

**Proceeding of 207th meeting of State Expert Appraisal Committee (SEAC)
to be held on 07.10.2021 in the Conference Hall no. 2 at 11:00 AM, MGSIPA
Complex, Sector-26, Chandigarh.**

The following were present:

Sr. No.	Name of SEAC Member	Designation in SEAC
1.	Er. Yogesh Gupta	Chairman
2.	Sh. Pardeep Garg	Member Secretary
3.	Sh. Anil Kumar Gupta	Member
4.	Sh. Parminder Singh Bhogal	Member
5.	Dr. Preet Mohinder Singh Bedi	Member
6.	Sh. Satish Kumar Gupta	Member
7.	Sh. K.L Malhotra	Member
8.	Dr. Pawan Krishan	Member

Item No. 01: Confirmation of the proceedings of 206th meeting of State Level Expert Appraisal Committee held on 18.09.2021.

The proceedings of 206th meeting of State Level Expert Appraisal Committee held on 18.09.2021 were prepared and circulated through email on 23.09.2021. No comments were received from any of the Members. As such, SEAC confirmed the same.

Item No. 02: Action taken on the proceedings of the 206th meeting of State Level Expert Appraisal Committee held on 18.09.2021.

SEAC was apprised that the action taken on the decisions of 206th meeting of State Level Expert Appraisal Committee held on 18.09.2021 has been completed. SEAC noted the same.

Item No. 207.01: Application for issuance of ToRs for carrying out EIA study for obtaining environmental clearance under EIA notification dated 14.09.2006 for establishment of Group Housing Project namely "Sunny Heights" located in the Sector 125, Tehsil Kharar, District- SAS Nagar by M/s Bajwa Developers Ltd. (SIA/PB/NCP/22973/2018).

1.0 Background

M/s Bajwa Developers Ltd. has submitted an application for issuance of TORs for carrying out EIA study for obtaining environmental clearance under EIA notification dated 14.09.2006 for establishment of Group Housing Project namely "Sunny Heights" located in Sector 125, Tehsil Kharar, District- SAS Nagar. The project proponent submitted as under:

- i) Total 07 Blocks are being constructed at the project site comprising 406 Flats, 45 EWS, School, and Meeting Hall. About 60% of the construction work has been completed on-site.
- ii) The total land area for the project is 25,600.36 sqm. (6.33 acres) and the built-up area of the project is 56,872.19 sqm
- iii) Municipal Council, Kharar vide letter no: 1638 dated 23/2/2012 approved the layout plan.
- iv) They had started the construction without getting Environmental Clearance.

Since it is a case of violation of the provisions of EIA notification dated 14.09.2006 and as per amendment notification vide No S.O. 804 (E) dated 14-03-2017, violation cases even of category "B" projects which are granted Environmental Clearance by SEIAA, are to be appraised for grant of Environmental Clearance only by the EAC and granted at the central level.

Accordingly, the project proponent has submitted an online application for issuance of TORs for obtaining Environmental Clearance vide proposal no. IA/PB/NCP/ 69083/ 2017 on 13/09/2017 to MOEF&CC.

MoEF&CC issued amended notification dated 08.03.2018 and the gist of relevant paras (2), (4) and (5) of the notification, is reproduced as under: -

Para (2) For category B projects, the appraisal, and approval thereof shall vest with the State or Union territory level Expert Appraisal Committees and State or Union territory Environment Impact Assessment Authorities in different States and Union territories, constituted under sub-section (3) of section 3 of the Environment (Protection) Act, 1986.

Para (4) The cases of violations will be appraised with a view to assess that the project has been constructed at a site which under prevailing laws is permissible and expansion has been done which can run sustainably under compliance of environmental norms with adequate environmental safeguards, and in case, where the findings of Expert Appraisal Committee for projects under category A or State or Union territory level Expert Appraisal Committee for projects under category B is negative, closure of the project will be recommended along with other actions under the law.

Para (5) In case, where the findings of the Expert Appraisal Committee or State or Union territory level Expert Appraisal Committee on point at subparagraph (4) above are affirmative, the projects will be granted the appropriate Terms of Reference for undertaking Environment Impact Assessment and preparation of Environment Management Plan and the Expert Appraisal Committee or State or Union territory level Expert Appraisal Committee, will prescribe specific Terms of Reference for the project on assessment of ecological damage, remediation plan and natural and community resource augmentation plan.

In view of the above, MoEF&CC has transferred the project to SEIAA vide proposal no. SIA /PB/NCP /22973/2018 on 28/03/2018.

1.2 Deliberation during 167th meeting of SEAC held on 26.05.2018

The matter was considered by SEAC in its 167th meeting held on 26.05.2018. In the said meeting, the SEAC was apprised that project proponent has not yet submitted a hard copy of the application after acceptance of its online application as stipulated vide MoEF OM No. J-11013/49/2014-IA. I dated 06/06/2014.

After detailed deliberations, SEAC decided to defer the case and ask the project proponent to submit a hard copy of the application. Till such time his case will not be taken up for consideration. Accordingly, ADS was raised online on 14.06.2018.

Thereafter, notice was issued to the project for delisting the case vide no. 922 dated 29/10/2019

1.3 Deliberation during 185th meeting of SEAC held on 29.11.2019

The case was considered by SEAC in its 185th meeting held on 29.11.2019, which was attended by the authorized representative on behalf of the project proponent. SEAC was apprised that the project is a violation case and was applied in the window given by MoEF vide Notification dated 14.03.2017. SEAC was further apprised that as per the clause 3 of the said notification in cases of violation, action will be taken against the project proponent by the respective State Pollution Control Board under the provisions of section 15 & 16 read with section 19 of the Environment (Protection) Act, 1986 and further, no consent to operate or occupancy certificate will be issued till the project is granted the Environmental Clearance.

SEAC raised the following observations to the project proponent:

1. As to whether a hard copy of the application along with a list of persons responsible for the violation has been submitted.
2. As to whether the project has been constructed at a site which under prevailing law is permissible. If yes, has the project proponent submitted any documentary proof in this regard.
3. Whether permission has been obtained for the abstraction of the groundwater from the CGWA or not?
4. Whether any specific TORs for the project on assessment of ecological damage, remediation plan, and natural and community resources augmentation plan have been submitted?

To the above observations, the project proponent stated that a hard copy of the application has been submitted. However, a reply to the ADS is yet to be submitted. He sought time to comply with the other observations.

After detailed deliberations, SEAC decided to accept the request of the project proponent, to defer the case, and the same be placed in the next meeting after getting the reply from the project proponent.

The observations were conveyed to the project proponent vide letter no 1431 dated 03.02.2020. However, reply to the said letter is yet awaited.

2.0 Summary of the project

The project proponent submitted the application for TOR along with the summary of the project & EMP and detail of the project is given as under:

Sr. No.	Item	Details
1	Name & Location of the project	Sunny Heights Sector 125, Tehsil Kharar, District- SAS Nagar
2	Project/activity covered under item of scheduled to the EIA Notification, 14.09.2006	8(a) 'Building & Construction Project'
3	Copy of the Master plan duly marked with the project site	Submitted
4	Pre-feasibility report as per Ministry of Environment & Forests, Circular dated 30.12.2010.	Not Submitted
5.	Proof of ownership of land	Submitted

6.	Copy of Memorandum of Article & Association/partnership deed/undertaking of sole proprietorship/list of Directors and names of other persons responsible for managing the day-to-day affairs of the project.	Submitted
7	Proposed ToRs (based on the standard ToRs)	Submitted
8	Does it attract the general condition? If yes, please specify	No
9	Whether the proposal involves approval/clearance under the Forest (Conservation)Act,1980	No
10	Does the project cover under PLPA, 1900	No
11	Whether the proposal involves approval/clearance under the Wildlife (Protection)Act, 1972?	No
12	Classification/Land use pattern as per Master Plan	Residential Zone
13	Cost of the project	90 Crores.
14.	TORs Fee details	NA as the application submitted on 13.09.2017 i.e., before the date of Notification 27.06.2019
15.	Total Plot Area, Built-up Area, and Green area	
	DESCRIPTION	TOTAL
	Total Area	25600.36 Sqm.
	Built-up Area	47652.39 sqm.
	There are total Seven Blocks constructed at the project site comprising 406 Flats, 45 EWS, School, and Meeting Hall. The layout plan has been approved by the "Municipal Council – Kharar" vide drawing no. DRG. NO. 01. Letter for approval of layout plan has been obtained from the office of Municipal Council, Kharar vide letter no: 1638 dated 23/2/2012.	
16.	Estimated Population	2200 persons
17.	Source of water supply	Ground Water (Tube well)
18.	Total water demand	440 KLD
19.	Waste Water generation	352 KLD The Sewage treatment will be done in the common STP of capacity 5MLD proposed at Sunny Enclave. The Treated water will be used for flushing (99 KLD), green area (21.67 KLD) and remaining will be disposed of to the sewer
20	Effluent utilization	Recycled Water-121 KLD, i) Flushing-99 KLD,

		ii) Plantation & Irrigation-22KLD iii) Excess water discharged into Sewer
21	Proposed Green Area	15.4 % i.e., 3941 sqm
22.	Rainwater harvesting	7 number of rainwater harvesting pits provided at the site instead of required 04 pits for stormwater of quantity 355 cum/hr
23	Air pollution control	Chimney on DG sets
24	Solid waste	About 880 kg/day solid waste will be generated in the project. The biodegradable waste (30% i.e., 211 kg/day) will be converted into manure by mechanical composter and the non-biodegradable waste (70% i.e., 493 kg/day) generated will be handed over to the authorized local vendors. The waste will be disposed of as per Solid Waste Management Rules, 2016.
23	Hazardous waste	Used oil will be stored in HDPE drums and kept in covered rooms under lock and key and will be sold as per EPA Rules to approved recyclers only
22.	Energy Requirements & Saving	<ul style="list-style-type: none"> i) The total power requirement during operation phase is 1429 KW and will be met from PSPCL, Punjab ii) 3 DG Sets equipped with canopies (Capacity- 500KVA each) will be installed as stand-by arrangements. iii) 28 KW energy will be saved by using 7W LED lamps instead of using 15W CFL lamps. iv) 30% of the rooftop area space is proposed to set up the 198 KW f solar power generation plant.

2.1 Complete details of the case are summarised as under:

1	Proposal No	SIA/PB/NCP/22973/2018
2	Date of submission of application	13.09.2017
3	Date of acceptance of application	22.05.2018
4	Meeting of SEAC in which case was considered	167th meeting held on 26.05.2018
5	Observations	As mentioned above

6	Date of ADS & its reply	14.06.2018 & Reply submitted on 14.02.2020, which was found incomplete. ADS raised on 05.05.2020 as per the decision of the 185 th meeting held on 29.11.2019.
7	Details of notice issued, if any	Issued vide no. 922 dated 29/10/2019
8	Reply to the notice received or not	Project proponent attended the 185 th meeting of SEAC.
9	Lastly, the case was considered by SEAC	185 th meeting held on 29.11.2019
10	Observations	As mentioned above
11	Observation conveyed to the Project Proponent	Vide no 1431 dated 03.02.2020.
12	Reply in reference to letter no 1431 dated 03.02.2020	The project proponent has not submitted a reply to the observations so far.
13	Reminder	A reminder was issued through email 06.05.2020 wherein it was requested to submit the reply online to the observations immediately, otherwise, it will be presumed that the project proponent has nothing to say and the project will be delisted in light of the OM dated 30.10.2012. The Project Proponent submitted a reply through email on 21.05.2017.

3.0 Deliberation during 189th meeting of SEAC held on 28.05.2020

The meeting was attended by the following through video conference:

1. Sh. Rajesh Gupta, GM, representing the Project Proponent.
2. Ms. Daksha Gupta, EIA Coordinator, M/s Shivalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

The SEAC, after going through the presentation submitted by the Project Proponent observed a lot of discrepancies in the documents submitted by the Project Proponent regarding the details of the directors of the company & list of persons responsible for the violation of the EIA notification dated 14.09.2006, w.r.t signatures of the authorized signatory and the documents were without date & reference number. The Committee took serious note of this on part of the Environmental Consultant of project proponent and desired that his explanation be called.

SEAC further observed that as per the said notification, in cases of violation, action

has to be taken against the project proponent by the respective State Pollution Control Board under the provisions of section 15 & 16 read with section 19 of Environment (Protection) Act,1986.

It was apprised to the SEAC that SEIAA vide letter no 354 dated 02.04.2019 had sent a list of 13 violation projects including the name of this project to PPCB to deal with these cases in accordance with the provisions of MoEF&CC Notification dated 14.03.2017 & 18.03.2018.

After detailed deliberations, SEAC decided that the following action be taken:

- a) SEIAA be requested to ask the PPCB to provide the details of the legal action taken against the responsible persons of the project in response to SEIAA letter no 354 dated 02.04.2019 and the construction status of the project (completed/not completed, if not completed then % of built-up area completed as on
- b) Project proponent be asked to submit a copy of Memorandum of Article & Association/partnership deed/undertaking of sole proprietorship/ List of Directors and names of other persons (with designation & complete address) responsible for the violation of the EIA Notification 14.09.2006, the verified signature of the authorized signatory and other documents (with date & reference number) duly signed by the EIA Coordinator & the project proponent.
- c) Explanation of the Environmental Consultant of the project proponent i.e., M/s Shivalik Solid Waste Management Ltd., be called in light of discrepancies found in the documentation work.

In compliance with the decision (b) & (c) of SEAC, the following actions have been taken by the SEAC:

- a) Project proponent was asked vide letter no 1679 dated 17.06.2020 to submit the information as sought above.
- b) Explanation of the Environmental Consultant of the project proponent i.e., M/s Shivalik Solid Waste Management Ltd. was called vide letter no 1678 dated 17.06.2020

In compliance with the decision taken at a), the case was placed before SEIAA for consideration.

4.0 Deliberation during 166th meeting of SEIAA held on 26.06.2020

The case was considered by the SEIAA in its 166th meeting held on 26.06.2020. SEIAA perused the deliberations made during the 189th meeting of SEAC held on 28.05.2020. After detailed deliberations, SEIAA decided as under:

- i) To accept the recommendation of SEAC mentioned at Sr. No. 'a' and to take action as proposed by SEAC. Further, it was directed that separate letter be written to the Board mentioning all the previous correspondence for asking the construction status report and action taken report against the responsible person as per the Clause 3 of MoEF&CC Notification dated 14.03.2017 and as

amended on 08.03.2018. A copy of the same be also endorsed to the Zonal Office and Regional Office of the Board.

- ii) Direction under Section 5 of the Environment (Protection) Act, 1986 be issued to the project proponent to restrain him from carrying out further construction activity of the project and not to create any third-party interest in the project till it obtains the environmental clearance under EIA Notification dated 14.09.2006.

In compliance with the aforesaid decisions, the following actions have been taken:

- (i) The Member Secretary, PPCB has been requested vide letter no. 1874 dated 29.07.2020 to launch prosecution against the responsible persons and send the construction status report vide letter no. 1875 dated 29.07.2020. A copy of the same has not been endorsed to the other concerned due to the directions given by the MS, SEIAA on 29.07.2020.
- (ii) Direction u/s 5 have been issued vide letter no. 1876 dated 29.07.2020 to the Project proponent and a copy of the same has been endorsed vide letter no. 1877 dated 29.07.2020 to MS, PPCB for ensuring the compliance.

No report has been received from the PPCB, so far.

5.0 Deliberations during 176th meeting of SEIAA held on 19.02.2021.

The case was considered by SEIAA in its 176th meeting held on 19.02.2021 wherein, SEIAA observed that no report from the PPCB has been received so far. SEIAA took a serious view of this being a major and long pending violation case.

After detailed deliberations, SEIAA decided to issue a reminder to the PPCB for sending the report in the matter. It was also decided that the matter be taken up with the Chairman, PPCB through e-office file.

In compliance with the aforesaid decision, PPCB has been issued a reminder vide 3618 dated 09.03.2021. The matter was also put up on the e-office on 26.02.2021. Another reminder was also sent to the PPCB vide letter no. 3676 dated 07.04.2021.

Member Secretary, PPCB vide letter no. 2469 dated 03.05.2021 informed that the project site was visited by the officers of the Board along with representative of the project on 10.03.2021. During visit, it was observed as under:

- (i) The project site is situated on Desumajra to Jandpur Road and on backside of Jalvayu Towers. The project proponent has earmarked the project site with boundary wall and main gate.
- (ii) The Executive Office, Kharar has approved the map of 6.33 acre land for the group housing development. The total built up area is about 512926.02 sq.ft. (i.e., 47652.39 sqm).
- (iii) The project proponent has almost completed structure work of all the 06 towers and finishing work was in progress. Finishing work of 03 towers has been completed and 40-50 families are residing in this project.

