

State Level Environment Impact Assessment Authority, Uttar Pradesh

Directorate of Environment, U.P.

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Minutes of the 789th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 09-01-2024

The meeting of 789th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 09.01.2024 the Directorate of Environment. The following were present in the meeting:-

1. Smt. Mamta Sanjeev Dubey,
2. Shri Paras Nath,
3. Shri Sanjeev Kumar Singh,

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

Agenda-A - Minutes of 813rd SEAC-2 Meeting Dated 05/12/2023

1. "Sand/ Bajri/ Boulder (RBM) Mining Project" at Gata No. 1, Village Akbarpur Bans Aht, Tehsil – Behat & District - Saharanpur, Shri Rajendra Kumar, Area 17.90 Ha., 8396/SIA/UP/MIN/450259/2023.

SEIAA noted that SEAC has commented that the committee discussed the matter and gone through the Hon'ble NGT order dated 08/11/2023 passed in O.A. No. 188/2023 Gaurav Kumar Vs. State of U.P. & Ors. SEAC has recommended to issue the standard terms of reference for the preparation of EIA as annexed at annexure-3 to the minutes, with the remarks that the EC will not be granted till the disposal of the said order. SEIAA opined to refer back the project to SEAC for appraisal and recommendation of DSR strictly as per MoEFCC letter no. F. No. L-11011/13/2021-IA-II (M) dated 04.12.2023.

2. "Sand/Bajri/Boulder (RBM) Mining Project" at Gata No.-1/1 M, Village Aslampur Bartha khand-2, Tehsil Behat & District Saharanpur, Shri J.K Singhal, Area 28.16 Ha., 8398/SIA/UP/MIN/450286/2023.

SEIAA noted that SEAC has commented that the committee discussed the matter and gone through the Hon'ble NGT order dated 08/11/2023 passed in O.A. No. 188/2023 Gaurav Kumar Vs. State of U.P. & Ors. SEAC has recommended to issue the standard terms of reference for the preparation of EIA as annexed at annexure-3 to the minutes, with the remarks that the EC will not be granted till the disposal of the said order. SEIAA opined to refer back the project to SEAC for appraisal and recommendation of DSR strictly as per MoEFCC letter no. F. No. L-11011/13/2021-IA-II (M) dated 04.12.2023.

3. Stone Mining Project at Araj/ No.-763/3 &763/4, Village Lalitpur Hadbahar, Tehsil & District- Lalitpur, Shri Atul Kumar Sharma, Area- 2.00 Ha., 8400/SIA/UP/MIN/448449/2023.

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

- 1- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.
- 2- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.

- 3- The lease area its address and production per annum should match with as mentioned in DSR and Lol. In case there is any difference clarification/ amendment letter from competent authority shall be submitted along with EIA. EIA and public hearing shall be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.
- 4- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 5- Detailed Mine Reclamation plan and Plan for using the mine void for productive use in consultation with local administration and gram-panchayat should be submitted along with EIA-EMP.
- 6- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 7- Latest KML file for the area and mining lease area should be provided.
- 8- Status of leases granted/to be granted in various mining khands along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
- 9- In case project proponent intends to temporarily store mined out material or any tools, equipment 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 should be mentioned in EIA-EMP report.
- 14- Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt in the EIA/EMP and polygon should be attached. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.
- 15- The project proponent shall ensure that water bodies do not get polluted due to mining activity and in consultation with District Environment Authority or an Authority

nominated by concerned DM, project proponent will prepare a conservation and management plan for rejuvenation and management of all water bodies within periphery of 5 km. 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.

- 16- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have addressed issues raised during public hearing and have incorporated the same in final EIA-EMP report. A presentation to this effect should be made before SEAC at the time of EIA-EMP presentation.
- 17- Number of mining projects are coming up in district. Department of Geology & Mines, GoUP to carry out regional EIA-EMP report including carrying capacity of environmental components to assess the capacity to further bear the pollution load for such areas within a period of 1 year and submit the same to SEIAA, UP for evaluation.
- 18- Department of Geology & Mines, GoUP in consultation with UPSPCB will establish required number of CAAQMS in district within a period of one year and submit geo-referenced map of these stations along with data. Details of existing CAAQMS, if any, be submitted within a period of three months.
- 19- Project Proponent in consultation with UPSPCB will establish required number of CAAQMS within a period of one year and submit geo-referenced map of these stations along with data on six-monthly basis.

