

State Level Environment Impact Assessment Authority, Uttar Pradesh

Directorate of Environment, U.P.

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Minutes of the 599th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 09.05.2022

The meeting of 599th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 09.05.2022 at the Directorate of Environment. The following were present in the meeting:-

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

Agenda-A: -

1. Hon'ble NGT order dated 04.05.2022 in OA no. 199/2021 Saviour Park Apartment Owners Association Vs. State of UP and Others

SEIAA noted that Hon'ble NGT in its Order dated 04.05.2022 in OA no. 199/2021 Saviour Park Apartment Owners Association Vs. State of UP and Others has stated that:-

8.2 Identification of Issues leading to Blatant Violation

After careful examination of the information received from SEIAA, Uttar Pradesh issues leading to violation have been identified as follows:

- i. Wilful violation of the provisions of EIA Notification, 2006 by the Project Proponents
- ii. Suppression of the information by the Project Proponents. 84
- iii. Processing of applications received for getting EC is not upto mark. This is including scrutinization of necessary NOCs / Licenses / Clearances from other concerned departments
- iv. Time-lines prescribed for processing the EC applications are not followed.
- v. Lack of coordination among the various Agencies concerned for issuing Permissions, Clearance, Consents etc.
- vi. Lack of surveillance in the State especially by UPPCB, T&C Planning Department and Local Bodies.

9.1 Recommendations

9.1.1 For Project Proponent

Project Proponents may be made aware of the concerned Environmental Regulations and Environmental Norms. Periodic workshops may be organized with the related Associations, Organizations and key Institutions so as to apprise them about the extant provisions of Acts,



Rules, OMs, Procedures and the Dos and the Don'ts as far as Environmental Clearances and adherence to Environmental Safeguards are concerned.

9.1.2 For SEIAA, UP

1. It was observed that Member Secretary of UPPCB is also the Member Secretary, SEIAA, UP. However, this does not appear to have translated into better synergy and convergence. It is, therefore, suggested that institution mechanism for sharing information between SEIAA and UPPCB may be established to ensure efficient and effective monitoring and implementation of environmental safeguards.
2. It is found that, during window period for most of the projects dates of application for EC are beyond the window period. SEIAA, UP may provide clarification in this regard.
3. It was observed that out of the 15 projects received during Window Period for which ECs were not granted, constructions of 09 nos of projects have been completed, and 04 are under construction. Action needs to be taken in these cases by SEIAA, UP and UPPCB.
4. Action u/s 15 of the E(P) Act, 1986 against all the projects falling under violation category may be initiated by SEIAA, Uttar Pradesh.
5. It is observed that applications in respect of a total of 2105 Projects have been received during 01.01.2017 to 25.12.2021. All the 2105 Applications have been processed and ECs are granted to 1486 projects. Inspection of remaining 619 projects may be conducted to assess their current status. Action against defaulter projects needs to be initiated as per the provisions of EIA Notification, 2006, as amended and E(P) Act, 1986. Further, Environmental Compensation also needs to be imposed as per orders issued by Hon'ble Supreme Court and Hon'ble National Green Tribunal.
6. SEIAA, Uttar Pradesh needs to follow the Rules/Provisions of 'Environment Impact Assessment Notification, 2006 including its amendments' in 'letter & spirit' for considerations of the applications received for obtaining EC. Timelines for grant of EC need to be adhered to.
7. SEIAA, Uttar Pradesh may work in close coordination with State Government agencies including Uttar Pradesh Pollution Control Board, Town & Country Planning Department, Municipal Corporations, Ground Water Board, City Development Authority and other organization like CPCB (Regional Directorate) and IITs. This will facilitate transparency in the matter and effective enforcement of Legal Framework.
8. SEIAA may consider utilising the features of PARIVESH and also independently use the available IT Tools to assess the situation on the ground based on the latitude and longitude mentioned in the application submitted on the PARIVESH portal to ensure that construction of the Project/Activities for which EC has been asked for has not started so as to avoid grant of EC in a routine manner to "Violation Category" of Projects.
9. Taking a cue from the analysis of the Violation cases, it may be seen that delay in deciding upon the application for grant of ToR and processing for grant of EC may lead to a situation where the Project Proponent may be emboldened to start the Project which may result in compromising with the environmental safeguards which need to be observed. It may be worthwhile to explore the possibility of devising a method whereby PARIVESH Portal, through its own IT tool seamlessly flags the cases where there are delays beyond the specified time of 45 days post the recommendations of SEAC as mentioned in the EIA Notification, 2006, as amended and generates alerts not only for SEIAA but also for the Ministry so that such cases are dealt with on priority and



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corrective/remedial actions are undertaken by SEIAA/EAC in the best interest of protection of the environment.