- (iv) No STP has been installed at the site for the treatment of wastewater generated. Entire wastewater is discharged to some undisclosed location i.e., ultimately discharge into Jyanti Ki Rao drain.
- (v) No bins have been provided for the collection of MSW and no mechanical composter provided at the site.
- (vi) Prosecution has been launched u/s 15, 16 read with section 19 of the Environment (Protection) Act, 1986 against the project proponent and the responsible persons in the court of Sub-Divisional Judicial Magistrate, Kharar. The case was fixed for hearing on 09.07.2021.

6.0 Deliberations during 182nd meeting of SEIAA held on 24.05.2021.

The case was considered by SEIAA in its 182nd meeting held on 24.05.2021 through Video Conference which was attended by the following:

- (i) Sh. Rajesh Gupta, GM, representing the Project Proponent.
- (ii) S. Brahma and Ms. Daksha Gupta, EIA Coordinator, M/s Shiwalik Solid Waste Management Ltd., Environment Consultant of the project proponent

SEIAA perused the report of the PPCB and observed that prosecution has been filed against the project proponent, structure work of all the 6 towers has been completed and finishing work was in progress. 40-50 families are residing in the project but neither STP has been installed nor have any arrangements been made for the collection /treatment of MSW.

SEIAA observed that SEAC in its 189th meeting had enlisted a large number of discrepancies in the documents submitted by the project proponent. SEAC had therefore called for the explanation of the Environmental Consultant of the project proponent regarding these discrepancies. To this, Environmental Consultant informed that reply of the same has already been submitted vide letter No. 10352 dated 22.07.2020 to SEAC.

Further, to a query of SEIAA regarding compliance of the observations of the PPCB and directions issued by SEIAA u/s 5 of the Environment (Protection) Act, 1986, Environmental Consultant of the promoter company informed that compliance report of the same will be submitted within 10 days.

SEIAA further observed that Clause No's 4 and 5 of Notification dated 08.03.2018 regarding the permissibility of site under prevailing law, recommendations of Specific Terms of Reference and reply to the observations of SEAC submitted by the Environmental Consultant vide letter dated 22.07.2020 are required to be examined.

After detailed deliberations, SEIAA decided as under:

- (i) Project Proponent be asked to submit the compliance reports in respect of the observations of PPCB and directions issued u/s 5 by SEIAA to SEAC within 10 days from the issuance of the proceedings of this meeting.
- (ii) Case be remand to SEAC for examination and sending detailed recommendations with respect to the following:

- a) Permissibility of the site w.r.t MOEF&CC Notification dated 14.03.2017 as amended on 08.03.2018 and recommendation of specific Terms of Reference in case the site is deemed suitable;
- b) Reply to the observations of SEAC stated to have been submitted by the Environmental Consultant vide letter dated 22.07.2020;
- c) Compliance made by the Project Proponent in respect of the observations of PPCB issued vide letter no. 2469 dated 03.05.2021;
- d) Compliance made by the Project Proponent in respect of the directions issued by SEIAA u/s 5 of the Environment (Protection) Act, 1986, vide letter no. 1876 dated 29.07.2020.

7.0 Deliberation during 202nd meeting of SEAC held on 21.06.2021

The meeting was attended by Ms. Daksha Gupta, EIA Coordinator, M/s Shiwalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

SEAC observed that no representative from the Project Proponent side was available in the meeting. As per the decisions taken by SEIAA in its meeting held on 24.05.2021, the points-wise response is as under:

Sr. No.	Decisions taken by SEIAA in the meeting held on 24.05.21	Comments of SEAC
1.	Project Proponent be asked to submit the compliance reports in respect of the observations of PPCB and directions issued u/s 5 by SEIAA to SEAC within 10 days from the issuance of the proceedings of this meeting.	The Project Proponent was to submit the compliance report in respect of the observations of PPCB issued vide letter no. 2469 dated 03.05.21 and directions issued u/s 5 by SEIAA vide letter no. 1876 dated 29.07.20 to SEAC within 10 days from the issuance of the proceedings of this meeting i.e., by 14.06.21. However, no reply in this regard has been received from the project proponent.
2.	Permissibility of the site w.r.t MOEF&CC Notification dated 14.03.2017 as amended on 08.03.2018 and recommendation of specific Terms of Reference in case the site is deemed suitable;	The Municipal Council, Kharar, vide letter no. 11/1867 dated 29.12.2011 has approved the map of 6.33 acres of land for the Group Housing Development Project with built up area about 612167.32 square feet OR 56872.19 sqm. However, the copy of the layout plan submitted by the Project Proponent is not legible.
3.	Reply to the observations of SEAC stated to have been submitted by the	The reply of the Environmental Consultant w.r.t. the observations

	Environmental Consultant vide letter dated 22.07.2020;	raised by SEAC vide letter no. 1678 & 1679 dated 17.06.20 regarding explanation of the Environmental Consultant and providing information w.r.t. Memorandum of Article & Association/ List of Directors and names of persons responsible for violation etc. was found to be not satisfactory, as no proper justification was given.
4.	Compliance made by the Project Proponent in respect of the observations of PPCB issued vide letter no. 2469 dated 03.05.2021;	Already replied at Sr. no. 1 of the Table.
5.	Compliance made by the Project Proponent in respect of the directions issued by SEIAA u/s 5 of the Environment (Protection) Act, 1986, vide letter no. 1876 dated 29.07.2020.	Already replied at Sr. no. 1 of the Table.

In view of the position explained above, SEAC decided to recommend SEIAA as under:

1. The Project Proponent does not seem to be serious to pursue the case. Therefore, SEIAA may take suitable action against the Project Proponent as deemed appropriate, as per the provisions of EIA Notification/Guidelines.
2. The Environmental Consultant of the Project Proponent may be issued strict warning because of its unprofessional attitude for dealing with the case.

8.0 Deliberations during 185th meeting of SEIAA held on 12.07.2021

The case was considered by SEIAA in its 185th meeting held on 12.07.2021, which was attended by Mr. Rajesh Gupta, Manager, M/s Bajwa Developers Ltd. on behalf of promoter company, Ms. Daksha Gupta, EIA Coordinator and Mr. S. Brahma, Head of EIA from M/s Shiwalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

During the meeting, Environmental Engineer apprised SEIAA as under:

- (i) Environment Consultant of the promoter company vide email dated 09.07.2021 addressed to SEAC with a copy to SEIAA with respect to Minutes of 202nd meeting of SEAC, Punjab held on 21.06.2021 informed as under:

“We are always been keen to carry out this project and always follow the instructions from SEAC/SEIAA on a time bound manner. As stated in the MoM that it is the proponent got delayed reaching the meeting. Sir, we are a professional organization with strong ethical attitude, we also assure you maintain the same for preservation and conservation of Environment. We

conveyed the matter to the proponent. For your information and kind cooperation please.”

- (ii) Ministry of Environment, Forest & Climate Change vide OM dated 07.07.2021 had issued standard operating procedure for identification and handling of violation cases under EIA Notification 2006 in compliance of the orders of Hon'ble National Green Tribunal in OA No. 34/2020.

Thereafter, Environmental Consultant and the project proponent present in the meeting requested SEIAA that they had submitted the reply to the observations raised by SEAC in its 202nd meeting held on 21.06.2021 and they are now serious to comply with all the observations. SEIAA was not satisfied with the reply of the project proponent and informed the project proponent that their application for issuing Terms of Reference would have been rejected in case new office Memorandum for dealing with violation cases had not been issued by the Ministry. As such, this may be considered as last opportunity to comply with the observations.

SEIAA further observed that SEAC has not given an explicit recommendation of either rejecting or accepting the Terms of Reference to the project proponent.

After detailed deliberations, SEIAA decided that case be remand to SEAC for sending the clear-cut recommendations of rejecting/issuing the Terms of Reference while keeping in view the guidelines and provisos of the new office memorandum issued by the Ministry in respect of violation cases on 07.07.2021.

9.0 Deliberations during 204th meeting of SEAC held on 20.07.2021

SEAC was apprised that the Environmental Consultant of the promoter company namely M/s Shivalik Solid Waste Management Ltd. vide letter no. SSWML/ZKP/EIA/2021-22/11463 dated 19.07.2021 intimated that they were not able to attend the meeting due to non-availability of required documents as sought by SEIAA/SEAC from the Project Proponent. Further, nobody on behalf of project proponent was present in the meeting.

On perusal of reply submitted by the project proponent vide letter dated 21.06.2021, SEAC observed that the Project Proponent has not made any compliance w.r.t. the observations made by Punjab Pollution Control Board vide letter no. 2469 dated 03.05.21. Further, the Project Proponent has not submitted any compliance to the directions issued u/s 5 by SEIAA vide letter no. 1876 dated 29.07.20. It indicates that the Project Proponent is not serious at all to pursue the case.

SEAC observed that MoEF vide OM dated 07.07.2021 has laid down the Standard Operating Procedure (SoP) for dealing with the violation cases as received by SEAC and the present case has been deliberated in view of the provisions of the said OM.

The project proponent has not submitted the compliance of directions issued by SEIAA vide letter no. 1876 dated 29.07.20 u/s 5 of the Environment (Protection) Act, 1986 to the Project Proponent for immediately stopping the construction activities and further stop creating the third-party interests. Therefore, SEAC decided that the SEIAA may consider issuing further direction to the project proponent as per provisions of

OM dated 07.07.21 issued by MoEF&CC to close its operations to consider the case for issuance of TOR.

10.0 Deliberations during 187th meeting of SEIAA held on 09.08.2021.

The case was considered by SEIAA in its 187th meeting held on 09.08.2021 but no representative of the Project proponent or Environmental Consultant attended the meeting.

During the meeting, SEIAA was apprised that the project proponent and Environmental Consultant of the promoter company were informed vide email dated 07.08.2021 that their case will be considered in the 187th meeting of SEIAA to be held on 09.08.2021 in the Conference Hall no. 1 (Room No 311), 2nd Floor of MGSIPA at 10:30 AM, MGSIPA Complex, Sector-26, Chandigarh through hybrid mode (Video Conference/Physically mode) for which video call link (<https://meet.google.com/peu-kjtr-vrp>) was also provided to them. They were also requested to appear before the SEIAA and present their case failing which decision shall be taken as per prevalent rules and regulations.

In reply to the aforesaid email, Environmental Consultant of the promoter company vide email dated 07.08.2021 informed as under:

"With due regards, we would like to request to defer the appraisal of these three projects mentioned. This is due to non-submission of required affidavits sought by SEAC from proponent's side as per 204th SEAC Minutes of Meeting (MoM).

We have asked the proponent to prepare the required affidavits (Draft sent) as per the said MoM. For information please."

SEIAA perused the request of the Environmental Consultant and observed that Environmental Consultant was seeking postponement of the scheduled meeting on the grounds that the Project Proponent had not complied with the directions of SEAC and had not prepared the necessary affidavits. This reason for deferment is devoid of any merit since the failure of Project Proponent to take action as per the directions of SEIAA / SEAC cannot be made the basis for further postponement of this already very old case. SEIAA also noted that neither Project Proponent nor their Environmental Consultants attended the SEAC meeting held on 20.07.2021 nor did they attend the present SEIAA meeting on 09.08.2021 even though the Project Proponent had been clearly told in the SEIAA meeting held on 12.07.2021 that a last opportunity was being provided to submit satisfactory replies and information failing which the case would be rejected. SEIAA also further noted as under:

- i) SEAC in its last meeting observed that project Proponent has not made any compliance w.r.t. observations made by Punjab Pollution Control Board vide letter no. 2469 dated 03.05.21. Further, Project Proponent has not submitted any compliance of the directions issued u/s 5 by SEIAA vide letter no. 1876 dated 29.07.20. This clearly demonstrates that the Project Proponent is not serious in pursuing the case.

- ii) The case was considered in a number of meetings of SEIAA/SEAC held from time to time since 26.05.2018 but project proponent has failed to submit the satisfactory replies / clarifications to the queries raised by SEIAA/SEAC.
- iii) The project proponent has already exhausted the last opportunity given by SEIAA in its 185th meeting held on 12.07.2021.
- iv) Member Secretary, PPCB vide letter no. 2469 dated 03.05.2021 informed that prosecution has been launched u/s 15, 16 read with section 19 of the Environment (Protection) Act, 1986 against the project proponent and the responsible persons in the court of Sub-Divisional Judicial Magistrate, Kharar. SEIAA therefore concluded that the project proponent did not appear to be interested in pursuing his case and appeared to be deliberately ignoring the repeated directions of SEIAA and SEAC to furnish required information and clarifications necessary to appraise the Project under Violations category.

After detailed deliberations and keeping the repeated transgressions of omission and commission of the Project Proponent in view, SEIAA decided to issue Notice to the Project Proponent asking him to show cause why his application for grant of TORs should not be rejected. SEIAA also decided that Punjab Pollution Control Board be asked not to issue any further consents to operate under Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981 till final decision was taken on the Notice for rejection of the EC application.

In compliance with the aforesaid decision, show cause notice was issued vide letter no. SEIAA/MS/2021/4682-84 dated 23.08.2021 to the project proponent for rejection of Terms of References.

Accordingly, project proponent has submitted its reply vide letter dated 24.08.2021 in reference to letter no. SEIAA/MS/2021/4682 dated 23.08.2021, which was annexed as Annexure-2 of the agenda.

11.0 Deliberations during 189th meeting of SEIAA held on 13.09.2021.

The case was considered by SEIAA in its 189th meeting held on 13.09.2021 which was attended by Sh. S. Brahma, Head of EIA from M/s Shiwalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

SEIAA was apprised as above. SEIAA perused the reply dated 24.08.2021 and observed that the project proponent has submitted the reply to most of the observations earlier raised by SEIAA/SEAC. SEIAA further observed that:

- (i) SEAC recommended in its 204th meeting held on 20.07.2021 that the SEIAA may consider issuing further directions to the project proponent as per provisions of OM dated 07.07.21 issued by MoEF&CC.

In this regard, SEIAA noted that Madurai Bench of Madras High Court vide its order of 15.07.2021 had ordered an interim stay on the operation of OM dated

07.07.2021. Further, a clarification has been sought from Regional office of MoEF&CC, Chandigarh vide letter no. 4615 dated 10.08.2021 regarding the operation of Office Memorandum dated 07.07.2021 keeping in view the interim stay granted by the Madurai Bench of the Madras High Court. To this, it was informed by Regional Office of MoEF, Chandigarh that necessary guidance has been sought from the Director (IA-Policy), MoEF&CC, New Delhi vide letter dated 31.08.2021 and reply is awaited.

- (ii) The project proponent had submitted the instant proposal online for issuance of TOR to MoEF&CC on 13.09.2017, which was transferred to SEIAA vide proposal no. SIA/PB/NCP/22973/2018 on 28.03.2018 – i.e. well before the “violations window” of 2017-2018.

In this regard, MoEF&CC has clarified vide its OM dated 09.09.2019 that proposals received prior to the violations window can be taken up for consideration under the violation guidelines of 14.03.2017 and subsequent clarifications.

After detailed deliberations, SEIAA decided that case be remanded to SEAC with a request to conduct its appraisal as per the MoEF &CC Notifications on the subject dated 14.03.2017 (as amended on 08.03.2018), examine the reply submitted by the Project Proponent vide letter dated 24.08.2021 to the show cause notice issued by SEIAA and sending its clear-cut recommendation for rejecting/issuing of Terms of Reference to the Project.

The reply submitted by the Project Proponent vide letter dated 24.08.2021 is attached as Annexure-1.

12.0 Deliberations during 207th meeting of SEAC held on 07.10.2021.

The meeting was attended by the following:

1. Mr. Rajesh Gupta, on behalf of Project Proponent.
2. Ms. Daksha Gupta, EIA Coordinator and Mr. S. Brahma, Head of EIA from M/s Shiwalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

SEAC perused the reply submitted by the Project Proponent and found it incomplete w.r.t Show Cause Notice issued by SEIAA vide letter no. 4682 dated 23.08.2021. Further it has been observed that the Project Proponent has still not applied for obtaining permission from PWRDA for abstraction of ground water as already some families are residing in the project.

After detailed deliberations, SEAC decided to defer the case and the case be placed in the next meeting subject to receipt of satisfactory reply from the Project Proponent.