4. Ordinary Earth Excavation/Mining project at Gata No.-498 in Village: Kathwara, Tehsil: Bakshi Ka Talab, District- Lucknow, Shri Pramod Singh., 8404/SIA/UP/MIN/450468/2023.

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

5. Expansion of Existing Sugar unit from 5000 TCD to 10000 TCD alongwith co-gen power capacity from 8.0 MW to 15.0 MW within existing industry premises at Gata No- 5, 25, 26, 29, 40, 42, 43, 49, 51, 54, 19/2, 19/3, 28/1, 28/2, 28/3, 18k, 19/1, 19/3ME, 2ME, 27A, 27KH, 28/2, 28/3, 28/4 & 53ME Village: Rani Nangal, Tehsil: Thakurdwara, District: Moradabad, Shri Ashish Awasthi, M/s Triveni Engineering & Industries Limited (Unit: Rani Nangal), 8406/7882/SIA/UP/IND2/450110/2023.

SEIAA agreed with the recommendation of SEAC to grant EC to the above project adding the following conditions:-

- 1- The project proponent shall follow MoEFCC notification 35 (E) dated 14 January 2016 in letter and spirit.
- 2- The project proponent shall handle boiler ash properly.
- 3- Dedicated space for storage of boiler ash with proper fencing should be ensured.
- 4- The project proponent shall upload regarding chemical analyses of boiler ash.



6. "Sand/Morrum Mine" from Riverbed of Yamuna River, Village- Jitamau Gata No.- 84, 87 & 91, Khand No- 02, Tehsil- Kalpi, District- Jalaun, Shri Shankar Singh Chandel, Area- 15.00 ha., 8408/SIA/UP/MIN/450536/2023.

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

- 1- The project proponent shall upload latest photograph of the area along with EIA.
- 2- Proposed production per annum shall be as per approved replenishment study report.
- 3- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.
- 4- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 5- The lease area its address and production per annum should match with as mentioned in DSR and Lol. In case there is any difference clarification/ amendment letter from competent authority shall be submitted along with EIA. EIA and public hearing shall be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.
- 6- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 7- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 8- Latest KML file for the area and mining lease area should be provided.
- 9- Status of leases granted/to be granted in various mining khands along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
- 10- In case project proponent intends to temporarily store mined out material or any tools, equipment's or other material outside mine lease area then NOC from competent authority for doing so should be submitted and details of such area and associated Environmental impacts should be included in EIA-EMP report. This should also be clearly mentioned during public hearing.
- 11- Road network to be used by the project should be clearly shown on Survey of India toposheet in 1:50,000 scale. In case road network involves forest road, permission should be obtained from Forest Department and a copy of the same should be submitted at the time of appraisal of EIA-EMP report.
- 12- The project proponent should clearly spell out whether it is a green field or brown field project. In case it is a brown field project and -
 - (i) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
 - (ii) If the earlier and present lease holder are different then environmental footprint of the site and mitigation measures should be included in EIA-EMP report.
- 13- In case of expansion / renewal of earlier EC, following information should be submitted
 - a. Status of compliance of earlier EC conditions by Integrated Regional Office, MoEFCC, GoI, Lucknow.
 - b. Copy of CTE and CTO issued by SPCB.
 - c. Status of submission of six-monthly compliance report to EC granted earlier
 - d. Court cases, if any.
- 14- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out should be mentioned in EIA-EMP report.