10. SEIAA, UP may also take support of Technology viz. Parivesh for tracking of the process of issuing EC.
11. ECs issued by SEIAA may be given wider publicity by posting it on the relevant Portals/Websites so as to bring in transparency and keep the stakeholders informed.

9.1.3 For SPCB

- Stake-holder consultation in the State along with the State Environment Depts., may be conducted to avoid wilful violation of the provisions of EIA Notification, 2006 by the Project Proponents.

9.1.4 For all Agencies

- Coordination amongst concerned State level Agencies may be established. These Agencies include SEIAA, UPPCB, Town & Country Planning Department and Local Bodies so far as Construction Projects are concerned and similarly amongst the key stakeholders for other Projects/Activities. There is a need for exchange of knowledge and understanding the issues of enforcement.
- Surveillance activities in the State especially by UPPCB, T&C Planning Department, Public Health Engineering Department and Local Bodies may be improved for effective monitoring of EC conditions without causing undue interference in the execution of Projects /Activities by the Project Proponent.
- Monitoring and assessment of compliance of Environmental Regulations including EC conditions and Remediation Action Plans may be conducted on regular basis by the Integrated Regional Offices. Random inspection by Integrated Task Force comprising of the Officers from these departments may be conducted for surveillance in the State and execution of illegal / unauthorized projects in the State.

9.2 Additional recommendations are as follows:

- SEIAA may co-opt Member from Town and Country Planning, Local Bodies and other concerned agencies for processing of EC applications as per need.
- EC must be issued in transparent fashion and area wise database be uploaded for the information of all concerned."

Finding about functional audit of SEIAA

19. On due consideration, we see no reason not to accept the report based on verified data by credible committee. We accept the report. We find it disappointing to note the failures found on the part of SEIAA, U.P to act as per mandate of law. If the statutory regulators fail in their duties, it is difficult to understand how the Rule of Law will be protected. Let remedial measures be taken as recommended. The MoEF&CC may oversee further steps so as to ensure compliance of the recommendations within three months.

SEIAA opined that Copy of Honourable NGT order be sent to SEAC-1 & SEAC-2 with the direction that this order be discussed in their SEACs and brought to the notice of all the members and in future while examining the proposals, directions given by Honourable NGT should be kept in mind.

Agenda-B Discussions:-

1- Stone (Sand Stone) Mining at Araj No.-01 Ka, Village- Sonpur, Tehsil- Chaunar, Mirzapur, U.P., Shri Prashant Kumar Singh, Area -0.809 ha. File No. 6771/4993/Proposal No. SIA/UP/MIN/70303/2019

SEIAA noted that the above project was taken in its 559th meeting in which SEIAA found that it is not evident from the MoM of SEAC-1 whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC-1 whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC-1 for review/deliberations.

SEIAA gone through the minutes of 645th SEAC-1 meeting dated 20.04.2022 which states that –

The committee noticed that the SEIAA is referring back few cases with the following remarks –

“SEIAA opined that it is not evident from the MoM of SEAC whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC for review/deliberations.”

Regarding putting in tabular form of the compliance/action taken on TOR/Public Hearing in the meeting of minutes of SEAC, the committee opines that all projects have been recommended after due examination of relevant aspects. Thus, SEIAA may take up the applications for their timely disposal.

SEIAA discussed the reply of SEAC-1 in their meeting no. 597 dated 05.05.2022. In light of above developments, SEIAA opined to agree with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project for along with all the general and specific conditions as suggested by the SEAC adding following specific condition as follows:-

1. Validity period of this EC is 5 year from the date of issue as the Lol has been issued for a period of 5 year 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 1,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
9. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 5 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
10. Project Proponent / Consultant has given an affidavit that the project area doesn't fall within the boundary of Critically Polluted Area (CPA). If the affidavit given by PP / Consultant is found to be false then EC will be cancelled and legal actions will be initiated against them. Further, mining should not commence without obtaining certificate from DM, Mirzapur that area doesn't attract CPA and a copy of the same should be submitted to SEIAA.
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. 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.
 14. 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.
- 2- Sand Mining from Kosi River bed at Gata No.-787, at Village- Bhuwara Ehatmali, Tehsil-Swar, Rampur., M/s Baba Deep Singh Enterprises, Leased Area -2.21 ha., File No. 6806-6087/Proposal No. SIA/UP/MIN/70561/2021

SEIAA noted that the above project was taken in its 572nd meeting in which SEIAA found that it is not evident from the MoM of SEAC-1 whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC-1 whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC-1 for review/deliberations.