Item No. 207.02: Application for issuance of ToRs for carrying out EIA study for obtaining environmental clearance under EIA notification dated 14.09.2006 for the establishment of area development Project namely "Sunny Enclave (177.72 Acres)" located in the revenue estate of Village Jandpur, Sihanpur & Hasanpur, Sector 120,123, 124 & 125 Kharar, Distt SAS Nagar by M/s Bajwa Developers Ltd. (SIA/PB/NCP/ 23385/2018).

1.0 Background

M/s Bajwa Developers Ltd. has submitted an application for issuance of TORs for carrying out EIA study for obtaining environmental clearance under EIA notification dated 14.09.2006 for the establishment of area development Project namely "Sunny Enclave (177.72 Acres)" located in the revenue estate of Village Jandpur, Sihanpur & Hasanpur, Sector 120,123, 124 & 125 Kharar, Distt SAS Nagar. The project proponent submitted as under:

- 1) The project site is having a spread of 7,19,235.04 sqm. (177.726 Acres) and falls under the Residential land use as per Master Plan. The net planned area for the project site is 6,64,162.2 sqm (164.11 acres).
- 2) The plan for the project is divided into Plot area, Group Housing, EWS. This comprises a park Area of 53,168 sqm. and roads, open spaces & other utilities area of 2,98,014.35 sqm. for adequate parking spaces with modern infrastructure facilities.
- 3) Approval of revised layout plan of Mega residential project falling in Sector-120,123,124 and 125 has been obtained from Chief Town Planner, Punjab vide letter no: 1685 CTP (Pb)/MPR-23 Dated 06-04-2016
- 4) About 30% of the construction has been completed at the site without getting Environmental Clearance under EIA Notification, 14.09. 2006.

As per amendment notification vide No S.O. 804 (E) dated 14-03-2017, violation cases even of category "B" projects which are granted Environmental Clearance by SEIAA, are to appraised for grant of Environmental Clearance only by the EAC and granted at the central level.

Accordingly, the project proponent has submitted an online application for issuance of TORs for obtaining Environmental Clearance vide proposal no. IA/PB/NCP/69010/2017 to MOEF&CC on 13/09/2017.

MoEF&CC issued amended notification dated 08.03.2018 and the gist of relevant paras (2), (4) and (5) of the notification, is reproduced as under: -

Para (2) For category B projects, the appraisal, and approval thereof shall vest with the State or Union territory level Expert Appraisal Committees and State or Union territory Environment Impact Assessment Authorities in different States and Union territories, constituted under sub-section

(3) of section 3 of the Environment (Protection) Act, 1986.

Para (4) The cases of violations will be appraised with a view to assess that the project has been constructed at a site which under prevailing laws is permissible and expansion has been done which can run sustainably under compliance of environmental norms with adequate environmental safeguards, and in case, where the findings of Expert Appraisal Committee for projects under category A or State or Union territory level Expert Appraisal Committee for projects under category B is negative, closure of the project will be recommended along with other actions under the law.

Para (5) In case, where the findings of the Expert Appraisal Committee or State or Union territory level Expert Appraisal Committee on point at subparagraph (4) above are affirmative, the projects will be granted the appropriate Terms of Reference for undertaking Environment Impact Assessment and preparation of Environment Management Plan and the Expert Appraisal Committee or State or Union territory level Expert Appraisal Committee, will prescribe specific Terms of Reference for the project on assessment of ecological damage, remediation plan and natural and community resource augmentation plan.

Now, the MoEF&CC has transferred the project to SEIAA vide proposal no. SIA/PB/NCP/23385/2018 on 03/04/2018.

1.1 Deliberation during 167th meeting of SEAC held on 26.05.2018

The matter was considered by SEAC in its 167th meeting held on 26.05.2018 wherein, the SEAC was apprised that project proponent has not yet submitted a hard copy of the application after acceptance of its online application as stipulated vide MoEF OM No. J-11013/49/2014-IA. I dated 06/06/2014.

After detailed deliberations, SEAC decided to defer the case and ask the project proponent to submit a hard copy of the application. Till such time his case will not be taken up for consideration. Accordingly, ADS was raised online on 14.06.2018.

Thereafter, notice was issued to the project for delisting the case vide no. 921 dated 29/10/2019

1.2 Deliberation during 185th meeting of SEAC held on 29.11.2019

The case was considered by SEAC in its 185th meeting held on 29.11.2019, which was attended by the authorized representative on behalf of the project proponent. SEAC was apprised that the project is a violation case and was applied in the window given by MoEF vide notification dated 14.03.2017. SEAC was further apprised that as per the clause 3 of the said notification in cases of violation, action will be taken against the project proponent by the respective State Pollution Control Board under the provisions of section 15 & 16 read with section 19 of the Environment (Protection) Act, 1986 and further, no consent to operate or occupancy certificate will be issued till the project is granted the Environmental Clearance.

SEAC raised the following observations to the project proponent:

1. As to whether a hard copy of the application along with a list of persons

responsible for the violation has been submitted.

2. As to whether the project has been constructed at a site which under prevailing law is permissible. If yes, has the project proponent submitted any documentary proof in this regard?
3. Whether permission has been obtained for the abstraction of the groundwater from the CGWA or not?
4. Whether any specific TORs for the project on assessment of ecological damage, remediation plan, and natural and community resources augmentation plan have been submitted?

To the above observations, the project proponent stated that a hard copy of the application has been submitted. However, a reply to the ADS is yet to be submitted. He sought time to comply with the other observations

After detailed deliberations, SEAC decided to accept the request of the project proponent, to defer the case, and the same be placed in the next meeting after getting the reply from the project proponent.

The observations were conveyed to the project proponent vide letter no 1432 dated 03.02.2020 However, reply to the said letter is yet awaited.

2.0 Summary of the project

The project proponent submitted the application for TOR along with the summary of the project & EMP and detail of the project is given as under:

Sr. No.	Item	Details
1	Name & Location of the project	Sunny Enclave (Area-177.72 Acres) Village Jandpur, Sihanpur & Hasanpur, Sector-120,123,124 & 125, Tehsil Kharar, District SAS Nagar.
2	Project/activity covered under item of scheduled to the EIA Notification,14.09.2006	8(b) Townships and Area Development projects
3	Copy of the Master plan duly marked with the project site	Submitted
4	Pre-feasibility report as per Ministry of Environment & Forests, Circular dated 30.12.2010.	Not Submitted
5.	Proof of ownership of land	Submitted
6.	Copy of Memorandum of Article & Association/partnership deed/undertaking of sole proprietorship/list of Directors and names of other persons responsible for managing the day-to-day affairs of the project.	Submitted

7	Proposed ToRs (based on the standard ToRs)	Submitted		
8	Does it attract the general condition? If yes, please specify	No		
9	Whether the proposal involves approval/clearance under the Forest (Conservation) Act, 1980	No		
10	Does the project cover under PLPA, 1900	No		
11	Whether the proposal involves approval/clearance under the Wildlife (Protection) Act, 1972?	No		
12	Classification/Land use pattern as per Master Plan	Residential Zone, Letter for approval of Revised layout plan obtained from Punjab urban planning & Development Authority, Puda Bhawan, Sector 62 SAS Nagar vide letter no. 1685 CTP(PB)/MPR-23 Dated 06.04.2016		
13	Cost of the project	312.79 Crores.		
14.	TORs Fee details	NA as the application submitted on 13.09.2017 i.e., before the date of Notification 27.06.2019		
15.	Total Plot Area, Built-up Area, and Green area, etc.			
	Sr. No	Particulars	Area (m ²)	Area (Acres)
	1. 1	TOTAL AREA	7,19,235.04	177.72685
	2. 2	E.W.S Area	36,785.92	9.09
	3. 3	Area Reserved for Kajauli water line	11,318.24	2.7968
	4. 4	Reserved Area	6,968.68	1.722
	5. 5	NET PLANNED AREA	6,64,162.2	164.11805
	6. 6	Residential Area	2,70,096.5	66.7423
	7. 7	Commercial	14,940.99	3.692
	8. 8	Education	15,814.71	3.9079
	9. 9	Public Building	12,127.61	2.9968
	10	Park Area	53,168	13.1381
	11	Road, Open Spaces, Parking & Utilities & Reserved Area	2,98,014.35	73.64095
	12	Total Number of Plots	1,322	--
16.	Estimated Population	17376 persons		
17.	Source of water supply	Ground Water (1 no. Tubewell)		

18.	Total water demand	3.311 MLD
	Freshwater demand	2.246 MLD
19.	Waste Water generation	2.516 MLD The Sewage treatment will be done in the STP of capacity 3 MLD based on MBBR technology. The Treated water will be used for flushing (1065 KLD), green area (292.4 KLD) and remaining will be disposed of two MC sewer
20	Effluent utilization	Flushing-1.065 MLD Plantation & Irrigation-293 KLD Excess water discharged into Sewer
21	Proposed Green Area	53168 sqm
22.	Rainwater harvesting	9 number of rainwaters harvesting pits provided at the site
23	Air pollution control	Chimney on DG sets
24	Solid waste	About 6739 kg/day solid waste will be generated in the project. Biodegradable wastes & Non-Bio degradable waste will be disposed of according to Solid Waste Management Rules, 2016.
23	Hazardous waste	There will be no generation of hazardous waste in the project.
22.	Energy Requirements & Saving	The total demand load is estimated at 9,345 KW which will be supplied by Punjab State Power Corporation Limited.

2.1 Complete details of the case are summarised as under:

1	Proposal No	SIA/PB/NCP/23385/2018
2	Date of submission of application	13.09.2017
3	Date of acceptance of application	22.05.2018
4	Last meeting of SEAC in which case was considered	167 th meeting held on 26.05.2018
5	Observations	As mentioned above
6	Date of ADS	14.06.2018 Reply submitted on 14.02.2020, which was found incomplete. ADS raised on 05.05.2020 as per the decision of the 185 th meeting held on 29.11.2019.
7	Details of notice issued, if any	Issued vide no. 921 dated 29/10/2019

8	Reply to the notice received or not	Project proponent attended the 185 th meeting of SEAC.
9	Lastly, the case was considered by SEAC	185 th meeting held on 29.11.2019
10	Observations	As mentioned above
11	Observation conveyed to the Project Proponent	Vide no 1432 dated 03.02.2020.
12	Reply in reference to letter no 1432 dated 03.02.2020	The project proponent has not submitted a reply to the observations.
13	Reminder	A reminder was issued through email 06.05.2020 wherein it was requested to submit the reply online to the observations immediately, otherwise, it will be presumed that the project proponent has nothing to say and the project will be delisted in light of the OM dated 30.10.2012. The Project Proponent submitted a reply through email on 21.05.2017.

3.0 Deliberation during 189th meeting of SEAC held on 28.05.2020

The meeting was attended by the following through video conference:

- (i) Sh. Rajesh Gupta, GM, representing the Project Proponent.
- (ii) Ms. Daksha Gupta, EIA Coordinator, M/s Shivalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

The SEAC, after going through the presentation submitted by the Project Proponent observed a lot of discrepancies in the documents submitted by the Project Proponent regarding the details of the directors of the company & list of persons responsible for the violation of the EIA notification dated 14.09.2006, w.r.t signatures of the authorized signatory and the documents were without date & reference number. The Committee took serious note of this on part of the Environmental Consultant of project proponent and desired that his explanation be called.

It was apprised to the SEAC that SEIAA vide letter no 354 dated 02.04.2019 had sent a list of 13 violation projects including the name of this project to PPCB to deal with these cases in accordance with the provisions of MoEF&CC Notification dated 14.03.2017 & 18.03.2018.

After detailed deliberations, SEAC decided that the following action be taken:

- a) SEIAA be requested to ask the PPCB to provide the details of the legal action taken against the responsible persons of the project in response to SEIAA letter no 354 dated 02.04.2019 and the construction status of the project (completed/not completed, if not completed then % of built-up area completed as on
- b) Project proponent be asked to submit a copy of Memorandum of Article & Association/partnership deed/undertaking of sole proprietorship/ List of

Directors and names of other persons (with designation & complete address) responsible for the violation of the EIA Notification 14.09.2006, the verified signature of the authorized signatory and other documents (with date & reference number) duly signed by the EIA Coordinator & the project proponent.

- c) Explanation of the Environmental Consultant of the project proponent i.e., M/s Shiwalik Solid Waste Management Ltd., be called in light of discrepancies found in the documentation work.

In compliance with the decision (b) & (c) of SEAC, the following actions have been taken by the SEAC:

- a) Project proponent was asked vide letter no 1681 dated 17.06.2020 to submit the information as sought above.
- b) Explanation of the Environmental Consultant of the project proponent i.e., M/s Shiwalik Solid Waste Management Ltd. was called vide letter no 1680 dated 17.06.2020

In compliance with the decision taken at a), the case was placed before SEIAA for consideration.

4.0 Deliberation during 166th meeting of SEIAA held on 26.06.2020

The case was considered by the SEIAA in its 166th meeting held on 26.06.2020. SEIAA perused the deliberations made during the 189th meeting of SEAC held on 28.05.2020. After detailed deliberations, SEIAA decided as under: -

- i) To accept the recommendation of SEAC mentioned at Sr. No. 'a' and to take action as proposed by SEAC. Further, it was directed that separate letters be written to the Board mentioning all the previous correspondence for asking the construction status report and action taken report against the responsible person as per the Clause 3 of MoEF & CC Notification dated 14.03.2017 and as amended on 08.03.2018. A copy of the same be also endorsed to the Zonal Office and Regional Office of the Board.
- ii) Direction under Section 5 of the Environment (Protection) Act, 1986 be issued to the project proponent to restrain him from carrying out further construction activity of the project and not to create any third-party interest in the project till it obtains the environmental clearance under EIA Notification dated 14.09.2006.

In compliance with the aforesaid decisions, the following actions have been taken:

- (i) The Member Secretary, PPCB has been requested vide letter no. 1878 dated 29.07.2020 to launch prosecution against the responsible persons and send the construction status report vide letter no. 1879 dated 29.07.2020.
- (ii) A copy of the same has not been endorsed to the concerned due to other the directions given by the MS, SEIAA on 29.07.2020.
- (iii) Direction u/s 5 have been issued vide letter no. 1880 dated 29.07.2020 to the Project proponent and a copy of the same has been endorsed vide letter no. 1881 dated 29.07.2020 to MS, PPCB for ensuring the compliance.

No report has been received from the PPCB, so far.

5.0 Deliberations during 176th meeting of SEIAA held on 19.02.2021.

The case was considered by SEIAA in its 176th meeting held on 19.02.2021 wherein, SEIAA observed that no report from the PPCB has been received so far. SEIAA took a serious view of this being a major and long pending violation case.

After detailed deliberations, SEIAA decided to issue a reminder to the PPCB for sending the report in the matter. It was also decided that the matter be taken up with the Chairman, PPCB through e-office file.

In compliance with the aforesaid decision, PPCB has been issued a reminder vide 3619 dated 09.03.2021. The matter was also put up on the e-office on 26.02.2021. Another reminder was also sent to the PPCB vide letter no. 3676 dated 07.04.2021.

Now, the Member Secretary, PPCB vide letter no. 2468 dated 03.05.2021 (Annexure-2) informed that the project site was visited by the officers of the Board along with representative of the project on 10.03.2021. During visit, it was observed as under:

- (i) The Chief Town Planner, Punjab, Chandigarh vide no. 1685 CTP (PB) / MPR-23 dated 06.04.2016 has approved the map of 177.72 acre for the plotted and commercial development.
- (ii) The project site is situated backside of Gopal Sweets and Parallel to the right side of Jalvayu Tower on 200 ft. wide airport road. The project site is situated on both side of the 200 ft wide airport road. The project proponent has not provided any boundary wall to bifurcate the development project.
- (iii) As per the approved layout map, there are 607 residential plots and 715 residential villas i.e., total 1322 plots. The project is having 08 commercial pockets in an area of 3.629 acre. The area of the project is more than 50 hectares.
- (iv) About 50-60 % of plotted development work has been completed and work to lay sewer line has been completed.
- (v) The project proponent has reserved land of about 0.5064 acre for the setting up of STP. But, no construction work of STP has been started at the site.
- (vi) The entire wastewater is treated through the existing STP installed in old Sunny Enclave and the capacity of the same is about 700 KLD, which is not adequate to cater the waste water of the subject cited project and ultimately entire wastewater is being discharge into Jayanti ki Rao (drain) without the treatment.
- (vii) Prosecution has been launched u/s 15, 16 read with section 19 of the Environment (Protection) Act, 1986 against the project proponent and the responsible persons in the court of Sub-Divisional Judicial Magistrate, Kharar. The case is now fixed for hearing on 09.07.2021.

