

State Level Environment Impact Assessment Authority, Uttar Pradesh

Directorate of Environment, U.P.

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Minutes of the 665th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 02.11.2022

The meeting of 665th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 02.11.2022 at the Directorate of Environment. The following were present in the meeting:-

1. Dr. Rajiv Kumar Garg
2. Shri Paras Nath
3. Shri Ajay Kumar Sharma

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

Agenda A-690th SEAC-1 Meeting Dated 06/10/2022 (remaining projects)

1. **(10) Flatted Factory Complex (White Goods Manufacturing) at Plot No- D-10, d-11, d-12, d-13, d-59, d-60 & 61, Industrial Area, UPSIDA, found, District- Agra, M/s Uttar Pradesh Small Industries Corporation (UPSIC), Shri Yash Pal Singh. File No. 6424/Proposal No. SIA/UP/MIS/284121/2022**

MoEFCC, GoI vide letter no. Q-17012/1/2022-CPA dated 08.09.2022 sought comments on TTZ Sectoral Guidelines (final draft) prepared by NEERI in compliance of Honourable Supreme Court orders. Draft Guidelines under the title "1.1 Hon'ble Supreme Court Direction and its Compliance" is as follows –

"This has reference to the Hon'ble Supreme Court Orders dated December 6, 2019 and December 8, 2021 in the matter of Writ Petition (Civil) No. 13381/1984, M.C. Mehta V/s Union of India & Ors. in respect of the Taj Trapezium Zone (TTZ). Subsequently, Hon'ble Supreme Court Order dated December 8, 2021 has the following three points concerning NEERI:

1. "A representative of NEERI shall be included as a member in the Environmental Appraisal Committee (EAC) and State Environmental Appraisal Committee (SEAC) constituted by the Ministry of Environment, Forest and Climate Change for dealing with industrial units falling in TTZ Area.
2. In respect of industrial units where the Air Pollution Score as per CPCB and UPPCB is between 11 & 20, sectorial guidelines shall be obtained from NEERI. No industrial units shall be cleared by the State till sectorial guidelines are obtained from NEERI.



3. *For those industrial units having Air Pollution more than 20, the concurrence/opinion of NEERI will have to be obtained."*

In compliance to the Hon'ble Supreme Court Order dated December 08, 2021, Commissioner Agra and Chairman, TTZ Authority, Agra vide letter no. 499/TTZ(PMU)/NEERI S.Guidelines/22 dated 04.02.2022 requested NEERI to prepare Sectorial Guidelines for the necessary and important industries/projects for implementation in the TTZ Area. In first phase, 31 industrial sectors / activity / projects were identified by TTZ Authority.

These guidelines are prepared as a response to the letter from TTZ Authority and to comply with the orders of Hon'ble Supreme Court."

MoEFCC, Gol vide letter no. Q-17012/1/2022-CPA dated 26.09.2022 convened a meeting on the above subject which was held on 07.10.2022. MoM of this meeting issued by MoEFCC, Gol vide letter no. Q-17012/1/2022-CPA dated 26.09.2022 reads as follows –

"Additional Secretary (E&CC) mentioned that the meeting has been convened to discuss Guidelines for the proposed industrial units / activities with air pollution score between 11 & 20 and above, falling under the TTZ Area prepared in compliance to the Hon'ble Supreme Court Order dated December 8, 2021.

Key decision taken in the meeting are as under:

1. The draft guidelines prepared by NEERI is forwarded to the sub-committee constituted by UPPCB in compliance of direction of Hon'ble Supreme Court. All the stakeholders are requested to send comments / suggestions, if any, directly to the sub-committee for consideration by 14th October 2022.
2. The sub-committee is requested to examine the draft guidelines whether they are in consonance with earlier recommendations of the committee and in compliance of the Hon'ble Supreme Court's order. After examination and consideration of the suggestions of the stakeholders, finalized guidelines may be sent to Ministry by 21st October 2022.
3. The committee may also co-opt a member from RSPSB for the above exercise.
4. While reviewing the guidelines, incorporating specific measures for few major sectors existing in TTZ area may be considered.

SEIAA opined as follows –

1. PP to submit Air Pollution Score, duly verified either by CPCB or UPPCB, for the said project.
2. PP to submit NoC from TTZ Authority for establishing said project
3. PP to submit compliance report on sectoral guidelines, when the same are notified by MoEFCC
4. EC issued to the said project vide letter no. EC21B038UP122937 (File No. 6424), dated 01.12.2021 is kept in abeyance.
5. While evaluating projects / activities in TTZ area, representative of NEERI should be included in the meetings of SEAC and their approval on the MoM for such projects / activities should be taken.
6. A copy of this MoM be sent to SEAC-1 and SEAC-2 with the direction that this should be brought to the notice of all the members of SEAC-1 and SEAC-2 and should be discussed and documented in their next meeting. Further, while evaluating projects

/ activities seeking EC in TTZ area, orders issued by Honourable Supreme Court of India and directions given by MoEFCC, Gol should be followed.