- 15- PP / consultant in compliance to Hon'ble NGT order dated 06.05.2022 in OA no. 141/2021 (With report dated 31.03.2022) Raj Kumar Vs. State of UP and Others and with OA no. 141/2021 Rajkaran Karn Vs. State of UP and Others, will submit replenishment study, duly approved by DGM, along with EIA-EMP report for seeking EC.
 - 16- Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 15,000 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. Also, the coordinates of area earmarked for plantation should be clearly spelt in the EIA/EMP and polygon should be attached. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.
 - 17- The project proponent shall ensure that water bodies do not get polluted due to mining activity and in consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepare a conservation and management plan for rejuvenation and management of all water bodies within periphery of 5 km. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
 - 18- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have addressed issues raised during public hearing and have incorporated the same in final EIA-EMP report. A presentation to this effect should be made before SEAC at the time of EIA-EMP presentation.
7. "Nihalpur Syodha Sand/Morrum Mining Project at Riverbed of River Ken, at Gata No492/13, Village- Nihalpur Syodha, Tehsil-Naraini, District-Banda, Shri Vinod Sharma, Area- 24.0 ha., 8410/SIA/UP/MIN/450566/2023.
- SEIAA agreed with the recommendations of SEAC to close/delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal.
8. "Sand/Morrum Mining" Project at Gata No. - 1055, 1107Mi., Village- Chelra, Tehsil-Moth, District- Jhansi, U.P., Shri Laxmi Narayan Rajpoot, Area : 16.181 ha., 8412/7608/SIA/UP/MIN/450580/2023.
- SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing and 703th SEIAA meeting regarding replenishment study, adding following specific conditions:-
1. District Mining Officer shall ensure that if mineable quantity mentioned in LOI is amended as per replenishment study report the project proponent shall seek amended/fresh EC
 2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied with.
 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 Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.

4. The mining lease holders shall ensure to comply with mine reclamation plan as submitted.
5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or district plantation committee, for planting at least 17,000 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. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. The project proponent shall ensure that water bodies do not get polluted due to mining activity and in consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepare a conservation and management plan for rejuvenation and management of all water bodies within periphery of 5 km. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, GoI, Lucknow.
10. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.
11. 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.
12. 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.
13. 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.
14. 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.

9. **Group Housing Project "The Vasundhara Grand" at Plot no. -15/Commercial-02, Vasundhara, District- Ghaziabad, Shri Sudhir Kumar Rai, M/s Nandini Build Home Consortium Pvt. Ltd., 8414/7207/SIA/UP/INFRA2/450632/2023.**

SEIAA noted the comments of SEAC to defer the matter in next SEAC meeting scheduled on 06/12/2023.

10. **"Sand/Morrum Mine" at Gata No. Part of 72/47 & Part of 74/1 (Khand No. 03), Village – Pathri, Tehsil & District– Banda, Shri Ravish Gumber, Area- 19.0 Ha., 8416/7910/SIA/UP/MIN/450684/2023**

SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through file and documents and found that as per MoM appraisal was done for "Sand/Morrum Mine" at Gata No. Part of 72/47 & Part of 74/1 (Khand No. 03), Village – Pathri, Tehsil & District – Banda, Shri Ravish Gumber, Area- 19.0 Ha., 8416/7910/SIA/UP/MIN/450684/2023 whereas recommendation was done for "The environmental clearance is sought for "Morrum Mining Project" on the riverbed of River Betwa at Khand No. 25/3, Village-Ichchaura Jhitkari, Tehsil- Sarila & District- Hamirpur, U.P., (Leased Area- 18.610 ha.)." as per point no. 1 of MoM. Hence SEIAA opined to refer back the project to SEAC for clarification. This casual approach of recommendation results in delays in grant of EC.

11. **"Ordinary Earth Excavation Project" at Gata No.- 410, 418, 469, 470, 52, 438, 440सं, 445, 773, 453 in Village: Dhatingara, Tehsil: Bakshi Ka Talab, District- Lucknow, Shri Jagat Pal Singh, M/s O.P. Enterprises Area- 1.90 Ha., 8418/SIA/UP/MIN/450774/2023.**

SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing, **but EC will be issued only after submission of notarized affidavit between lease holder and land owner**, adding following specific conditions:-

1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate.
2. Validity period of this EC is 3 months from the date of issue as the Lol has been issued for a period of 3 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.