6.0. Deliberations during 182nd meeting of SEIAA held on 24.05.2021.

The case was considered by SEIAA in its 182nd meeting held on 24.05.2021 through Video Conference which was attended by the following:

- (i) Sh. Rajesh Gupta, GM, representing the Project Proponent.
- (ii) S. Brahma and Ms. Daksha Gupta, EIA Coordinator, M/s Shivalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

SEIAA perused the report of the PPCB and observed that prosecution has been filed against the project proponent; about 50-60 % of the plotted development work has been completed; no STP has been installed within the project site however waste water is treated through the existing STP installed in old Sunny Enclave of capacity 700 KLD which is not adequate to cater the waste water of the project and ultimately entire waste water was being discharged into Jayanti ki Rao (drain) without treatment etc.

SEIAA observed that SEAC in its 189th meeting had enlisted a large number of discrepancies in the documents submitted by the project proponent. SEAC had therefore called for the explanation of the Environmental Consultant of the project proponent regarding these discrepancies. To this Environmental Consultant informed that reply of the same has already been submitted vide letter No. 919 dated 16.07.2020 to SEAC.

Further, to a query of SEIAA regarding compliance of the observations of the PPCB and directions issued by SEIAA u/s 5 of the Environment (Protection) Act, 1986, Environmental Consultant of the promoter company informed that compliance report of the same will be submitted within 10 days.

SEIAA further observed that Clause No's 4 and 5 of Notification dated 08.03.2018 regarding the permissibility of site under prevailing law, recommendations of Specific Terms of Reference and reply to the observations of SEAC submitted by the Environmental Consultant vide letter No 919 dated 22.07.2020 are required to be examined.

After detailed deliberations, SEIAA decided as under:

- i) Project Proponent be asked to submit the compliance reports in respect of the observations of PPCB and directions issued u/s 5 by SEIAA directly to SEAC within 10 days from the issuance of the proceedings of this meeting.
- ii) Case be remand to SEAC for examination and sending detailed recommendations with respect of the following:
 - a) Permissibility of the site w.r.t MOEF&CC Notifications dated 14.03.2017 as amended on 08.03.2018 and recommendation of specific Terms of Reference in case site is deemed suitable;
 - b) Reply to the observations of SEAC stated to have been submitted by the Environmental Consultant vide letter No 919 dated 22.07.2020;
 - c) Compliance made by the Project Proponent in respect of the observations of PPCB issued vide letter no. 2468 dated 03.05.2021;
 - d) Compliance made by the Project Proponent in respect of the directions issued by SEIAA u/s 5 of the Environment (Protection) Act, 1986, vide letter no. 1880 dated 29.07.2020.

7.0 Deliberation during 202nd meeting of SEAC held on 21.06.2021

The meeting was attended by the following:

1. Ms. Daksha Gupta, EIA Coordinator, M/s Shiwalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

SEAC observed that no representative from the Project Proponent side was available in the meeting. As per the decisions taken by SEIAA in its meeting held on 24.05.2021, the points-wise response is as under:

Sr. No.	Decisions taken by SEIAA in the meeting held on 24.05.21	Comments of SEAC
1.	Project Proponent be asked to submit the compliance reports in respect of the observations of PPCB and directions issued u/s 5 by SEIAA to SEAC within 10 days from the issuance of the proceedings of this meeting.	The Project Proponent was to submit the compliance report in respect of the observations of PPCB issued vide letter no. 2468 dated 03.05.21 and directions issued u/s 5 by SEIAA vide letter no. 1880 dated 29.07.20 to SEAC within 10 days from the issuance of the proceedings of this meeting i.e., by 14.06.21. However, no reply in this regard has been received from the project proponent.
2.	Permissibility of the site w.r.t MOEF&CC Notification dated 14.03.2017 as amended on 08.03.2018 and recommendation of specific Terms of Reference in case the site is deemed suitable;	The GMADA vide letter no. 1685 MPR-23 dated 06.04.2016 has approved the layout plan. However, the copy of the layout plan submitted by the Project Proponent is not legible.
3.	Reply to the observations of SEAC stated to have been submitted by the Environmental Consultant vide letter dated 22.07.2020;	The reply of the Environmental Consultant w.r.t. the observations raised by SEAC vide letter no. 1681 & 1680 dated 17.06.20 regarding explanation of the Environmental Consultant and providing information w.r.t. Memorandum of Article & Association/ List of Directors and names of persons responsible for violation etc. was found to be not satisfactory, as no proper justification was given.
4.	Compliance made by the Project Proponent in respect of the observations of PPCB issued vide letter no. 2468 dated 03.05.2021;	Already replied at Sr. no. 1 of the Table.
5.	Compliance made by the Project Proponent in respect of the directions issued by SEIAA u/s 5 of the Environment (Protection) Act, 1986, vide letter no. 1880 dated 29.07.2020.	Already replied at Sr. no. 1 of the Table.

In view of the position explained above, SEAC decided to recommend SEIAA as under:

1. The Project Proponent does not seem to be serious to pursue the case. Therefore, SEIAA may take suitable action against the Project Proponent as deemed appropriate, as per the provisions of EIA Notification/Guidelines.
2. The Environmental Consultant of the Project Proponent may be issued strict warning because of its unprofessional attitude for dealing with the case.

8.0 Deliberations during 185th meeting of SEIAA held on 12.07.2021

The case was considered by SEIAA in its 185th meeting held on 12.07.2021, which was attended by Mr. Rajesh Gupta, Manager, M/s Bajwa Developers Ltd. on behalf of promoter company, Ms. Daksha Gupta, EIA Coordinator and Mr. S.Brahma, Head of EIA from M/s Shivalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

During the meeting, Environmental Engineer apprised SEIAA as under:

- (i) Environment Consultant of the promoter company vide email dated 09.07.2021 addressed to SEAC with a copy to SEIAA with respect to Minutes of 202nd meeting of SEAC, Punjab held on 21.06.2021 informed as under:

“we are always been keen to carry out this project and always follow the instructions from SEAC/SEIAA on a time bound manner. As stated in the MoM that it is the proponent got delayed reaching the meeting. Sir, we are a professional organization with strong ethical attitude, we also assure you maintain the same for preservation and conservation of Environment. We conveyed the matter to the proponent. For your information and kind cooperation please.”

- (ii) Ministry of Environment, Forest & Climate Change vide OM dated 07.07.2021 had issued standard operating procedure for identification and handling of violation cases under EIA Notification 2006 in compliance of the orders of Hon'ble National Green Tribunal in OA No. 34/2020.

Thereafter, Environmental Consultant and the project proponent present in the meeting requested SEIAA that they had submitted the reply to the observations raised by SEAC in its 202nd meeting held on 21.06.2021 and they are now serious to comply with all the observations. SEIAA was not satisfied with the reply of the project proponent and informed the project proponent that their application for issuing Terms of Reference would have been rejected in case new office Memorandum for dealing with violation cases had not been issued by the Ministry. As such, this may be considered as last opportunity to comply with the observations.

SEIAA further observed that SEAC has not given an explicit recommendation of either rejecting or accepting the Terms of Reference to the project proponent.

After detailed deliberations, SEIAA decided that case be remand to SEAC for sending the clear-cut recommendations of rejecting/issuing the Terms of Reference while keeping in view the guidelines and provisos of the new office memorandum issued by the Ministry in respect of violation cases on 07.07.2021.

9.0 Deliberations during 204th meeting of SEAC held on 20.07.2021

SEAC was apprised that the Environmental Consultant of the promoter company namely M/s Shivalik Solid Waste Management Ltd. vide letter no. SSWML/ZKP/EIA/2021-22/11465 dated 20.07.2021 intimated that they were not able to attend the meeting due to non-availability of required documents has sought by SEIAA/SEAC from the Project Proponent. Further, nobody on behalf of project proponent was present in the meeting.

On perusal of reply submitted by the project proponent vide letter dated 21.06.2021, SEAC observed that the Project Proponent has not made any compliance w.r.t. the observations made by Punjab Pollution Control Board vide letter no. 2468 dated 03.05.21. Further, the Project Proponent has not submitted any compliance to the directions issued u/s 5 by SEIAA vide letter no. 1880 dated 29.07.20. It indicates that the Project Proponent is not serious at all to pursue the case.

SEAC observed that MoEF vide OM dated 07.07.2021 has laid down the Standard Operating Procedure (SoP) for dealing with the violation cases as received by SEAC and the present case has been deliberated in view of the provisions of the said OM.

The project proponent has not submitted the compliance of directions issued by SEIAA vide letter no. 1880 dated 29.07.20 u/s 5 of the Environment (Protection) Act, 1986 to the Project Proponent for immediately stopping the construction activities and further stop creating the third-party interests. Therefore, SEAC decided that the SEIAA may consider issuing further direction to the project proponent as per provisions of OM dated 07.07.21 issued by MoEF&CC to close its operations to consider the case for issuance of TOR.

10.0 Deliberations during 187th meeting of SEIAA held on 09.08.2021.

The case was considered by SEIAA in its 187th meeting held on 09.08.2021 but no representative of the Project proponent or Environmental Consultant attended the meeting.

During the meeting, SEIAA was apprised that the project proponent and Environmental Consultant of the promoter company were informed vide email dated 07.08.2021 that their case will be considered in the 187th meeting of SEIAA to be held on 09.08.2021 in the Conference Hall no. 1 (Room No 311), 2nd Floor of MGSIPA at 10:30 AM, MGSIPA Complex, Sector-26, Chandigarh through hybrid mode (Video Conference/Physically mode) for which video call link (<https://meet.google.com/peu-kjtr-vrp>) was also provided to them. They were also requested to appear before the SEIAA and present their case failing which decision shall be taken as per prevalent rules and regulations.

In reply to the aforesaid email, Environmental Consultant of the promoter company vide email dated 07.08.2021 informed as under:

“With due regards, we would like to request to defer the appraisal of these three projects mentioned. This is due to non-submission of required affidavits sought by SEAC from proponent’s side as per 204th SEAC Minutes of Meeting (MoM).

We have asked the proponent to prepare the required affidavits (Draft sent) as per the said MoM. For information please.”

SEIAA perused the request of the Environmental Consultant and observed that Environmental Consultant was seeking postponement of the scheduled meeting on the grounds that the Project Proponent had not complied with the directions of SEAC and had not prepared the necessary affidavits. This reason for deferment is devoid of any merit since the failure of Project Proponent to take action as per the directions of SEIAA / SEAC cannot be made the basis for further postponement of this already very old case. SEIAA also noted that neither Project Proponent nor their Environmental Consultants attended the SEAC meeting held on 20.07.2021 nor did they attend the present SEIAA meeting on 09.08.2021 even though the Project Proponent had been clearly told in the SEIAA meeting held on 12.07.2021 that a last opportunity was being provided to submit satisfactory replies and information failing which the case would be rejected. SEIAA also further noted as under:

- i) SEAC in its last meeting observed that project Proponent has not made any compliance w.r.t. observations made by Punjab Pollution Control Board vide letter no. 2468 dated 03.05.21. Further, Project Proponent has not submitted any compliance of the directions issued u/s 5 by SEIAA vide letter no. 1880 dated 29.07.20. This clearly demonstrates that the Project Proponent is not serious in pursuing the case.
- ii) The case was considered in a number of meetings of SEIAA/SEAC held from time to time since 26.05.2018 but project proponent has failed to submit the satisfactory replies / clarifications to the queries raised by SEIAA/SEAC.
- iii) The project proponent has already exhausted the last opportunity given by SEIAA in its 185th meeting held on 12.07.2021.
- iv) Member Secretary, PPCB vide letter no. 2467 dated 03.05.2021 informed that prosecution has been launched u/s 15, 16 read with section 19 of the Environment (Protection) Act, 1986 against the project proponent and the responsible persons in the court of Sub-Divisional Judicial Magistrate, Kharar.

SEIAA therefore concluded that the project proponent did not appear to be interested in pursuing his case and appeared to be deliberately ignoring the repeated directions of SEIAA and SEAC to furnish required information and clarifications necessary to appraise the Project under Violations category.

After detailed deliberations and keeping the repeated transgressions of omission and commission of the Project Proponent in view, SEIAA decided to issue Notice to the Project Proponent asking him to show cause why his application for grant of TORs should not be rejected. SEIAA also decided that Punjab Pollution Control Board be asked not to issue any further consents to operate under Water (Prevention & Control

of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981 till final decision was taken on the Notice for rejection of the EC application.

In compliance with the aforesaid decision, show cause notice was issued vide letter no. SEIAA/MS/2021/4685-87 dated 23.08.2021 to the project proponent for rejection of Terms of References.

Accordingly, project proponent has submitted its reply vide letter dated 24.08.2021 in reference to letter no. SEIAA/MS/2021/4685 dated 23.08.2021, which was annexed as Annexure-3 of the agenda.

11.0 Deliberations during 189th meeting of SEIAA held on 13.09.2021.

The case was considered by SEIAA in its 189th meeting held on 13.09.2021 which was attended by Sh. S. Brahma, Head of EIA from M/s Shiwalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

SEIAA was apprised as above. SEIAA perused the reply and observed that the project proponent has submitted the reply to most of the observations earlier raised by SEIAA/SEAC. SEIAA further observed that

- i) SEAC recommended in its 204th meeting held on 20.07.2021 that the SEIAA may consider issuing further direction to the project proponent as per provisions of OM dated 07.07.21 issued by MoEF&CC to close its operations to consider the case for issuance of TOR.

In this regard, SEIAA noticed that Madurai Bench of Madras High Court vide its order of 15.07.2021 had ordered an interim stay on the operation of OM dated 07.07.2021. Further, a clarification has been sought from Regional office of MoEF&CC, Chandigarh vide letter no. 4615 dated 10.08.2021 regarding the operation of Office Memorandum dated 07.07.2021 keeping in view the interim stay granted by the Madurai Bench of the Madras High Court. To this, it was informed by Regional Office of MoEF, Chandigarh that necessary guidance has been sought from the Director (IA-Policy), MoEF&CC, New Delhi vide letter dated 31.08.2021 and reply is awaited.

- ii) The project proponent had submitted the instant proposal online for issuance of TOR to MoEF&CC on 13.09.2017, which was transferred to SEIAA vide proposal no. SIA/PB/NCP/23385/2018 on 03.04.2018 – i.e., well before the “violations window” of 2017-2018.

In this regard, MoEF&CC has clarified vide its OM dated 09.09.2019 that proposals received prior to the violations window can be taken up for consideration under the violation guidelines of 14.03.2017 and subsequent clarifications.

After detailed deliberations, SEIAA decided that case be remanded to SEAC with a request to conduct its appraisal as per the MoEF &CC Notifications on the subject

dated 14.03.2017 (as amended on 08.03.2018), examine the reply submitted by the Project Proponent vide letter dated 24.08.2021 to the show cause notice issued by SEIAA and sending its clear-cut recommendation for rejecting/issuing of Terms of Reference to the Project.

The reply submitted by the Project Proponent vide letter dated 24.08.2021 is attached as Annexure-2.

12.0 Deliberations during 207th meeting of SEAC held on 07.10.2021.

The meeting was attended by the following:

1. Mr. Rajesh Gupta, on behalf of Project Proponent.
2. Ms. Daksha Gupta, EIA Coordinator and Mr. S. Brahma, Head of EIA from M/s Shivalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

SEAC perused the reply submitted by the Project Proponent and found it incomplete w.r.t Show Cause Notice issued by SEIAA vide letter no. 4685 dated 23.08.2021. Further it has been observed that the Project Proponent has still not applied for obtaining permission from PWRDA for abstraction of ground water as already some families are residing in the project. The Project Proponent has also to submit the total built up area of the project as per the permissible FAR applicable in the area.

After detailed deliberations, SEAC decided to defer the case and the case be placed in the next meeting subject to receipt of satisfactory reply from the Project Proponent.

Item No. 207.03: Application for issuance of TORs for carrying out EIA study for obtaining environmental clearance under EIA notification dated 14.09.2006 for the establishment of area development Project namely "Sunny Enclave (139.376 Acres)" located in the revenue estate of Village Jandpur, Hasanpur & Manana, Sector 123, Tehsil Kharar, District SAS Nagar by M/s Bajwa Developers Ltd. (SIA/PB/NCP /23386 2018).