7. A letter, along with copy of MoM of the said project from SEAC-1 meeting no. 690 dated 28.09.2022 and SEIAA meeting no. 665 dated 02.11.2022, be sent to Director, NEERI stating that Dr. SK Goyal, Chief Scientist & Head, CSIR-NEERI, Delhi Zonal Centre who is associated with TTZ issues and is preparing sectoral guidelines, despite knowing all the facts and present status is still recommending projects for grant of EC in SEAC meetings being held.

2. **(11) Construction of Rubber Dam at 1.5 Km downstream of Taj Mahal on River Yamuna in Agra City, District- Agra, U.P., Shri Anil Kumar, Chief Engineer. File No. 5717/ Proposal No. SIA/UP/MIS/161987/2020**

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1. *"A representative of NEERI shall be included as a member in the Environmental Appraisal Committee (EAC) and State Environmental Appraisal Committee (SEAC) constituted by the Ministry of Environment, Forest and Climate Change for dealing with industrial units falling in TTZ Area.*
2. *In respect of industrial units where the Air Pollution Score as per CPCB and UPPCB is between 11 & 20, sectorial guidelines shall be obtained from NEERI. No industrial units shall be cleared by the State till sectorial guidelines are obtained from NEERI.*
3. *For those industrial units having Air Pollution more than 20, the concurrence/opinion of NEERI will have to be obtained."*

In compliance to the Hon'ble Supreme Court Order dated December 08, 2021, Commissioner Agra and Chairman, TTZ Authority, Agra vide letter no. 499/TTZ(PMU)/NEERI_S.Guidelines/22 dated 04.02.2022 requested NEERI to prepare Sectoral Guidelines for the necessary and important industries/projects for implementation in the TTZ Area. In first phase, 31 industrial sectors / activity / projects were identified by TTZ Authority.

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between 11 & 20 and above, falling under the TTZ Area prepared in compliance to the Hon'ble Supreme Court Order dated December 8, 2021.

Key decision taken in the meeting are as under:

1. The draft guidelines prepared by NEERI is forwarded to the sub-committee constituted by UPPCB in compliance of direction of Hon'ble Supreme Court. All the stakeholders are requested to send comments / suggestions, if any, directly to the sub-committee for consideration by 14th October 2022.
2. The sub-committee is requested to examine the draft guidelines whether they are in consonance with earlier recommendations of the committee and in compliance of the Hon'ble Supreme Court's order. After examination and consideration of the suggestions of the stakeholders, finalized guidelines may be sent to Ministry by 21st October 2022.
3. The committee may also co-opt a member from RSPSB for the above exercise.
4. While reviewing the guidelines, incorporating specific measures for few major sectors existing in TTZ area may be considered.

Further, SEAC-1 in para-4 of their MoM related to said project has recorded as follows –

4. Subsequently, the SEIAA discussed the matter in its 422nd meeting dated 13/12/2021 and decided is as follows:

"SEIAA noted that SEAC has recommended to grant the environmental clearance. SEIAA gone through file and documents and found that SEAC has asked for the NOC from TTZ authority. Project proponent has submitted the minutes of TTZ authority. Under the heading main agenda-03 (10.06.2019) it is mentioned that :-

"विस्तृत विचार-विमर्श उपरान्त टी0टी0जेड0 प्राधिकरण द्वारा सर्वसम्मति से यह निर्णय लिया गया कि वर्तमान में ताज ट्रैपेजियम क्षेत्र हेतु विजन डाक्यूमेंट एस0पी0ए0 द्वारा तैयार किया गया है, जिसे मा0 सर्वोच्च न्यायालय में प्रस्तुत कर दिया गया है लेकिन विजन डाक्यूमेंट का प्रकरण वर्तमान में मा0 न्यायालय में विचाराधीन है। विजन डाक्यूमेंट के सम्बन्ध में मा0 सर्वोच्च न्यायालय से स्पष्ट आदेश पारित होने तथा रिट याचिका (सिविल) सं0 13381/1984-एम0सी0 मेहता बनाम यूनियन ऑफ इंडिया व अन्य में दिनांक 22.03.2018 को Status quo के आदेशों पर अन्तिम निर्णय पारित होने तक सिंचाई एवं जल संसाधन विभाग को रबर डैम परियोजना हेतु टी0टी0जेड0 प्राधिकरण द्वारा अनुमति/विलयरेंस दिये जाने का प्रकरण वर्तमान में स्थगित रखा जाये"

Hence SEIAA opined to refer back the project to SEAC for review."