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Regarding putting in tabular form of the compliance/action taken on TOR/Public Hearing in the meeting of minutes of SEAC, the committee opines that all projects have been recommended after due examination of relevant aspects. Thus, SEIAA may take up the applications for their timely disposal.

SEIAA discussed the reply of SEAC-1 in their meeting no. 597 dated 05.05.2022. In light of above developments, SEIAA opined to agree with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project for along with all the general and specific conditions as suggested by the SEAC adding following specific condition as follows:-

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. 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. 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 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.
7. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 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.
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, Gol, Lucknow.



3- Building Stone (Khanda, Boulder, Bailast (Gitti)) Mining at Gata No.-339, (Khand No.- 27 New, 40 Old), Village- Daharra, Mahoba, U.P. Area: 2.995 ha., File No. 6812-6390/Proposal No. SIA/UP/MIN/70635/2021

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4- Granite (Khanda & Gitti, Boulder) Mining at Gata No. 41 and 42 (Khand No.-04), Village: Baruwasyodha, Tehsil:Naraini: Banda, Area 2.0 Ha., File No. 6813-6359/Proposal No. SIA/UP/MIN/70623/2021

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5- Stone (Khanda, Boulder, Ballast & Gitti) at Gata No.-93, Khand No.-11, at Village- Bari, Tehsil & District- Mahoba., Shri Ashwani Rawat, M/s PNC Infratech Ltd., area-1.012 ha., File No. 6849/6316/Proposal No. SIA/UP/MIN/70769/2021

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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 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
9. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 10 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
10. 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.
11. 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.
12. 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.
13. 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.

6- Stone (Khanda, Boulder, Bailast & Gitti) at Gata No.-953, Khand No.-04, Village-Dahrra, Tehsil-Dahrra, Mahoba, Shri Rakesh Kumar Goswami., area-0.809 ha., File No. 6850/6320/Proposal No. SIA/UP/MIN/70853/2021

SEIAA noted that the above project was taken in its 581st meeting in which SEIAA found that it is not evident from the MoM of SEAC-1 whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC-1 whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should

be submitted. Hence SEIAA opined to refer back the project to SEAC-1 for review/deliberations.

SEIAA gone through the minutes of 645th SEAC-1 meeting dated 20.04.2022 which states that –

The committee noticed that the SEIAA is referring back few cases with the following remarks –

"SEIAA opined that it is not evident from the MoM of SEAC whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC for review/deliberations."

Regarding putting in tabular form of the compliance/action taken on TOR/Public Hearing in the meeting of minutes of SEAC, the committee opines that all projects have been recommended after due examination of relevant aspects. Thus, SEIAA may take up the applications for their timely disposal.

SEIAA discussed the reply of SEAC-1 in their meeting no. 597 dated 05.05.2022. In light of above developments, SEIAA opined to agree with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project for along with all the general and specific conditions as suggested by the SEAC adding following specific condition as follows:-

1. Validity period of this EC is 5 year from the date of issue as the Lol has been issued for a period of 5 year 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 1,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
 9. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 5 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
 10. 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.
 11. 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.
 12. 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.
 13. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, GoI, Lucknow.
- 7- Stone (Gitti/Boulder/Khanda) Mining at Araj No./Plot No.01, Khand No. G/1,Village-Gudgawa, Meja, Prayagraj, Smt. Sunita Singh, Area 2.024 ha., File No. 6148/Proposal No. SIA/UP/MIN/60447/2021

SEIAA noted that the above project was taken in its 584th meeting in which due to typographical error the file no. was mentioned as 6168. In its 584th meeting SEIAA found that it is not evident from the MoM of SEAC-1 whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC-1 whether issues raised during public hearing have been addressed while preparing final EIA-EMP

report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC-1 for review/deliberations.

SEIAA gone through the minutes of 645th SEAC-1 meeting dated 20.04.2022 which states that –

The committee noticed that the SEIAA is referring back few cases with the following remarks –

“SEIAA opined that it is not evident from the MoM of SEAC whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC for review/deliberations.”

Regarding putting in tabular form of the compliance/action taken on TOR/Public Hearing in the meeting of minutes of SEAC, the committee opines that all projects have been recommended after due examination of relevant aspects. Thus, SEIAA may take up the applications for their timely disposal.