1.0 Background

M/s Bajwa Developers Ltd. has submitted an application for issuance of TORs for carrying out EIA study for obtaining environmental clearance under EIA notification dated 14.09.2006 for establishment of Group Housing Project namely "SUNNY ENCLAVE (139.376 Acres)" located in the revenue estate of Village Jandpur, Hasanpur & Manana, Sector 123, Tehsil Kharar, District SAS Nagar. The project proponent submitted as under:

- 1) The project plan has been segmented into the area for Plots, for Group Housing, for EWS, for Commercial, for Educational, etc.
- 2) The proposed project is a township project, which is spread over a land of 5,64,034.66 Sq.m. (139.376 Acres).
- 3) The proposed project comprises a Green Area of 34,209.69sq.m. and roads, open spaces & other utility areas of 1,65,282.92 sqm. for adequate parking spaces with modern infrastructure facilities.
- 4) About 30% of the construction has been completed at the site without getting Environmental Clearance under EIA Notification, 14.09.2006.
- 5) Letter for approval of Revised layout plan obtained from Greater Mohali Area Development Authority vide Memo No: GMADA/DTP/2016/1358 dated 06.04.2016 & letter of correction of date vide Memo No: GMADA/STP/2017/260 dated 30.01.2017.

As per amendment notification vide No S.O. 804 (E) dated 14-03-2017, violation cases even of category "B" projects which are granted Environmental Clearance by SEIAA, are to appraised for grant of Environmental Clearance only by the EAC and granted at the central level.

Accordingly, project proponent had submitted an online application for issuance of TORs for obtaining Environmental Clearance for the project vide proposal no. vide proposal no. IA/PB/NCP/68632/2017 on 12/09/2017.

MoEF&CC issued amended notification dated 08.03.2018 and the gist of relevant paras (2), (4) and (5) of the notification, is reproduced as under:

- Para (2) For category B projects, the appraisal, and approval thereof shall vest with the State or Union territory level Expert Appraisal Committees and State or Union territory Environment Impact Assessment Authorities in different States and Union territories, constituted under sub-section (3) of section 3 of the Environment (Protection) Act, 1986.

- Para (4) The cases of violations will be appraised with a view to assess that the project has been constructed at a site which under prevailing laws is permissible and expansion has been done which can run sustainably under compliance of environmental norms with adequate environmental safeguards, and in case, where the findings of Expert Appraisal Committee for projects under category A or State or Union territory level Expert Appraisal Committee for projects under category B is negative, closure of the project will be recommended along with other actions under the law.
- Para (5) In case, where the findings of the Expert Appraisal Committee or State or Union territory level Expert Appraisal Committee on point at subparagraph (4) above are affirmative, the projects will be granted the appropriate Terms of Reference for undertaking Environment Impact Assessment and preparation of Environment Management Plan and the Expert Appraisal Committee or State or Union territory level Expert Appraisal Committee, will prescribe specific Terms of Reference for the project on assessment of ecological damage, remediation plan and natural and community resource augmentation plan.

In view of the above, MoEF&CC has transferred the project to SEIAA vide proposal no. SIA /PB/NCP /23386/2018 on 03.04.2018.

1.1 Deliberation during 167th meeting of SEAC held on 26.05.2018

The matter was considered by SEAC in its 167th meeting held on 26.05.2018. In the said meeting, the SEAC was apprised that project proponent has not yet submitted a hard copy of the application after acceptance of its online application as stipulated vide MoEF OM No. J-11013/49/2014-IA. I dated 06/06/2014.

After detailed deliberations, SEAC decided to defer the case and ask the project proponent to submit a hard copy of the application. Till such time his case will not be taken up for consideration. Accordingly, ADS was raised online on 14.06.2018.

Thereafter, notice was issued to the project for delisting the case vide no. 920 dated 29/10/2019

1.2 Deliberation during 185th meeting of SEAC held on 29.11.2019

The case was considered by SEAC in its 185th meeting held on 29.11.2019, which was attended by the authorized representative on behalf of the project proponent. SEAC was apprised that the project is a violation case and was applied in the window given by MoEF vide notification dated 14.03.2017. SEAC was further apprised that as per the clause 3 of the said notification in cases of violation, action will be taken against the project proponent by the respective State Pollution Control Board under the provisions section 15 & 16 read with section 19 of the Environment (Protection) Act, 1986 and further, no consent to operate or occupancy certificate will be issued till the project is granted the Environmental Clearance.

SEAC raised the following observations to the project proponent:

1. As to whether a hard copy of the application along with a list of persons responsible for the violation has been submitted.

2. As to whether the project has been constructed at a site which under prevailing law is permissible. If yes, has the project proponent submitted any documentary proof in this regard?
3. Whether permission has been obtained for the abstraction of the groundwater from the CGWA or not?
4. Whether any specific TORs for the project on assessment of ecological damage, remediation plan and natural and community resources augmentation plan have been submitted?

To the above observations, the project proponent stated that a hard copy of the application has been submitted. However, a reply to the ADS is yet to be submitted. He sought time to comply with the other observations.

After detailed deliberations, SEAC decided to accept the request of the project proponent, to defer the case, and the same be placed in the next meeting after getting the reply from the project proponent.

The observations were conveyed to the project proponent vide letter no 1433 dated 03.02.2020 However, reply to the said letter is yet awaited.

2.0 Summary of the project

The project proponent submitted the application for TOR along with the summary of the project & EMP and detail of the project is given as under:

Sr. No.	Item	Details
1	Name & Location of the project	Sunny Enclave (Area-139.76 Acres) Village Jandpur, Hasanpur & Manana. Sector-123, Dist. SAS Nagar
2	Project/activity covered under item of scheduled to the EIA Notification,14.09.2006	8(b) Townships and Area Development projects.
3	Copy of the Master plan duly marked with the project site	Submitted
4	Pre-feasibility report as per Ministry of Environment & Forests, Circular dated 30.12.2010.	Not submitted.
5.	Proof of ownership of land	Submitted
6.	Copy of Memorandum of Article & Association/partnership deed/undertaking of sole proprietorship/list of Directors and names of other persons responsible for managing the day-to-day affairs of the project.	Submitted
7	Proposed ToRs (based on the standard ToRs)	Submitted

8	Does it attract the general condition? If yes, please specify	No		
9	Whether the proposal involves approval/clearance under the Forest (Conservation) Act, 1980	No		
10	Does the project cover under PLPA, 1900	No		
11	Whether the proposal involves approval/clearance under the Wildlife (Protection) Act, 1972?	No		
12	Classification/Land use pattern as per Master Plan	Residential Zone, Letter for approval of Revised layout plan obtained from Greater Mohali Area Development Authority vide Memo No: GMADA/DTP/2016/1358 dated 06.04.2016 & letter of correction of date vide Memo No: GMADA/STP/2017/260 dated 30.01.2017.		
13	Cost of the project	231.36 Crores.		
14.	TORs Fee details	NA as the application submitted on 13.09.2017 i.e., before the date of Notification 27.06.2019		
15.	Total Plot Area, Built-up Area, and Green area, etc.			
	Sr. No	Particulars	Area (m ²)	Area (Acres)
	1.	Total Site Area (A)	5,64,034.66	139.376
	2.	Area Excluded from Site (B)	10,958.88	2.708
	3.	Net Area (C)= (A-B)	5,53,075.77	136.668
	4.	Area under Revenue Rasta (D)	13,832.15	3.418
	5.	Total Area of the scheme(E)= (C+D)	5,66,907.92	140.086
	6.	Area transferred to Govt. free of cost 2.5% under Punjab Govt. Policy dated 02.06.2015 of Sector Road) (F)	13,826.89	3.4167
	7.	Area Not including scheme(G)	22,060.62	5.4513
	8.	Net Planned Area(H)=[E-(F+G)]	5,31,015.10	131.2167
	9.	Residential Area (Plotted)	2,01,469.5	49.7842

	10.	Group Housing Area	16,996.79	4.2
	11.	EWS Area	61,536.9	15.2061
	12.	Commercial	11,110.64	2.7455
	13.	Education	21,228.19	5.2456
	14.	Public Buildings	13,330.74	3.2941
	15.	Green Area	34,209.69	8.4534
	16.	Reserved Area	5,849.73	1.4455
	17.	Road, Open Spaces, Parking and Utilities	1,65,282.92	40.8423
	18.	Total Number of Plots	985	--
16.	Estimated Population		23562 persons	
17.	Source of water supply		Ground Water (Tubewell)	
18.	Total water demand		3.4 MLD	
	Freshwater demand		2.4 MLD	
19.	Waste Water generation		2.7 MLD The Sewage treatment will be done in the common STP of capacity 7 MLD based on MBBR technology. The Treated water will be used for flushing and remaining will be disposed of two green area and sewer	
20	Effluent utilization		Waste Water available at the outlet of STP -2.5 MLD, Flushing- 1.0 MLD Plantation & Irrigation-188.15 KLD Excess water discharged into Sewer	
21	Proposed Green Area		34209.69 sqm	
22.	Rainwater harvesting		8 number of rainwaters harvesting pits provided at the site	
23	Solid waste		About 9199 kg/day solid waste will be generated in the project. Biodegradable wastes & Non-Bio degradable waste will be disposed of according to Solid Waste Management Rules, 2016.	
24	Hazardous waste		There will be no generation of hazardous waste in the project.	
25.	Energy Requirements & Saving		The total demand load will be supplied by Punjab State Power Corporation Limited.	

2.1 Complete details of the case are summarised as under:

1	Proposal No	SIA/PB/NCP/23386/2018
2	Date of submission of application	13.09.2017
3	Date of acceptance of application	22.05.2018

4	Last meeting of SEAC in which case was considered	167 th meeting held on 26.05.2018
5	Observations	As mentioned above
6	Date of ADS & its reply	14.06.2018 Reply submitted on 14.02.2020, which was found incomplete. ADS raised on 05.05.2020 as per the decision of the 185 th meeting held on 29.11.2019.
7	Details of notice issued, if any	Issued vide no. 920 dated 29/10/2019
8	Reply to the notice received or not	Project proponent attended the 185 th meeting of SEAC.
9	Lastly, the case was considered by SEAC	185 th meeting held on 29.11.2019
10	Observations	As mentioned above
11	Observation conveyed to the Project Proponent	Vide no 1433 dated 03.02.2020.
12	Reply in reference to letter no 1433 dated 03.02.2020	The project proponent has not submitted a reply to the observations.
13	Reminder	A reminder was issued through email 06.05.2020 wherein it was requested to submit the reply online to the observations immediately, otherwise, it will be presumed that the project proponent has nothing to say and the project will be delisted in light of the OM dated 30.10.2012. The Project Proponent submitted a reply through email on 21.05.2017.

3.0 Deliberation during 189th meeting of SEAC held on 28.05.2020

The meeting was attended by the following through video conference:

1. Sh. Rajesh Gupta, GM, representing the Project Proponent.
2. Ms. Daksha Gupta, EIA Coordinator, M/s Shiwalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

The SEAC, after going through the presentation submitted by the Project Proponent observed a lot of discrepancies in the documents submitted by the Project Proponent regarding the details of the directors of the company & list of persons responsible for the violation of the EIA notification dated 14.09.2006, w.r.t signatures of the authorized signatory and the documents were without date & reference number. The Committee took serious note of this on part of the Environmental Consultant of project proponent and desired that his explanation be called.

SEAC further observed that as per the said notification, in cases of violation, action

has to be taken against the project proponent by the respective State Pollution Control Board under the provisions of section 15 & 16 read with section 19 of Environment (Protection) Act, 1986.

It was apprised to the SEAC that SEIAA vide letter no 354 dated 02.04.2019 had sent a list of 13 violation projects including the name of this project to PPCB to deal with these cases in accordance with the provisions of MoEF&CC Notification dated 14.03.2017 & 18.03.2018.

After detailed deliberations, SEAC decided that the following action be taken:

- a) SEIAA be requested to ask the PPCB to provide the details of the legal action taken against the responsible persons of the project in response to SEIAA letter no 354 dated 02.04.2019 and the construction status of the project (completed/not completed, if not completed then % of built-up area completed as on
- b) Project proponent be asked to submit a copy of Memorandum of Article & Association/partnership deed/undertaking of sole proprietorship/ List of Directors and names of other persons (with designation & complete address) responsible for the violation of the EIA Notification 14.09.2006, the verified signature of the authorized signatory and other documents (with date & reference number) duly signed by the EIA Coordinator & the project proponent.
- c) Explanation of the Environmental Consultant of the project proponent i.e., M/s Shiwalik Solid Waste Management Ltd., be called in light of discrepancies found in the documentation work.

In compliance with the decision (b) & (c) of SEAC, the following actions have been taken by the SEAC:

- a) Project proponent was asked vide letter no 1682 dated 17.06.2020 to submit the information as sought above.
- b) Explanation of the Environmental Consultant of the project proponent i.e., M/s Shiwalik Solid Waste Management Ltd. was called vide letter no 1683 dated 17.06.2020

In compliance with the decision taken at a), the case was placed before SEIAA for consideration.

4.0 Deliberation during 166th meeting of SEIAA held on 26.06.2020

The case was considered by the SEIAA in its 166th meeting held on 26.06.2020. SEIAA perused the deliberations made during the 189th meeting of SEAC held on 28.05.2020. After detailed deliberations, SEIAA decided as under: -

- i) To accept the recommendation of SEAC mentioned at Sr. No. 'a' and to take action as proposed by SEAC. Further, it was directed that separate letters be written to the Board mentioning all the previous correspondence for asking the construction status report and action taken report against the responsible person as per the Clause 3 of MoEF & CC Notification dated 14.03.2017 and as amended on 08.03.2018. A copy of the same be also endorsed to the Zonal Office and Regional Office of the Board.

- ii) Direction under Section 5 of the Environment (Protection) Act, 1986 be issued to the project proponent to restrain him from carrying out further construction activity of the project and not to create any third-party interest in the project till it obtains the environmental clearance under EIA Notification dated 14.09.2006.

In compliance with the aforesaid decisions, the following actions have been taken:

- (i) The Member Secretary, PPCB has been requested vide letter no. 1882 dated 29.07.2020 to launch prosecution against the responsible persons and send the construction status report vide letter no. 1883 dated 29.07.2020. A copy of the same has not been endorsed to the concerned due to other the directions given by the MS, SEIAA on 29.07.2020.
- (ii) Direction u/s 5 have been issued vide letter no. 1884 dated 29.07.2020 to the Project proponent and a copy of the same has been endorsed vide letter no. 1885 dated 29.07.2020 to MS, PPCB for ensuring the compliance.
No report has been received from the PPCB, so far.

5.0 Deliberations during 176th meeting of SEIAA held on 19.02.2021.

The case was considered by SEIAA in its 176th meeting held on 19.02.2021 wherein, SEIAA observed that no report from the PPCB has been received so far. SEIAA took a serious view of this being a major and long pending violation case.

After detailed deliberations, SEIAA decided to issue a reminder to the PPCB for sending the report in the matter. It was also decided that the matter be taken up with the Chairman, PPCB through e-office file.

In compliance with the aforesaid decision, PPCB has been issued a reminder vide 3620 dated 09.03.2021. The matter was also put up on the e-office on 26.02.2021. Another reminder was also sent to the PPCB vide letter no. 3676 dated 07.04.2021.

Member Secretary, PPCB vide letter no. 2467 dated 03.05.2021 (Annexure-3) informed that the project site was visited by the officers of the Board along with representatives of the project on 10.03.2021. During visit, it was observed as under:

-

- (i) The Chief Town Planner, Chandigarh vide no. 628 CTP (PB) / MPR-23 dated 03.02.2016 has approved map of 139.376 acre, for the plotted, group housing and commercial development.
- (ii) This project is an extension of existing project of Sunny Enclave, Sec-123, which is spread in an area of 177 acre of land on airport road. The project proponent has not provided any boundary wall to bifurcate the plotted development project.
- (iii) As per the approved layout map, there are 985 residential plots and land of 4.20 acre is reserved for group housing. No construction work has been started at the group housing project.
- (iv) The project proponent has reserved 2.74 acre land for commercial purpose and 8.53 acre of land is reserved for educational/public buildings.

- (v) About 30-40% of plotted development work has been completed and work to lay sewer line has been completed. No STP has been proposed and shown in drawing of approved building plan issued by CTP, Punjab, Chandigarh.
- (vi) The entire wastewater is treated through the existing STP installed in old Sunny Enclave and the capacity of the same is about 700 KLD, which is not adequate to cater the waste water of this project. The entire wastewater is discharge into Jyanti ki Rao (drain) without treatment.
- (vii) The project area is more than 50 hectare of land and thus the project is required to obtain Environment Clearance from the competent authority, which is covered under EIA notification dated 14.09.2006. The project has failed to obtained Environment Clearance of the said project till date and is violating the provisions of Water Act, 1974 and Air Act, 1981.
- (viii) Prosecution has been launched u/s 15, 16 read with section 19 of the Environment (Protection) Act, 1986 against the project proponent and the responsible persons in the court of Sub-Divisional Judicial Magistrate, Kharar. The case is now fixed for hearing on 09.07.2021.