4. The mining lease holders shall ensure to comply with mine reclamation plan as submitted
5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or district plantation committee, for planting at least 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. The project proponent shall ensure that water bodies do not get polluted due to mining activity and in consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepare a conservation and management plan for rejuvenation and management of all water bodies within periphery of 5 km. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, GoI, Lucknow.
10. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.

12. Sand Mining from Riverbed of Ganga River Located at Gata No.- 103 Village- Ibrahimpur, Tehsil- Gyanpur, District- Bhadohi, Shri Rana Pratap Singh, Area :4.047 ha., 8420/7726/SIA/UP/MIN/450239/2023.

SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing and 703th SEIAA meeting regarding replenishment study, adding following specific conditions:-

1. District Mining Officer shall ensure that if mineable quantity mentioned in LOI is amended as per replenishment study report the project proponent shall seek amended/fresh EC.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied with.
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 Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.

4. The mining lease holders shall ensure to comply with mine reclamation plan as submitted.
5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or district plantation committee, for planting at least 5,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. The project proponent shall ensure that water bodies do not get polluted due to mining activity and in consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepare a conservation and management plan for rejuvenation and management of all water bodies within periphery of 5 km. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, GoI, Lucknow.
10. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.

13. Group Housing Project "Elegant Splendour" at C.P.-GH-05 C, Sector-Tech Zone-IV, Greater Noida. Shri Sagar Batra, M/s Elegant Infracon Pvt. Ltd., 8012/SIA/UP/INFRA2/431828/2023.

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

- 1- The project proponent shall submit within the next 3 months the details of solar power plant and solar electrification details within the project.
- 2- The project proponent shall ensure to plant broad leaf trees and their maintenance. The CPCB guidelines in this regard shall be followed.
- 3- The project proponent shall submit within the next 3 months the details on quantification of year wise CER activities along with cost and other details. CER activities must not be less 2% of the project cost. The CER activities should be related

- to mitigation of Environmental Pollution and awareness for the same like water harvesting pits and carbon sequestration parks / designed ecosystems. At least one school in the vicinity of project area should be provided with rooftop solar plant, toilets in public place or in school of nearby villages and if there is a girl's school then girls toilet properly equipped with overhead water tank should be constructed.
- 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 air act 1981 (as amended) and the Construction and Demolition Waste Management Rules, CAQM guidelines.
 - 9- 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 Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
 - 10- Provision for charging of electric vehicles as per the guidelines of GoI / GoUP should be submitted within the next 3 months.
 - 11- PP should display EC granted to them on their website. 6-monthly compliance report should be displayed on their website and to be given every six month to residents / occupants of the building.
 - 12- EC is granted with the condition that EC is valid only for the building plan which has been submitted by PP for seeking EC. In case approved building plan is different from the one submitted for seeking EC then this EC will stand null and void.
 - 13- 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.
 - 14- DG sets shall be gas based and Guidelines issued by CAAQMS for NCR region regarding the use of DG sets during construction and operational phase should be followed.
 - 15- The project proponent shall install organic bio converter.
- 14. Sand/ Morrum Mining Project from Yamuna River for located at Khand No.- 16/23 to 16/25, Village- Mahewa, Tehsil- Manjhanpur, District- Kaushambi, Shri Adarsh Kumar Singh, Area: 16.50 ha., 7618/6538/SIA/UP/MIN/416549/2023.**

SEIAA noted the comments of SEAC that the matter will be discussed only after submission of online requests on prescribed online portal.

15. "Building Stone, Granite or Khanda, Ballast (Gitti), Boulder Mining Project" at Arazi No.: 60, Khand No.:06, Village: Jamala , Tehsil: Kulpahar, District: Mahoba, Shri Sachin Agarawal, Area: 0.708 Ha., 8206/SIA/UP/MIN/442759/2023.

SEIAA noted the comments of SEAC.

16. Sand Mining at Yamuna River Bed at Khand No-8, Village- Kachara, Mishrpur, Nagarwar, Tehsil- Bara, District- Kaushambi, Shri Javed Ali, Area- 8.0 Ha., 8240/SIA/UP/MIN/443952/2023.