SEIAA discussed the reply of SEAC-1 in their meeting no. 597 dated 05.05.2022. In light of above developments, SEIAA opined to agree with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project for along with all the general and specific conditions as suggested by the SEAC adding following specific condition as follows:-

1. Validity period of this EC is 5 year from the date of issue as the Lol has been issued for a period of 5 year 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.
- 8- Stone (Khanda, Boulder, Bailast (Gitti))Mining at Gata No.- 2/4 (Khand No.-09), Village-Jujhar, Tehsil- Sadar, District- Mahoba, Smt. Kirti Rani Sahu, M/s Sahu Stone Crushing Industries Area : 3.441 ha., File No. 6897/6315/Proposal No. SIA/UP/MIN/71407/202

SEIAA noted that the above project was taken in its 585th meeting in which SEIAA found that it is not evident from the MoM of SEAC-1 whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC-1 whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC-1 for review/deliberations.

SEIAA gone through the minutes of 645th SEAC-1 meeting dated 20.04.2022 which states that –

The committee noticed that the SEIAA is referring back few cases with the following remarks –

“SEIAA opined that it is not evident from the MoM of SEAC whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC

whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC for review/deliberations."

Regarding putting in tabular form of the compliance/action taken on TOR/Public Hearing in the meeting of minutes of SEAC, the committee opines that all projects have been recommended after due examination of relevant aspects. Thus, SEIAA may take up the applications for their timely disposal.

SEIAA discussed the reply of SEAC-1 in their meeting no. 597 dated 05.05.2022. In light of above developments, SEIAA opined to agree with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project for along with all the general and specific conditions as suggested by the SEAC adding following specific condition as follows:-

1. Validity period of this EC is 5 year from the date of issue as the LoI has been issued for a period of 5 year 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. 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 prepare 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. 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.
11. 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.
12. 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.
13. 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- Stone Khanda, Boulders, Ballast (Gitti) Mining at Gata No. 712 (Khand No.-02), Village- Chikahra, Mahoba, Smt. Husnara Bano, Area- 1.214 ha. File No. 6903/6394/Proposal No. SIA/UP/MIN/71657/2021

SEIAA noted that the above project was taken in its 585th meeting in which SEIAA found that it is not evident from the MoM of SEAC-1 whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC-1 whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC-1 for review/deliberations.

SEIAA gone through the minutes of 645th SEAC-1 meeting dated 20.04.2022 which states that –

The committee noticed that the SEIAA is referring back few cases with the following remarks –

“SEIAA opined that it is not evident from the MoM of SEAC whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC

and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC for review/deliberations."

Regarding putting in tabular form of the compliance/action taken on TOR/Public Hearing in the meeting of minutes of SEAC, the committee opines that all projects have been recommended after due examination of relevant aspects. Thus, SEIAA may take up the applications for their timely disposal.

SEIAA discussed the reply of SEAC-1 in their meeting no. 597 dated 05.05.2022. In light of above developments, SEIAA opined to agree with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project for along with all the general and specific conditions as suggested by the SEAC adding following specific condition as follows:-

1. Validity period of this EC is 2 year from the date of issue as the Lol has been issued for a period of 2 year 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 2,000 plants, either on government land or community land, within a

periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.

9. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 10 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
10. 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.
11. 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.
12. 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.
13. 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- Stone (Khanda, Boulder, Gitti) Mining at Gata No.-41 & 42, Khand No.-03, Village- Baruwa Syodha, Tehsil- Naraini, Banda., Area-2.0 ha., 6822/6360/Proposal No. SIA/UP/MIN/ 70665/2021

SEIAA noted that the above project was taken in its 577th meeting in which SEIAA found that it is not evident from the MoM of SEAC-1 whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC-1 whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC-1 for review/deliberations.

SEIAA gone through the minutes of 645th SEAC-1 meeting dated 20.04.2022 which states that –

The committee noticed that the SEIAA is referring back few cases with the following remarks –



"SEIAA opined that it is not evident from the MoM of SEAC whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC for review/deliberations."

Regarding putting in tabular form of the compliance/action taken on TOR/Public Hearing in the meeting of minutes of SEAC, the committee opines that all projects have been recommended after due examination of relevant aspects. Thus, SEIAA may take up the applications for their timely disposal.

SEIAA discussed the reply of SEAC-1 in their meeting no. 597 dated 05.05.2022. In light of above developments, SEIAA opined to agree with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project for along with all the general and specific conditions as suggested by the SEAC adding following specific condition as follows:-

1. Validity period of this EC is 5 year from the date of issue as the Lol has been issued for a period of 5 year 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 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.

9. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 10 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
10. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
11. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, Gol, Lucknow.

**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**