SEIAA opined as follows –

1. Even when TTZ Authority has kept in abeyance NoC / clearance to said project it has been recommended by SEAC-1 for grant of EC.
2. PP to submit Air Pollution Score, duly verified either by CPCB or UPPCB, for the said project.
3. PP to submit NoC from TTZ Authority for establishing said project
4. PP to submit compliance report on sectoral guidelines, when the same are notified by MoEFCC

5. While evaluating projects / activities in TTZ area, representative of NEERI should be included in SEAC and their approval on the MoM for such projects / activities should be taken
 6. A copy of this MoM be sent to SEAC-1 and SEAC-2 with the direction that this should be brought to the notice of all the members of SEAC-1 and SEAC-2 and should be discussed and documented in their next meeting. Further, while evaluating projects / activities seeking EC in TTZ area, orders issued by Honourable Supreme Court of India and directions given by MoEFCC, GoI should be followed.
 7. A letter, along with copy of MoM of the said project from SEAC-1 meeting no. 690 dated 28.09.2022 and SEIAA meeting no. 665 dated 02.11.2022, be sent to Director, NEERI stating that Dr. SK Goyal, Chief Scientist & Head, CSIR-NEERI, Delhi Zonal Centre who is associated with TTZ issues and is preparing sectoral guidelines, despite knowing all the facts and present status is still recommending projects for grant of EC in SEAC meetings being held.
3. (12) Stone (Gitti, Boulder, Khanda) Sand Stone mine at Araj No./Plot No./Gata No.-1744, Khand No.-59, at Village – Bhatauti, Tehsil- Meja, Prayagraj, Shri Rajeshwar Mishra, M/s Khushi Enterprises, Area 8.097 ha. File No. 6686/Proposal No. SIA/UP/MIN/69239/2021
- SEIAA took note recorded by SEAC-1.
4. (13) Stone, Khanda, Boulder, Ballast (Gitty) Mining at Arazi No. 1093 Kha, Vill.- Makarbai, Tehsil-Sadar, Mahoba, Shri Beependra Singh, Area:2.630 ha. File No. 7111/6646/Proposal No. SIA/UP/MIN/77295/2021
- In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-1 and grant EC to the said project along with all the general and specific conditions as suggested by SEAC-1 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, for planting at least 3,000 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 15 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.

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Agenda B-691st SEAC-1 Meeting Dated 06/10/2022

5. **"Ordinary Soil Excavation Project" at Gata No. 424, 433Mi, 411, 405ka, 408, 414, 415, 438, Village- Imliya Manpur, Tehsil- Mahmoodabad, District- Sitapur. Shri Rambachan S/o Shri Baiju. Area – 1.765 ha., File No. 6375/7240Proposal No. SIA/UP/MIN/ 290601 /2022**

SEIAA noted that SEAC-1 has recommended to grant EC to the above project. SEIAA gone through file and documents and found that LOI is for 6 months whereas SEAC-1 has recommended EC for 3 months. Hence SEIAA opined that the project shall be referred to SEAC for review SEIAA also opined that project proponent shall submit to SEAC-1 notarized agreement between land owners and lease holder, clear copy of certified lease map and NOC from bank since the land is mortgaged

6. **"Ordinary Soil Excavation" Project at Gata No. 419ka, 419kha & 421, Village- Kankarkheda Tehsil & District- Moradabad, Shri Mou Raza, Area:2.059 Ha., File No. 7241/Proposal No. SIA/UP/MIN/288281/2022**

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-1 and grant EC to the said project along with all the general and specific conditions as suggested by SEAC but **EC will be issued only after submission of notarized copy of agreement and certified lease map.** SEIAA replaces the specific condition regarding cluster certificate as "If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate" and adding following conditions:-

1. Validity period of this EC is 3 months from the date of issue as the Lol has been issued for a period of 3 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
2. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
3. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
4. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh

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- 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 3,000 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 15 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
 7. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
 8. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, GoI, Lucknow.
 9. If the air quality deteriorates due to mining, then District Administration & Directorate of Mining should ensure that mining be stopped immediately. Adequate measures be taken for restoring air quality and mining should commence only when air quality attains the prescribed standards.
7. Group Housing Project "Uninav Utopia" Khasra No. 112, Village Morti, Raj Nagar Extension, District- Ghaziabad, Shri Sachin Kumar., File No. 7242/Proposal No. SIA/UP/MIS/291351/2022
- SEIAA agreed with the recommendations of SEAC-1 to close/ delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal. A letter shall be send to DM, Ghaziabad, VC, Ghaziabad Development Authority/Housing and Development Board and Member, UPPCB to ensure that no construction activity is started until valid EC is obtained.
8. "Building Stone (Khanda, Gitti& Boulder) Mine" Project at Gata No.- 1073, Khand No.- 01, Village- Jarar, Tehsil- Naraini, District- Banda, M/s MaaKamakhya Granite, Smt. Saroj Singh W/o Shri Shailendra Singh, Applied Area : 2.0 ha., File No. 7243/4787/ Proposal No. SIA/UP/MIN/50659/2019

SEIAA noted the recommendation of the SEAC-1 to grant EC to the above project. SEIAA gone through file and documents and opined that project proponent should submit revised mining plan with geo-coordinate matching with lease map.



9. **"Building Stone (Khanda, Gitti & Boulder) Mine" Project at Gata No.- 1073, Khand No.- 02, Village- Jarar, Tehsil- Naraini, District- Banda, M/s Maa Kamakhya Granite, Smt. Saroj Singh, Applied Area : 2.0 ha, File No. 7244/4788/Proposal No. SIA/UP/MIN/ 50661 /2019**

SEIAA noted the recommendation of the SEAC-1 to grant EC to the above project. SEIAA gone through file and documents and opined that project proponent should submit revised mining plan with geo-coordinate matching with lease map.

10. **"Building Stone, Khanda, Boulder, Blastt (Gitti), [Granite] & Hilly Red Morrum Mining Project" located at Arazi No. 1525 Village: Pahra, Tehsil: Sadar, District: Mahoba, Shri Anubhav Singh S/o Kalyan Singh, Area- 3.650 Ha., File No. 6920/Proposal No. SIA/UP/MIN/71977/2022**

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-1 and grant EC to the said project along with all the general and specific conditions as suggested by SEAC-1 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, 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.

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- 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 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.
 10. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
 11. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, Gol, Lucknow.
 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. "River bed mining (Mixed Form) Mining Project" located at Gata No. 2/40/14, 2/40/16 Village- Shahalipur Kotra, Tehsil- Nagina & District- Bijnor, M/s Naithani Contractor, Shri Sanjay Naithani, S/o Shri Sunil Dutt Naithani, Area 1.012 Ha., File No. 7245/Proposal No. SIA/UP/MIN/291425/2022**

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

provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate" and adding following conditions:-

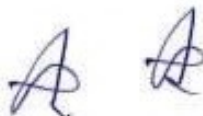
1. Validity period of this EC is 6 months from the date of issue as the Lol has been issued for a period of 6 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
2. In the absence of replenishment study, in compliance of Hon'ble NGT Order dated 06.05.2022 initially the EC will be operational till 31.12.2022. Permissible quantity and area shall be strictly limited to quantity and area mentioned in Lol or mining plan, whichever is lesser, and maximum mineable depth will be limited to as approved in the mining plan.
3. For remaining period, Project Proponent shall submit replenishment study to SEIAA, UP for amendment in EC for mineable quantity and maximum permissible depth for mining based on scientific findings of replenishment study. Such study shall be placed before SEAC for appraisal to assess rate of deposition and accordingly, mineable production capacity and depth can be prescribed based on trends analysis, provided it is found scientifically satisfactory by the SEAC.
4. 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.
5. 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.
6. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
7. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
8. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water 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.



9. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
10. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, Gol, Lucknow.
11. 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.
12. **"Ordinary Soil Mining Project" of Shri Pushpendra Singh, located at Village- Sharifnagar, Tehsil- Thakurdwara, District- Moradabad , Shri Pushpendra Singh S/o Shri Harphool Singh, Area- 1.639 ha., File No. 7036/Proposal No. SIA/UP/MIN/266827/2022**
SEIAA agreed with the recommendations of SEAC-1 to close/ delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal. A letter shall be send to DM, Moradabad to ensure that no mining activity is started until valid EC is obtained 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.
13. **Expansion of Panchsheel Primrose Group Housing Complex at 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. 7119/6889/Proposal No. SIA/UP/MIS/77433/2010**
SEIAA took note of comments recorded by SEAC-1.
14. **Soil Excavation from Gata No.- 03, 97 Village- Singhariya, Tehsil & District- Sitapur, Shri Arvind Kumar S/o Shri Ram Asre. Area – 1.219 ha., File No. 7045/Proposal No. SIA/UP/MIN/268273/2022**