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

- 1- Proposed production per annum shall be as per approved replenishment study report.
- 2- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.
- 3- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 4- The lease area its address and production per annum should match with as mentioned in DSR and Lol. In case there is any difference clarification/ amendment letter from competent authority shall be submitted along with EIA. EIA and public hearing shall be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.
- 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 6- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 7- Latest KML file for the area and mining lease area should be provided.
- 8- Status of leases granted/to be granted in various mining khands along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
- 9- In case project proponent intends to temporarily store mined out material or any tools, equipment's or other material outside mine lease area then NOC from competent authority for doing so should be submitted and details of such area and associated Environmental impacts should be included in EIA-EMP report. This should also be clearly mentioned during public hearing.
- 10- Road network to be used by the project should be clearly shown on Survey of India toposheet in 1:50,000 scale. In case road network involves forest road, permission should be obtained from Forest Department and a copy of the same should be submitted at the time of appraisal of EIA-EMP report.
- 11- The project proponent should clearly spell out whether it is a green field or brown field project. In case it is a brown field project and -
 - (i) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
 - (ii) If the earlier and present lease holder are different then environmental footprint of the site and mitigation measures should be included in EIA-EMP report.
- 12- In case of expansion / renewal of earlier EC, following information should be submitted
 - a. Status of compliance of earlier EC conditions by Integrated Regional Office, MoEFCC, GoI, Lucknow.
 - b. Copy of CTE and CTO issued by SPCB.

- c. Status of submission of six-monthly compliance report to EC granted earlier
 - d. Court cases, if any.
- 13- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out should be mentioned in EIA-EMP report.
- 14- PP / consultant in compliance to Hon'ble NGT order dated 06.05.2022 in OA no. 141/2021 (With report dated 31.03.2022) Raj Kumar Vs. State of UP and Others and with OA no. 141/2021 Rajkaran Karn Vs. State of UP and Others, will submit replenishment study, duly approved by DGM, along with EIA-EMP report for seeking EC.
- 15- Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 8,000 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. Also, the coordinates of area earmarked for plantation should be clearly spelt in the EIA/EMP and polygon should be attached. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.
- 16- The project proponent shall ensure that water bodies do not get polluted due to mining activity and in consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepare a conservation and management plan for rejuvenation and management of all water bodies within periphery of 5 km. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
- 17- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have addressed issues raised during public hearing and have incorporated the same in final EIA-EMP report. A presentation to this effect should be made before SEAC at the time of EIA-EMP presentation.
- 17. With regards to compliance of order dated 07/12/2022 passed by Hon'ble National Green Tribunal in Original Application No. 142/2022 (Jayant vs. MoEF&CC and Ors.).**
SEIAA agreed to send a letter in this regard to DM, Sonbhadra and copy to DGM.

Agenda-B

- 1. Transfer of EC Sand/Morrum Mining at Gata No.- 317 Mi, Khand No.- 04, Village-Kurauna, Tehsil- Orai, District-Jalaun., Smt. Archana Gupta (Leased Area-16.194 Ha), File No.- 5885/5309SIA/UP/MIN/57031/2019.**

EC in question was issued vide letter no. 443/Parya/SEIAA/5885-5309/2020 dated 15.10.2020 for an annual production of 2,42,910 cum. Now the request for transfer of EC is for a production of 1,21,455 cum for a period of 6 months. First the extraction quantity to be reduced from 2,42,910 cum. to 1,21,455 cum and then the EC be transferred for a period of 6 months. After this transfer, original EC and transfer order both will become null and void.

SEIAA noted that the previous lease issued to Ms. Archana Gupta, W/o Shri Devendra Kumar Gupta, Laxmi gate Jhansi was cancelled vide DM, Jalaun order no. 992/Khanij-

MMC-30 dated 06.02.2023 and another LOI was issued to Kishori Minerals prop. Shri Shaksham Gupta, S/o Shri Devendra Kumar Gupta, 160 OM Shanti nagar, Jhansi for a period of 6 months and 1,21,455 cum production capacity vide letter no. 665/Khanij-MMC-30(E-tender 2023) dated 27.12.2023.

