establish required number of CAAQMS in district within a period of one year and submit geo-referenced map of these stations along with data. Details of existing CAAQMS, if any, be submitted within a period of three months.
- 17- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have addressed issues raised during public hearing and have incorporated the same in final EIA-EMP report.

10. Sand/Morrum Mining from Yamuna Riverbed, Khand No.-6, Gata No.-01 (Part), 02, 03, (Part), 2139, 2138, 2137 (Part), 2136 (Part) at Village-Jauharpur, Tehsil- Banda, District- Banda, U.P., Area-15.0 Ha., File No. 4572/Proposal No. SIA/UP/MIN/ 29933/2018

SEIAA noted the comments of SEAC that the committee discussed the matter in depth & gone through the file and presentation made by PP/Consultant and noted that the two Factual Reports dated 24.05.2019 and 07.04.2021 are available of same lease area. The SEAC-1 found that a completely mismatch/discrepancy in between two set of Factual Reports. The Committee opined that the District Magistrate Banda should take cognizance of all the points and provide the actual report based on scientific method. SEAC directed the Secretariat to send a letter to District Magistrate Banda in this regard for providing the report within 15 days. The committee also directed that a copy of the letter should be sent to Director, Geology and Mining Department, Lucknow, Uttar Pradesh and the project proponent for necessary action. The matter shall be discussed after receipt of factual report.


Assistant Nodal/Nodal Officer
SEIAA, UP


(Ajay Kumar Sharma)
Member-Secretary
SEIAA


(Paras Nath)
Member
SEIAA


(Dr. Rajiv Kumar Garg)
Chairman
SEIAA