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-1 and grant EC to the said project along with all the general and specific conditions as suggested by SEAC but **EC will be issued only after submission of notarized agreement.** SEIAA replaces the specific condition regarding cluster certificate as "If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate" and adding following conditions:-

1. Validity period of this EC is 3 months from the date of issue as the Lol has been issued for a period of 3 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
2. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
3. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
4. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
5. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 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.
8. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, GoI, Lucknow.
9. If the air quality deteriorates due to mining, then District Administration & Directorate of Mining should ensure that mining be stopped immediately. Adequate measures be taken for restoring air quality and mining should commence only when air quality attains the prescribed standards.



15. River Bed Sand/Morrum Mining Project from River Dhasan located at Khand No.-06, Village- Tolakhangan, Tehsil- Rath, District- Hamirpur, Shri Ram Kumar Singh, Area: 13.0 Ha., File No. 6633/5699/Proposal No. SIA/UP/MIN/68371/2020

SEIAA noted that SEAC-1 has recommended to grant EC to the above project. SEIAA gone through file and documents and opined that project proponent should submit legible copy of certified lease map, monitoring data with sample data collection. Hence SEIAA opined to refer back the project to SEAC-1 for review/comments.

16. Expansion of Institutional Building "Eye of Noida (EON)" at Plot No.01A, Sector-140A, Noida, District- Gautam Buddha Nagar, U.P., M/s Fairfax IT Infra Pvt. Ltd. Shri Rajiv., File No. 7172/6986/Proposal No. SIA/UP/MIN/79155/2022

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC- 1 and grant EC to the said project along with all the general and specific conditions as suggested by SEAC- 1. In addition to the conditions imposed by SEAC- 1, SEIAA added following additional specific conditions:-

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



permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.

- 11- In compliance to Hon'ble Supreme Court order dated 13/01/2020 in IA no. 158128/2019 and 158129/2019 in Writ petition no. 13029/1985 (MC Mehta Vs GOI and others) anti-smog guns shall be installed to reduce dust during excavation.
- 12- If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
- 13- Provision for charging of electric vehicles as per the guidelines of GoI / GoUP should be submitted within the next 3 months.
- 14- PP should display EC granted to them on their website. 6-monthly compliance report should be displayed on their website.

17. Stone (Sand Stone) Mining at Arazi No.-615MI, 692/615MI, Village-Sahira, Tehsil-Lalganj, District- Mirzapur, Shri Rajendra Kumar Singh, Area- 2.02 Ha. File No. 6542/ Proposal No. SIA/UP/MIN/64303/2021

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of SEAC-1 and grant EC to the said project along with all the general and specific conditions as suggested by SEAC-1 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, for planting at least 3,000 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 15 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.



Agenda C- GoUP vide letter No. 156/81-7-2022 Dated 14-09-2022

1. Metro Niketan (Staff Quarters for operating staff of Delhi Metro) at Plot No. 21B, Block-F, Sector-50, Noida, M/s Delhi Metro Rail Corporation Limited. File No. 7217/Proposal No. SIA/UP/MIN/82254/2022

This project was taken up by SEAC-1 in their meeting no. 696 dated 20.10.2022 and part of the MoM of the said meeting containing this project has been uploaded by SEAC-1 on the website.

SEIAA observed that in their appraisal SEAC-1 has recorded as follows –

"The terms of reference for the project proposal was issued by SEIAA vide letter no. 225/Parya/SEIAA/7217/2022, dated 17/10/2022. EIA report submitted by the project proponent through online Parivesh Portal vide (Proposal no. SIA/UP/INFRA2/403181/2022, SEIAA File No. 7278) on 14/10/2022."

EIA-EMP has been uploaded before issuance of ToR, which clearly implies that EIA-EMP was prepared with disregard to ToR thus as a result ToR has not been completely addressed in EIA-EMP. PP (DMRC) to submit their explanation and to submit EIA-EMP report addressing all the points of ToR to SEAC-1 for evaluation.

A copy of the MoM related to this project be sent to Chairman & MS, SEAC-1 for bringing the same to the notice of all the members of SEAC-1 and records the same in their next meeting.

MS, SEIAA to send a letter to MD, DMRC stating above facts and to fix responsibility of concerned officers for first carried out the work without seeking EC and then to handle the process of seeking EC in a casual way.

Assistant Nodal/Nodal Officer

SEIAA, UP

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



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

**(Paras Nath)
Member
SEIAA**

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