6.0. Deliberations during 182nd meeting of SEIAA held on 24.05.2021.

The case was considered by SEIAA in its 182nd meeting held on 24.05.2021 through Video Conference which was attended by the following:

- (i) Sh. Rajesh Gupta, GM, representing the Project Proponent.
- (ii) S. Brahma and Ms. Daksha Gupta, EIA Coordinator, M/s Shiwalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

SEIAA perused the report of the PPCB and observed that prosecution has been filed against the project proponent by the Board; about 30-40 % of the plotted development work has been completed; no STP has been proposed in the approved building plan however waste water is treated through the existing STP installed in old Sunny Enclave of capacity 700 KLD which is not adequate to cater to the waste water of the project and ultimately entire waste water was being discharged into Jayanti ki Rao (drain) without treatment.

SEIAA observed that SEAC in its 189th meeting had enlisted a large number of discrepancies in the documents submitted by the project proponent. SEAC had therefore called for the explanation of the Environmental Consultant of the project proponent regarding these discrepancies. To this Environmental Consultant informed that reply of the same has already been submitted vide letter No. 918 dated 16.07.2020 to SEAC.

Further, to a query of SEIAA regarding compliance of the observations of the PPCB and directions issued by SEIAA u/s 5 of the Environment (Protection) Act, 1986, Environmental Consultant of the promoter company informed that compliance report of the same will be submitted within 10 days.

SEIAA further observed that Clause No's 4 and 5 of Notification dated 08.03.2018 regarding the permissibility of site under prevailing law, recommendations of Specific Terms of Reference and reply to the observations of SEAC submitted by the Environmental Consultant vide letter No 918 dated 16.07.2020 are required to be examined.

After detailed deliberations, SEIAA decided as under:

- i) Project Proponent be asked to submit the compliance reports in respect of the observations of PPCB and directions issued u/s 5 by SEIAA directly to SEAC within 10 days from the issuance of the proceedings of this meeting.
- ii) Case be remand to SEAC for examination and sending detailed recommendations with respect to the following:
 - a) Permissibility of the site w.r.t MOEF&CC Notifications dated 14.03.2017 as amended on 08.03.2018 and recommendation of specific Terms of Reference in case site is deemed suitable;
 - b) Reply to the observations of SEAC stated to have been submitted by the Environmental Consultant vide letter No 918 dated 16.07.2020;
 - c) Compliance made by the Project Proponent in respect of the observations of PPCB issued vide letter no. 2467 dated 03.05.2021;
 - d) Compliance made by the Project Proponent in respect of the directions issued by SEIAA u/s 5 of the Environment (Protection) Act, 1986, vide letter no. 1884 dated 29.07.2020.

7.0 Deliberation during 202nd meeting of SEAC held on 21.06.2021

The meeting was attended by Ms. Daksha Gupta, EIA Coordinator, M/s Shivalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

SEAC observed that no representative from the Project Proponent side was available in the meeting. As per the decisions taken by SEIAA in its meeting held on 24.05.2021, the points-wise response is as under:

Sr. No.	Decisions taken by SEIAA in the meeting held on 24.05.21	Comments of SEAC
1.	Project Proponent be asked to submit the compliance reports in respect of the observations of PPCB and directions issued u/s 5 by SEIAA to SEAC within 10 days from the issuance of the proceedings of this meeting.	The Project Proponent was to submit the compliance report in respect of the observations of PPCB issued vide letter no. 2467 dated 03.05.21 and directions issued u/s 5 by SEIAA vide letter no. 1884 dated 29.07.20 to SEAC within 10 days from the issuance of the proceedings of this meeting i.e., by 14.06.21. However, no reply in this regard has been received from the project proponent.
2.	Permissibility of the site w.r.t MOEF&CC Notification dated 14.03.2017 as amended on 08.03.2018 and recommendation of specific Terms of Reference in case the site is deemed suitable;	The GMADA vide letter no. GMADA/DTP/2016/1358 dated 06.04.2016 & letter of correction of date vide no. GMADA/STP/2017/260 dated 30.01.2017, has approved the layout plan. However, the copy of the layout plan submitted by the Project Proponent is not legible.

3.	Reply to the observations of SEAC stated to have been submitted by the Environmental Consultant vide letter dated 22.07.2020;	The reply of the Environmental Consultant w.r.t. the observations raised by SEAC vide letter no. 1682 & 1683 dated 17.06.20 regarding explanation of the Environmental Consultant and providing information w.r.t. Memorandum of Article & Association/ List of Directors and names of persons responsible for violation etc. was found to be not satisfactory, as no proper justification was given.
4.	Compliance made by the Project Proponent in respect of the observations of PPCB issued vide letter no. 2467 dated 03.05.2021;	Already replied at Sr. no. 1 of the Table.
5.	Compliance made by the Project Proponent in respect of the directions issued by SEIAA u/s 5 of the Environment (Protection) Act, 1986, vide letter no. 1884 dated 29.07.2020.	Already replied at Sr. no. 1 of the Table.

In view of the position explained above, SEAC decided to recommend SEIAA as under:

1. The Project Proponent does not seem to be serious to pursue the case. Therefore, SEIAA may take suitable action against the Project Proponent as deemed appropriate, as per the provisions of EIA Notification/Guidelines.
2. The Environmental Consultant of the Project Proponent may be issued strict warning because of its unprofessional attitude for dealing with the case.

8.0 Deliberations during 185th meeting of SEIAA held on 12.07.2021

The case was considered by SEIAA in its 185th meeting held on 12.07.2021, which was attended by Mr. Rajesh Gupta, Manager, M/s Bajwa Developers Ltd. on behalf of promoter company, Ms. Daksha Gupta, EIA Coordinator and Mr. S. Brahma, Head of EIA from M/s Shivalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

During the meeting, Environmental Engineer apprised SEIAA as under:

- (i) Environment Consultant of the promoter company vide email dated 09.07.2021 addressed to SEAC with a copy to SEIAA with respect to Minutes of 202nd meeting of SEAC, Punjab held on 21.06.2021 informed as under:

“we are always been keen to carry out this project and always follow the instructions from SEAC/SEIAA on a time bound manner. As stated in the MoM that it is the proponent got delayed reaching the meeting. Sir, we are a professional organization with strong ethical attitude, we also assure you

maintain the same for preservation and conservation of Environment. We conveyed the matter to the proponent. For your information and kind cooperation please.”

- (ii) Ministry of Environment, Forest & Climate Change vide OM dated 07.07.2021 had issued standard operating procedure for identification and handling of violation cases under EIA Notification 2006 in compliance of the orders of Hon'ble National Green Tribunal in OA No. 34/2020.

Thereafter, Environmental Consultant and the project proponent present in the meeting requested SEIAA that they had submitted the reply to the observations raised by SEAC in its 202nd meeting held on 21.06.2021 and they are now serious to comply with all the observations. SEIAA was not satisfied with the reply of the project proponent and informed the project proponent that their application for issuing Terms of Reference would have been rejected in case new office Memorandum for dealing with violation cases had not been issued by the Ministry. As such, this may be considered as last opportunity to comply with the observations.

SEIAA further observed that SEAC has not given an explicit recommendation of either rejecting or accepting the Terms of Reference to the project proponent.

After detailed deliberations, SEIAA decided that case be remand to SEAC for sending the clear-cut recommendations of rejecting/issuing the Terms of Reference while keeping in view the guidelines and provisos of the new office memorandum issued by the Ministry in respect of violation cases on 07.07.2021.

9.0 Deliberations during 204th meeting of SEAC held on 20.07.2021

SEAC was apprised that the Environmental Consultant of the promoter company namely M/s Shivalik Solid Waste Management Ltd. vide letter no. SSWML/ZKP/EIA/2021-22/11466 dated 20.07.2021 intimated that they were not able to attend the meeting due to non-availability of required documents has sought by SEIAA/SEAC from the Project Proponent. Further, nobody on behalf of project proponent was present in the meeting.

On perusal of reply submitted by the project proponent vide letter dated 21.06.2021, SEAC observed that the Project Proponent has not made any compliance w.r.t. the observations made by Punjab Pollution Control Board vide letter no. 2467 dated 03.05.21. Further, the Project Proponent has not submitted any compliance to the directions issued u/s 5 by SEIAA vide letter no. 1884 dated 29.07.20. It indicates that the Project Proponent is not serious at all to pursue the case.

SEAC observed that MoEF vide OM dated 07.07.2021 has laid down the Standard Operating Procedure (SoP) for dealing with the violation cases as received by SEAC and the present case has been deliberated in view of the provisions of the said OM.

The project proponent has not submitted the compliance of directions issued by SEIAA vide letter no. 1884 dated 29.07.20 u/s 5 of the Environment (Protection) Act, 1986 to the Project Proponent for immediately stopping the construction activities and

further stop creating the third-party interests. Therefore, SEAC decided that the SEIAA may consider issuing further direction to the project proponent as per provisions of OM dated 07.07.21 issued by MoEF&CC to close its operations to consider the case for issuance of TOR.

10.0 Deliberations during 187th meeting of SEIAA held on 09.08.2021.

The case was considered by SEIAA in its 187th meeting held on 09.08.2021 but no representative of the Project proponent or Environmental Consultant attended the meeting.

During the meeting, SEIAA was apprised that the project proponent and Environmental Consultant of the promoter company were informed vide email dated 07.08.2021 that their case will be considered in the 187th meeting of SEIAA to be held on 09.08.2021 in the Conference Hall no. 1 (Room No 311), 2nd Floor of MGSIPA at 10:30 AM, MGSIPA Complex, Sector-26, Chandigarh through hybrid mode (Video Conference/Physically mode) for which video call link (<https://meet.google.com/peu-kjtr-vrp>) was also provided to them. They were also requested to appear before the SEIAA and present their case failing which decision shall be taken as per prevalent rules and regulations.

In reply to the aforesaid email, Environmental Consultant of the promoter company vide email dated 07.08.2021 informed as under:

"With due regards, we would like to request to defer the appraisal of these three projects mentioned. This is due to non-submission of required affidavits sought by SEAC from proponent's side as per 204th SEAC Minutes of Meeting (MoM).

We have asked the proponent to prepare the required affidavits (Draft sent) as per the said MoM. For information please."

SEIAA perused the request of the Environmental Consultant and observed that Environmental Consultant was seeking postponement of the scheduled meeting on the grounds that the Project Proponent had not complied with the directions of SEAC and had not prepared the necessary affidavits. This reason for deferment is devoid of any merit since the failure of Project Proponent to take action as per the directions of SEIAA / SEAC cannot be made the basis for further postponement of this already very old case. SEIAA also noted that neither Project Proponent nor their Environmental Consultants attended the SEAC meeting held on 20.07.2021 nor did they attend the present SEIAA meeting on 09.08.2021 even though the Project Proponent had been clearly told in the SEIAA meeting held on 12.07.2021 that a last opportunity was being provided to submit satisfactory replies and information failing which the case would be rejected. SEIAA also further noted as under:

- i) SEAC in its last meeting observed that project Proponent has not made any compliance w.r.t. observations made by Punjab Pollution Control Board vide letter no. 2467 dated 03.05.21. Further, Project Proponent has not submitted any compliance of the directions issued u/s 5 by SEIAA vide letter no. 1884

dated 29.07.20. This clearly demonstrates that the Project Proponent is not serious in pursuing the case.

- ii) The case was considered in a number of meetings of SEIAA/SEAC held from time to time since 26.05.2018 but project proponent has failed to submit the satisfactory replies / clarifications to the queries raised by SEIAA/SEAC.
- iii) The project proponent has already exhausted the last opportunity given by SEIAA in its 185th meeting held on 12.07.2021.
- iv) Member Secretary, PPCB vide letter no. 2467 dated 03.05.2021 informed that prosecution has been launched u/s 15, 16 read with section 19 of the Environment (Protection) Act, 1986 against the project proponent and the responsible persons in the court of Sub-Divisional Judicial Magistrate, Kharar.

SEIAA therefore concluded that the project proponent did not appear to be interested in pursuing his case and appeared to be deliberately ignoring the repeated directions of SEIAA and SEAC to furnish required information and clarifications necessary to appraise the Project under Violations category.

After detailed deliberations and keeping the repeated transgressions of omission and commission of the Project Proponent in view, SEIAA decided to issue Notice to the Project Proponent asking him to show cause why his application for grant of TORs should not be rejected. SEIAA also decided that Punjab Pollution Control Board be asked not to issue any further consents to operate under Water (Prevention & Control of Pollution) Act, 1974 and Air (Prevention & Control of Pollution) Act, 1981 till final decision was taken on the Notice for rejection of the EC application.

In compliance with the aforesaid decision, show cause notice was issued vide letter no. SEIAA/MS/2021/4688-90 dated 23.08.2021 to the project proponent for rejection of Terms of References.

Accordingly, project proponent has submitted its reply vide letter dated 24.08.2021 in reference to letter no. SEIAA/MS/2021/4688 dated 23.08.2021, which was annexed as Annexure-4 of the agenda.

11.0 Deliberations during 189th meeting of SEIAA held on 13.09.2021.

The case was considered by SEIAA in its 189th meeting held on 13.09.2021 which was attended by Sh. S. Brahma, Head of EIA from M/s Shiwalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

SEIAA was apprised as above. SEIAA perused the reply and observed that the project proponent has submitted the reply to most of the observations earlier raised by SEIAA/SEAC. SEIAA further observed that

- i) SEAC recommended in its 204th meeting held on 20.07.2021 that the SEIAA may consider issuing further direction to the project proponent as per provisions of OM

dated 07.07.21 issued by MoEF&CC to close its operations to consider the case for issuance of TOR.

In this regard, SEIAA noticed that Madurai Bench of Madras High Court vide its order of 15.07.2021 had ordered an interim stay on the operation of OM dated 07.07.2021. Further, a clarification has been sought from Regional office of MoEF&CC, Chandigarh vide letter no. 4615 dated 10.08.2021 regarding the operation of office memorandum dated 07.07.2021 keeping in view the interim stay granted by the Madurai Bench of the Madras High Court. To this, it was informed by Regional Office of MoEF, Chandigarh that necessary guidance has been sought from the Director (IA-Policy), MoEF&CC, New Delhi vide letter dated 31.08.2021 and reply is awaited.

- ii) The project proponent had submitted the instant proposal online for issuance of TOR to MoEF&CC on 12.09.2017, which was transferred to SEIAA vide proposal no. SIA//PB/NCP/23386/2018 on 03.04.2018 well before the "violations window" of 2017-2018.

In this regard, MoEF&CC has clarified vide its OM dated 09.09.2019 that proposals received prior to the violations window can be taken up for consideration under the violation guidelines of 14.03.2017 and subsequent clarifications.

After detailed deliberations, SEIAA decided that case be remanded to SEAC with a request to conduct its appraisal as per the MoEF &CC Notifications on the subject dated 14.03.2017 (as amended on 08.03.2018), examine the reply submitted by the Project Proponent vide letter dated 24.08.2021 to the show cause notice issued by SEIAA and sending its clear-cut recommendation for rejecting/issuing of Terms of Reference to the Project.

The reply submitted by the Project Proponent vide letter dated 24.08.2021 is attached as Annexure-3.

12.0 Deliberations during 207th meeting of SEAC held on 07.10.2021.

The meeting was attended by the following:

1. Mr. Rajesh Gupta, on behalf of Project Proponent.
2. Ms. Daksha Gupta, EIA Coordinator and Mr. S. Brahma, Head of EIA from M/s Shivalik Solid Waste Management Ltd., Environment Consultant of the project proponent.

SEAC perused the reply submitted by the Project Proponent and found it incomplete w.r.t Show Cause Notice issued by SEIAA vide letter no. 4688 dated 23.08.2021. Further it has been observed that the Project Proponent has still not applied for obtaining permission from PWRDA for abstraction of ground water as already some families are residing in the project. The Project Proponent has also to submit the total built up area of the project as per the permissible FAR applicable in the area.

After detailed deliberations, SEAC decided to defer the case and the case be placed in the next meeting subject to receipt of satisfactory reply from the Project Proponent.