Hence SEIAA opined to transfer Environmental Clearance issued vide letter no. 443/Parya/SEIAA/5885-5309/2020 dated 15.10.2020 from Ms. Archana Gupta, W/o Shri Devendra Kumar Gupta, Laxmi gate Jhansi to Kishori Minerals prop. Shri Shaksham Gupta, S/o Shri Devendra Kumar Gupta, 160 OM Shanti nagar, Jhansi for 1,21,455 cum production capacity for six months. SEIAA added following conditions:-

1. Transfer of EC is granted for a period of 6 months from the date of issue or validity of current mine plan or current lease period whichever is earlier and after this the original EC and transfer order both will become null and void.
2. 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.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
4. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 17,000 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. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. The project proponent shall ensure that water bodies do not get polluted due to mining activity and in consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepare a conservation and management plan for rejuvenation and management of all water bodies within periphery of 5 km. 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.

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8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
9. 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.

Rest all the content of Environmental Clearance letter no. 443/Parya/SEIAA/5885-5309/2020 dated 15.10.2020 shall remain same.

Area mentioned in the previous EC is being transferred only. If there is a change in geo-coordinates of the area then EC will be null and void

2. Regarding Extension of validity of transferred EC- River Bed Sand Mining in River Tons, at Zone No./ Gata No./ Khand No.- 08, Area- 8.0 ha(19.76 Acres) at Village-Kachara, Mishrpur, Nagarwar, Tehsil- Bara, District- Allahabad, U.P., M/s S.S Brothers & Company, Lease Area- 8.0 ha File no- 4077.

SEIAA gone through MoEFCC notification SO221 (E) dated 18.01.2021 which states that:-

"9A. Notwithstanding anything contained in this notification, the period from the 1st April, 2020 to the 31st March, 2021 shall not be considered for the purpose of calculation of the period of validity of Prior Environmental Clearances granted under the provisions of this notification in view of outbreak of Corona Virus (COVID-19) and subsequent lockdowns (total or partial) declared for its control, however, all activities undertaken during this period in respect of the Environmental Clearance granted shall be treated as valid."

Hence SEIAA agreed that the previous EC issued vide letter no. 274/Parya/SEAC/4077/2018 dated 31.03.2018 which was transferred vide letter no.334/Parya/SEAC/4077/2021 dated 27.11.2021 is valid till 30.03.2024. Rest all the conditions remain same and SEIAA added the following condition:-

1. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.
3. Letter dated 29.12.2023 of Ravi Shankar Shukla regarding- Sand Mining from Yamuna River Bed from Khand No.-3, Village- Bhilor, Bara, District- Allahabad,U.P., M/s C. L. Gupta & Sons, (Leased Area-8.00 Ha), File No. 4012/Proposal No. (SIA/UP/ MIN /72241/2018)

SEIAA gone through the letter of Shri Ravi Shankar Shukla and SMO, Prayagraj letter no. 2269/khanij/2023-24 dated 20.12.2023 regarding validity of EC issued vide letter no. 54/Parya/SEAC/4012/2018 dated 07.05.2018. SEIAA gone through MoEFCC notification SO221 (E) dated 18.01.2021 which states that:-

"9A. Notwithstanding anything contained in this notification, the period from the 1st April, 2020 to the 31st March, 2021 shall not be considered for the purpose of calculation of the period of validity of Prior Environmental Clearances granted under the provisions of this notification in view of outbreak of Corona Virus (COVID-19) and subsequent lockdowns (total or partial) declared for its control, however, all activities undertaken during this period in respect of the Environmental Clearance granted shall be treated as valid."



Hence SEIAA agreed that the previous EC issued vide letter no. 54/Parya/SEAC/4012/2018 dated 07.05.2018 is valid till 06.05.2024. Rest all the conditions remain same and SEIAA added the following condition:-

1. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity. Accordingly a letter shall be send to SMO, Prayagraj.

Nodal Officer

SEIAA, UP

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

(Smt. Mamta Sanjeev Dubey)
Chairman
SEIAA

sk 12/1/27
(Sanjeev Kumar Singh)
Member-Secretary
SEIAA

(Paras Nath)
Member
SEIAA