Item No. 207.04: Application for issuance of TORs for carrying out EIA study for obtaining Environmental Clearance under EIA notification dated 14.09.2006 for expansion of a Group Housing Project namely "Mona Green" located at VIP Road, Village Bishanpura, Near Zirakpur, Distt. S.A.S. Nagar by M/s Mona Township Pvt. Ltd. (Proposal no. SIA/PB/NCP/22972/2018)

1.0 Background

Earlier, M/s Mona Township Pvt. Ltd. was granted Environmental Clearance vide letter number SEIAA/2014/5946 dated 24.01.2014 for construction of a Group Housing Project namely "Mona Greens" having a built-up area of 31,093.13 sqm in the total plot area of 3.92 acres located at VIP Road, Village Bishanpura, Near Zirakpur, Distt., S.A.S. Nagar, subject to the certain conditions by SEIAA, Punjab.

The project proponent submitted that the built-up area mentioned in the Environmental clearance is 31093.13 Sqm and whereas the consultant has not taken the basement area in the application submitted earlier for obtaining environmental clearance. Thus, there are some changes in the built-up area i.e. 31537 Sqm plus basement area 9998 Sqm (Total Built-up area 41516 Sqm). The project has already completed and when they applied for the completion, it has been suggested that environmental clearance should be got revised.

As per the amended notification vide No S.O. 804 (E) dated 14-03-2017, violation cases even of category "B" projects which are granted Environmental Clearance by SEIAA appraised for the grant' of Environmental Clearance only by the EAC and granted at the central level.

Accordingly, they had applied online application for issuance of Terms of Reference for obtaining Environmental Clearance to MOEF&CC vide proposal no IA/PB/NCP/69187/2017 on 13/09/2017.

MoEF&CC issued amended notification dated 08.03.2018 and the gist of relevant paras (2), (4) and (5) of the notification, is reproduced as under: -

Para (2) For category B projects, the appraisal, and approval thereof shall vest with the State or Union territory level Expert Appraisal Committees and State or Union territory Environment Impact Assessment Authorities in different States and Union territories, constituted under sub-section (3) of section 3 of the Environment (Protection) Act, 1986.

Para (4) The cases of violations will be appraised with a view to assess that the project has been constructed at a site which under prevailing laws is

permissible and expansion has been done which can run sustainably under compliance of environmental norms with adequate environmental safeguards, and in case, where the findings of Expert Appraisal Committee for projects under category A or State or Union territory level Expert Appraisal Committee for projects under category B is negative, closure of the project will be recommended along with other actions under the law.

Para (5) In case, where the findings of the Expert Appraisal Committee or State or Union territory level Expert Appraisal Committee on point at sub-paragraph (4) above are affirmative, the projects will be granted the appropriate Terms of Reference for undertaking Environment Impact Assessment and preparation of Environment Management Plan and the Expert Appraisal Committee or State or Union territory level Expert Appraisal Committee, will prescribe specific Terms of Reference for the project on assessment of ecological damage, remediation plan and natural and community resource augmentation plan.

In view of the above, MoEF&CC has transferred the project to SEIAA vide proposal no. SIA/PB/NCP/22972/2018 on 28.03.2018.

Deliberation during 167th meeting of SEAC held on 26.05.2018

The matter was considered by SEAC in its 167th meeting held on 26.05.2018 wherein the SEAC was apprised that project proponent has not yet submitted a hard copy of the application after acceptance of its online application as stipulated vide MoEF OM No. J-11013/49/2014-IA.I dated 06/06/2014.

After detailed deliberations, SEAC decided to defer the case and ask the project proponent to submit a hard copy of the application. Till such time his case will not be taken up for consideration. Accordingly, ADS was raised online on 14.06.2018.

Thereafter, notice was issued to the project for delisting the case vide no. 918 dated 29/10/2019

Deliberation during 185th meeting of SEAC held on 29.11.2019

The case was considered by SEAC in its 185th meeting held on 29.11.2019, which was attended by the authorized representative on behalf of the project proponent. SEAC was apprised that the project is a violation case and was applied in the window given by MoEF vide notification dated 14.03.2017. SEAC was further apprised that as per the clause 3 of the said notification in cases of violation, action will be taken against the project proponent by the respective State Pollution Control Board under the provisions of section 15 & 16 read with section 19 of the Environment (Protection)

Act, 1986 and further, no consent to operate or occupancy certificate will be issued till the project is granted the Environmental Clearance.

The representative of the project proponent informed SEAC that due to some pressing circumstances the project proponent was not in a position to present the case in the meeting and requested to consider the case in the next meeting.

SEAC raised the following observations to the project proponent:

1. As to whether a hard copy of the application/Complete Proposal along with a list of persons responsible for the violation has been submitted.
2. As to whether the project has been constructed at a site which under prevailing law is permissible. if yes, has the project proponent submitted any documentary proof in this regard.
3. Whether permission has been obtained for the abstraction of the groundwater from the CGWA or not?
4. Whether any specific ToRs for the project on assessment of ecological damage, remediation plan and natural and community resources augmentation plan have been submitted?

To the above observations, the project proponent sought time to comply with the said observations.

After detailed deliberations, SEAC decided to accept the request of the project proponent, to defer the case, and the same be placed in the next meeting after getting the reply from the project proponent.

The observations were conveyed to the project proponent vide letter no 1430 dated 03.02.2020. However, no reply has been received from the project proponent, to date.

Summary of the project given as under:

The project proponent submitted the application for TOR along with the summary of the project and EMP and detail of the project is given as under:

S.No.	Item	Details
1.	Name & Location of the project	Expansion of a Group Housing Project namely "Mona Green" located at VIP Road, Village Bishanpura, Near Zirakpur, Distt. S.A.S. Nagar
2.	Project/activity covered under item of scheduled to the EIA Notification, 14.09.2006	8(a) 'Building & Construction Project'

3.	Copy of the Master plan duly marked with the project site	Not Submitted. However, exiting project of M/s Mona Township Pvt. Ltd. had already granted Environmental Clearance vide letter number SEIAA/2014/5946 dated 24.01.2014 for construction of a Group Housing Project namely "Mona Greens" having a built-up area of 31,093.13 sqm in the total plot area of 3.92 acres
4	Pre-feasibility report as per Ministry of Environment & Forests, Circular dated 30.12.2010.	Not submitted
5.	Proof of ownership of land	Not Submitted
6.	Copy of Memorandum of Article & Association/partnership deed /undertaking of sole proprietorship/list of Directors and names of other persons responsible for managing the day-to-day affairs of the project.	Not Submitted
7.	Proposed ToRs (based on the standard ToRs)	Submitted
8.	Does it attract the general condition? If yes, please specify	No
9.	Whether the proposal involves approval/clearance under the Forest (Conservation)Act,1980	No
10.	Does the project cover under PLPA, 1900	No
11.	Whether the proposal involves approval/clearance under the Wildlife (Protection)Act, 1972?.	No
12.	Classification/Land use pattern as per Master Plan	The project site is located at Gazipur, Zirakpur. The land for the proposed project conforms to the land use as per the Master plan
13.	Cost of the project	59 Crores.

14.	TORs Fee details	NA as the application submitted on 13.09.2017 i.e. before the date of Notification 27.06.2019		
15.	Total Plot Area, Built-up Area and Green area			
	DESCRIPTION	EXISTING	ADDITIONAL *	TOTAL
	Total Area	15863 sqm	-	15863 sqm
	Built-up Area	31093 sqm	264+ 9998	41516 sqm
	Flats	283	21	304
	* Note: Some changes of 264 sqm i.e. (31357-31093) and basement of 9998 sqm, which was not considered at the time of Environmental Clearance.			
16.	Source of water supply	Ground Water (Tubewell)		
17.	Total water demand	207 KLD		
18.	Waste Water generation	165 KLD Treatment: -STP of 175 KLD Capacity		
19.	Effluent utilization	Recycled Water-82 KLD, i) Uses- Flushing-68 KLD, ii) Plantation & Irrigation-14KLD		
20.	Rainwater harvesting	Rooftop rainwater of buildings will be collected in 4 RWH tanks of total 100 KLD capacity for harvesting after filtration		
21	Air pollution control	Chimney on DG sets		
22	Solid waste	About 0.611 TPD solid waste will be generated in the project. The biodegradable waste will be sent to the approved site and the non-biodegradable waste generated will be handed over to the authorized local vendor		
23	Hazardous waste	Used oil will be stored in HDPE drums and kept in covered rooms under lock and key and will be sold as per EPA Rules to approved recyclers only		
22.	Energy Requirements & Saving	i) The total power requirement during operation phase is 2800 KW and will be met from PSPCL, Punjab ii) Proposed energy-saving measures would save about 18 %		

		of power
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2.1 Complete details of the case are summarised as under:

1	Proposal No	SIA/PB/NCP/22972/2018
2	Date of submission of application	13.09.2017
3	Date of acceptance of application	22.05.2018
4	Last meeting of SEAC in which case was considered	167 th meeting held on 26.05.2018
5	Observations	As mentioned above
6	Date of ADS	14.06.2018
7	Details of notice issued, if any	Issued vide no. 918 dated 29/10/2019
8	Reply to the notice received or not	Project proponent attended the 185 th meeting of SEAC.
9	Lastly, the case was considered by SEAC	185 th meeting held on 29.11.2019
10	Observations	As mentioned above
11	Observation conveyed to the Project Proponent	Vide no 1430 dated 03.02.2020.
12	Reply in reference to letter no 1430 dated 03.02.2020	The project proponent has not submitted a reply online to the ADS.
13	Reminder	A reminder was issued through email 06.05.2020 wherein it was requested to submit the reply online to the observations immediately, otherwise, it will be presumed that the project proponent has nothing to say and the project will be delisted in light of the OM dated 30.10.2012. However, no reply has been received so far.

3.0 Deliberation during 189th meeting of SEAC held on 28.05.2020

The meeting was attended by the following through video conference:

1. Sh. Vikram Kumar, Project Head, and Sh. Deepak Gupta, Environmental Advisor, representing the Project Proponent.
2. Sh. Sital Singh, EIA coordinator, M/s Chandigarh Pollution Testing Laboratory, E-126, Phase-VII, Industrial Area, Mohali, Punjab, Environmental consultant of

the Project Proponent.

The project proponent informed the SEAC that the said project had been granted Environmental Clearance vide letter number SEIAA/2014/5946 dated 24.01.2014. However, in the said Environmental Clearance, the basement area could not be taken into account inadvertently. He informed that in the previous application for which Environmental Clearance was granted, the prosecution was already filed against the project proponent as the earlier application was also a violation case. He further informed that this case was inadvertently applied in violation window whereas the project was required to be applied only for amendment of Environmental Clearance. Apart from the basement area, there is no other change in the application. He requested the SEAC to allow him to withdraw the current application and allow him to apply for an amendment in the Environmental Clearance.

After detailed deliberations, SEAC accepted the request of the project proponent and decided to recommend to SEIAA that the project proponent be allowed to withdraw the application submitted in violation window and apply fresh for obtaining amendment in Environmental Clearance already granted to it.

4.0 Deliberation during 166th meeting of SEAC held on 26.06.2020

The case was considered by SEIAA in its 166th meeting of SEIAA held on 26.06.2020. SEIAA observed that the project proponent has not submitted any documentary evidence to prove his contention that the basement area was provided/included in other valid and reliable documents but was inadvertently left out in the earlier application for Environment Clearance.

After detailed deliberations, SEIAA decided to remand the case to SEAC for re-examination in the light of the above observation and sending the detailed report in the matter.

5.0 Deliberations during 193rd meeting of SEAC held on 26.09.2020

The case was placed in the 193rd meeting of SEAC held on 26.09.2020 which was attended by Sh. Deepak Gupta, Environmental Advisor, representing the Project Proponent and Sh. Sital Singh, EIA coordinator, M/s Chandigarh Pollution Testing Laboratory, E-126, Phase-VII, Industrial Area, Mohali, Punjab, Environmental consultant of the Project Proponent.

To a query of SEAC regarding the submission of documentary evidence to prove their contention that the basement area was provided/included in other valid and reliable documents but was inadvertently left out in the earlier application for Environment Clearance, the Environmental consultant of the Project Proponent requested to give some time and defer the case for next meeting.

After deliberations, SEAC decided to accept the request of the environmental consultant, and defer the case till documentary evidence is not submitted to prove their aforesaid contention.

6.0 Deliberations during 197th meeting of SEAC held on 15.03.2021

The case considered by SEAC in its 197th meeting held on 15.03.2021 and was attended by following on behalf of Project Proponent.

1. Mr. Sital Singh, EIA coordinator, M/s CPTL Laboratories, Mohali.
The Environmental Consultant of the Project Proponent informed the committee that Project Proponent could not be present in the meeting due to health issues and requested to defer the case to the next meeting of SEAC.

After detailed deliberations, SEAC decided to defer the matter to the next meeting of SEAC.

7.0 Deliberations during 198th meeting of SEAC held on 05.04.2021

The matter was again considered again by SEAC in its 198th meeting held on 05.04.2021. Neither the Environmental Consultant nor the Project Proponent was present. SEAC decided to defer the matter to the next meeting of SEAC.

8.0 Deliberations during 199th meeting of SEAC held on 23.04.2021

The meeting was attended by the following:

1. Sh. Harminder Paul, Senior Manager and Sh. Deepak Gupta, Environmental Advisor, on behalf of the Project Proponent.
2. Sh. Sital Singh, EIA coordinator, M/s CPTL.

SEAC observed following changes in the Building Plan submitted at the time of obtaining Environmental Clearance and submitted now with the proposal:

Sr. No	Description	As per Building Plan submitted at the time of grant of EC	As per approved Building Plan submitted with the New Proposal
1.	No. of Main Units (flats)	255	272
2.	No. of EWS	28	29
3.	Proposed Ground Coverage		
	Block A	3572 sqft	4255 sqft
	Block D	1105 sqft	1511 sqft
4.	Club	No Club	Club Constructed = 28275 Sqft
5.	Proposed FAR	334681.688 sqft	3351820 sqft

6.	Parking in basement	104537 Sqft	107580 Sqft
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SEAC further observed that in the New Proposal, the Project Proponent has shown Swimming Pool and Club which otherwise was the green area in the earlier proposal.

To this query, the Project Proponent submitted that they had already completed the construction work as per the new layout plan and requested to consider the same.

SEAC observed that the Project Proponent had made the above said changes and constructed swimming pool and club without obtaining prior Environmental Clearance, which is in violation of the provision of EIA notification dated 14.09.2006. After detailed deliberations, SEAC decided to forward the case to SEIAA with recommendations to process the application, as violation case, as per the Notification issued by the MoEF&CC on 14.03.2017 and further amended on 08.03.2018.

9.0 Deliberations during 181st meeting of SEIAA held on 10.05.2021.

The case was considered by SEIAA in its 181st meeting held on 10.05.2021 through Video Conference which was attended by the Sh. Deepak Gupta, Environmental Advisor, on behalf of the Project Proponent and Sh. Sital Singh, EIA coordinator, M/s CPTL.

To a query by SEIAA Environmental Consultant of the promoter company informed that construction of the project has been completed without getting the requisite amendment in the Environmental Clearance which is a violation of the EC conditions.

SEIAA observed that SEAC has recommended to process the application as a violation case as per the Notification issued by the MoEF&CC on 14.03.2017 and further amended on 08.03.2018. As per the said notification, in cases of violation, action has to be taken against the project proponent by the respective State Pollution Control Board under the provisions of Sections 15 & 16 read with section 19 of the Environment (Protection) Act,1986.

After detailed deliberations, SEIAA decided as under:

- d) PPCB be requested to initiate action against the responsible persons under the provisions of Sections 15 and 16 read with Section 19 of the Environment (Protection) Act,1986 and to send the action taken report to SEIAA, Punjab, within 30 days.
- e) Directions under Section 5 of the Environment (Protection) Act, 1986 be issued to the project proponent to restrain him from undertaking any further construction activity under the project and to further restrain him from creating any third-party interest in the project till the grant of Environmental Clearance under EIA Notification dated 14.09.2006.
- f) Case be placed again before SEIAA after receiving the above report from the PPCB

for taking further necessary action in the matter.

In compliance with the aforesaid decision, the following actions have been taken:

- a) Member Secretary, PPCB has been requested vide letter no. 4139 dated 20.05.2021 to initiate action against the responsible persons under the provisions of Sections 15 and 16 read with Section 19 of the Environment (Protection) Act, 1986 and to send the action taken report to SEIAA, Punjab, within 30 days
- b) Direction u/s 5 has been issued vide letter no. 4136-4138 dated 20.05.2021 to the project proponent.
- c) Decision mentioned at c) has been noted. Case will be placed before SEIAA after receiving the report from the PPCB.

However, no report with respect to SEIAA letter no. 4139 dated 20.05.2021 has been received from the Punjab Pollution Control Board so far.

10.0 Deliberations during 188th meeting of SEIAA held on 23.08.2021.

The case was considered by SEIAA in its 188th meeting held on 23.08.2021 wherein SEIAA was apprised as above. SEIAA observed that no report with respect to SEIAA letter no. 4139 dated 20.05.2021 has been received from the Punjab Pollution Control Board. After detailed deliberation, SEIAA decided as under:

- 1) A reminder be issued to the Member Secretary, Punjab Pollution Control Board for sending the status of prosecution launched against the project and responsible persons u/s 15 read with section 19 of the EPA, 1986.
- 2) Case be remanded to SEAC for examining the case under the "violations" category as per MOEF&CC directions dated 14.03.2017 / 08.03.2018 and sending detailed recommendations with respect to the following:
 - a) Permissibility / Suitability of the site in light of MoEF&CC Notifications dated 14.03.2017 as amended on 08.03.2018 and recommendation of specific Terms of Reference in case site is deemed suitable;
 - b) Compliance made by Project Proponent in respect of the directions issued by SEIAA vide letter no. 4136 dated 20.05.2021 u/s 5 of the Environment (Protection) Act, 1986.

No reply has been received from Punjab Pollution Control Board till date w.r.t the status of prosecution launched against the project and responsible persons u/s 15 read with section 19 of the EPA, 1986.

The MC Zirkapur has approved the layout plan vide no. 2792 dated 18.08.2011, thus the site is suitable for the establishment of this project. Further, the Project Proponent has not submitted compliance to the directions issued by SEIAA vide letter no. 4136 dated 20.05.2021 u/s 5 of the Environment (Protection) Act, 1986.

10.0 Deliberations during 207th meeting of SEAC held on 07.10.2021.

SEAC observed that no one from the side of Project Proponent has appeared for the meeting. Further, no reply has been received from the Punjab Pollution Control Board

and the Project Proponent regarding compliance of the directions issued by SEIAA vide letter no. 4136 dated 20.05.2021.

After detailed deliberations, SEAC decided to defer the case and the case be placed in the next meeting subject to receipt of reply from Punjab Pollution Control Board and the Project Proponent.

Item No. 207.05: Application for issuance of TORs for carrying out EIA study for obtaining environmental clearance under EIA notification dated 14.09.2006 for expansion of Group Housing Project namely "Orchard County" located in the revenue estate of village Sante Majra, Kharar - Landran Road, Kharar, District SAS Nagar, Punjab by M/s Ansal Lotus Melange Projects Pvt. Ltd. (SIA/PB/ NCP/ 22975/2018)

1.0 Background

M/s Ansal Lotus Melange Projects Pvt Ltd. was granted Environmental Clearance vide no 21-686/2007-IA.III dated 23.04.2008 for construction of group housing "Orchard County" at having built-up area 69388.316 sqm in the plot area 48090.24 sqm in the revenue estate of village Sante Majra, Kharar - Landran Road, Kharar, District SAS Nagar, Punjab, subject to the certain conditions by MoEF, New Delhi and for the following proposal: -

- (i) The project proponent had proposed to construct a residential colony with 584 flats (1 Block-56 EWS-16 Blocks-528 flats-2BR-252, 3BR-248, and Penthouse-22).
- (ii) The total water requirement will be 394 KLD (freshwater - 198 KLD).
- (iii) The capacity of STP proposed will be 394 KLD. Treated Wastewater will be used for flushing of toilets - 131 KLD and horticulture - 65 KLD and balance - 158 KLD will be disposed of in local municipal sewers.
- (iv) The total solid waste generation will be 1168 Kg/day (biodegradable - 584 Kg/day, Non-biodegradable - 350 Kg/day and inert waste - 233 Kg/day).
- (v) The total power requirement proposed is 4300 KW. Total parking spaces proposed are for 964 cars (Basement - 601, open -363).
- (vi) The total cost of the project was Rs. 95.03 Crores.

Later on, planning was changed and while submitting the application for expansion, M/s Ansal Lotus Melange Projects Pvt Ltd. submitted as under: -

- (i) The proposed project is located at Village Sante Majra, Kharar - Landran Road, Kharar, District Sahibzada Ajit Singh Nagar (Mohali), Punjab on a plot area of 48090.24 sqm. The total built-up area is approximately 104388.87 sqm
- (ii) The area falls within MC limits of Kharar and is under residential use as per the Master Plan of the area.

- (iii) They had increased the built-up area more than the area mentioned in environmental clearance granted to the project. Further, the validity of environmental clearance has also been expired.
- (iv) They had expanded the production beyond the limit of EC.

Being a case of violation of the provisions of EIA notification dated 14.09.2006 and as per amendment notification vide No S.O. 804 (E) dated 14-03-2017, they had submitted an online application for issuance of TORs for obtaining Environmental Clearance vide proposal no. IA/PB/NCP/ 69078/ 2017 to MOEF&CC on 13/09/2017

MoEF&CC issued amended notification dated 08.03.2018 and the gist of relevant paras (2), (4) and (5) of the notification, is reproduced as under: -

Para (2) For category B projects, the appraisal, and approval thereof shall vest with the State or Union territory level Expert Appraisal Committees and State or Union territory Environment Impact Assessment Authorities in different States and Union territories, constituted under sub-section (3) of section 3 of the Environment (Protection) Act, 1986.

Para (4) The cases of violations will be appraised with a view to assess that the project has been constructed at a site which under prevailing laws is permissible and expansion has been done which can run sustainably under compliance of environmental norms with adequate environmental safeguards, and in case, where the findings of Expert Appraisal Committee for projects under category A or State or Union territory level Expert Appraisal Committee for projects under category B is negative, closure of the project will be recommended along with other actions under the law.

Para (5) In case, where the findings of the Expert Appraisal Committee or State or Union territory level Expert Appraisal Committee on point at subparagraph (4) above are affirmative, the projects will be granted the appropriate Terms of Reference for undertaking Environment Impact Assessment and preparation of Environment Management Plan and the Expert Appraisal Committee or State or Union territory level Expert Appraisal Committee, will prescribe specific Terms of Reference for the project on assessment of ecological damage, remediation plan and natural and community resource augmentation plan

In view of the above, MoEF&CC has transferred the project to SEIAA vide proposal no. no. SIA/PB/NCP/22975/2018 on 28/03/2018.

1.1 Deliberation during 167th meeting of SEAC held on 26.05.2018

The matter was considered by SEAC in its 167th meeting held on 26.05.2018, wherein, after detailed deliberations, SEAC decided to defer the case and ask the project proponent to submit a hard copy of the application. Till such time his case will not be taken up for consideration.

The project proponent submitted a hard copy of the application on 23.10.2019.

1.2 Salient Features of the project

The project proponent applied for issuance of TORs. The summary of the project is as under:

Sr. No.	Item	Details
1	Name & Location of the project	Group Housing Project "Orchard County" Village Sante Majra, Kharar - Landran Road, Kharar, District Sahibzada Ajit Singh Nagar (Mohali), Punjab
2	Project/activity covered under item of scheduled to the EIA Notification, 14.09.2006	8(a) 'Building & Construction Project'
3	Copy of the Master plan duly marked with the project site	Not Submitted
4	Pre-feasibility report as per Ministry of Environment & Forests, Circular dated 30.12.2010.	Not submitted.
5.	Proof of ownership of land	Not Submitted
6.	Copy of Memorandum of Article & Association/partnership deed /undertaking of sole proprietorship/list of Directors and names of other persons responsible for managing the day-to-day affairs of the project.	Not Submitted
7	Proposed ToRs (based on the standard ToRs)	Not submitted
8	Does it attract the general condition? If yes, please specify	No
9	Whether the proposal involves approval/clearance under the Forest (Conservation) Act, 1980	No

10	Does the project cover under PLPA, 1900	No		
11	Whether the proposal involves approval/clearance under the Wildlife (Protection) Act, 1972?	No		
12	Classification/Land use pattern as per Master Plan	Not submitted. However, it has mentioned that the area falls within MC limits of Kharar and is under residential use as per the Master Plan of the area.		
13	Cost of the project	200 Crores.		
14.	TORs Fee details	NA as the application submitted on 10.09.2017 i.e., before the date of Notification 27.06.2019		
15.	Detail of various components			
	SN	Description	Particulars	Unit
	1	Plot Area (11.88 acres)	48090.24	SQM
	2	Proposed Built Up Area	104388.87	SQM
	3	Number of Building Blocks (9 Res+1EWS)	10(9+1)	NOS
	4	Total no of Saleable DU's (708+72EWS)	780	NOS
	5	Max Height of Building	50.3	M
	6	Max No of Floors (Residential Tower)	G+15	NOS
	7	Expected Population	4012	PERSONS
	8	Permissible Ground Coverage Area (35%)	16831.584	SQM
	9	Proposed Ground Coverage Area (24.325%)	11698.205	SQM
	10	Permissible FAR Area (2.00)	96180.48	SQM
	11	Proposed FAR Area (1.94)	93613.32	SQM
	12	Non-FAR & Other areas	8635.84	SQM
	13	Proposed Built Up Area	104388.87	SQM
	14	Water to be supplied	GMADA	-
	15	Total Water Requirement	397	KLD
	16	Freshwater requirement	246	KLD
	17	Wastewater Generation	280	KLD
	18	Proposed STP Capacity	340	KLD
	19	Treated Water Available for Reuse	224	KLD
	20	Recycled Water	151	KLD
	21	Surplus treated water	73	KLD
	22	Rain Water Harvesting Potential	14934.82	CUM

	23	No of RWH of Pits Proposed	12	NOS
	24	Proposed Total Parking	756	
	25	Surface Parking	379	ECS
	26	Basement Parking	377	ECS
	27	Required Green Area	4106.336	SQM
	28	Proposed Green Area (36.85%)	17704.465	SQM
	29	Municipal Solid Waste Generation	2.01	TPD
	30	Quantity of E-Waste Generation-Kg/Day	13.0	KG/DAY
	31	Quantity of Hazardous Waste Generation	Oil =0.3	LTS/DAY
	32	Quantity of Sludge Generated from STP	56	KG/DAY
	33	Total Power Requirement	5800	KW
	34	DG set backup	1050	KVA
16	Municipal wastes (domestic and or commercial wastes)		<p>(i) Solid waste generated from the residential block and other areas will be collected daily on door-to-door basis by the dedicated and trained housekeeping staff. Twin bin systems will also be provided for segregation at sources. Recyclable wastes will be sold to vendors and non- recyclable wastes will be disposed of through authorized agencies to the municipal waste disposal site.</p> <p>(ii) Biodegradable waste will be treated in an organic waste converter and will be used as a manure for horticulture development.</p> <p>(iii) MSW including horticulture waste will be handled as per the Municipal Solid Waste Management & Handling Rules, 2016</p>	
17	Detail of DG sets		<p>DG set of 1050 KVA (1 X 300+ 1 X 750) is being used as a power backup during power failure. HSD (low sulfur variety as per availability) fuel is being used for DG sets.</p>	
18	Air pollution control		<p>(i) Chimney on DG sets (ii) Generators will be placed either in acoustic chambers or a canopy.</p>	

19	Hazardous wastes (as per Hazardous Waste Management Rules)	(i) Waste oil from DG sets is only hazardous waste generation from the project. This waste oil is being carefully stored in HDPE drums in isolated covered space and sold to recyclers authorized by CPCB/SPCB. (ii) Suitable care is being taken to prevent spills/leaks of used oil from storage.
20	Give details of the water requirements met from water harvesting? Furnish details of the facilities create	(i) The rainwater collected from the rooftop, green area, and other paved areas will be collected through the network of stormwater drainage lines & conveyed to the RWH system. (ii) RWH system shall consist of de-silting cum filter chamber, oil and grease separator and pits are designed to store 15 minutes peak hour rainfall, for recharge into ground aquifer & to prevent flooding in the complex
21	Energy Requirements & Saving	The building envelop materials shall comply with ECBC norms on the whole building performance basis. The energy-saving shall be more than base capacity based on ECBC norms.

1.3 Complete details of the case, are summarised as under:

1	Proposal No	SIA/PB/NCP/22975/2018
2	Date of submission of application	13.09.2017
3	Date of acceptance of application	22.05.2018
4	Meeting of SEAC in which case was considered	167 th meeting held on 26.05.2018
5	ADS 14.06.2018	Submit a hard copy of the application.
7	Reply received in reference to ADS	The project proponent submitted the hard copy of the application on 23/10/2019
6	ADS 05.05.2020	1. As to whether the list of persons responsible for the violation has been submitted. 2. As to whether the project has been constructed at a site that under prevailing law is permissible. if yes, has the project proponent submitted any documentary proof in this regard.

		3. Whether permission has been obtained for the abstraction of the groundwater from the CGWA or not? 4. Whether any specific ToRs for the project on assessment of ecological damage, remediation plan and natural and community resources augmentation plan have been submitted?
8	Reminder	A reminder was issued through email 06.05.2020 wherein it was requested to submit the reply online to the observations immediately, otherwise, it will be presumed that the project proponent has nothing to say and the project will be delisted in light of the OM dated 30.10.2012. However, no reply has been received so far.

2.0 Deliberation during 190th meeting of SEAC held on 27.06.2020

The case was considered by SEAC in its 190th meeting held on 27.06.2020 through video conference which was attended by Sh. Sandeep Garg, EIA Co-ordinator, M/s Eco Laboratories & Consultants Pvt. Ltd on behalf of the project proponent.

SEAC was apprised that this case is a violation case and was applied in the window given by the MoEF vide Notification dated 14.03.2017 & 08.03.2018.

SEAC was further apprised that the project proponent vide letter dated 25.06.2020 had intimated that he was not able to attend the meeting and sought time to submit the reply of Additional Details Sought (ADS) by SEAC due to the present situation of Covid-19.

SEAC observed that the project proponent was not taking interest in pursuing the application in the past also. However, SEAC also recognized the current situation due to Covid-19.

3.0 Recommendation of SEAC

After detailed deliberations, SEAC decided as under:

- a) SEIAA be requested to issue a direction under Section 5 of the Environment (Protection) Act, 1986 to the Project Proponent as under: -
 - i) It shall not carry out any further construction activity at its project site namely "Orchard County" Village Sante Majra, Kharar - Landran Road, Kharar, District Sahibzada Ajit Singh Nagar till it obtains environmental clearance under EIA notification dated 14/9/2006.

- ii) It shall neither execute any sale deed within the project area nor create any third-party interest in the project till it obtains the environmental clearance under EIA Notification dated 14.09.2006.
- b) SEIAA be requested to ask PPCB to provide the details of the legal action taken against the responsible persons of the project as per the Clause 3 of MoEF & CC Notification dated 14.03.2017 (as amended on 08.03.2018) in response to SEIAA letter no 354 dated 02.04.2019 along with construction status of the project (completed/not completed, if not completed then % of built-up area completed as on)
- c) Simultaneously, the SEAC may ask the project proponent to submit the reply to ADS raised on 05.05.2020, within 15 days and to attend the meeting as and when the case is placed before SEAC. In case, the project proponent fails to submit the reply & appears in the meeting of SEAC, it will be presumed that the project proponent is not taking the matter seriously and the case will be delisted without any further communication.
- d) The case be placed again before SEAC after getting the reply to ADS from the project proponent and prosecution status from the PPCB.

In compliance with the decision taken at a) & b), the case is placed before SEIAA for consideration.

4.0 Deliberation during 167th meeting of SEIAA held on 31.07.2020

The case was considered by the SEIAA in its 167th meeting held on 31.07.2020. SEIAA perused the deliberations made during the 190th meeting of SEAC held on 27.06.2020.

After detailed deliberations, SEIAA decided to accept the recommendation of SEAC mentioned at Sr. No. 'a' & 'b' and to take action as proposed by the SEAC. Further, it was directed that separate letters be written to the Board mentioning all the previous correspondence for asking the construction status report and action taken report against the responsible person as per the Clause 3 of MoEF & CC Notification dated 14.03.2017 and as amended on 08.03.2018.

In compliance with the aforesaid decisions, the following actions have been taken:

- (i) Direction u/s 5 have been issued vide letter no. 1925 dated 08.09.2020 to the Project proponent and a copy of the same has been endorsed vide letter no. 1926 dated 08.09.2020 to MS, PPCB for ensuring the compliance.
- (ii) The Member Secretary, PPCB has been requested vide letter no. 1923 dated 08.09.2020 to launch prosecution against the responsible persons and send the construction status report vide letter no. 1924 dated 08.09.2020.

No report has been received from the PPCB, so far.

5.0 Deliberations during 176th meeting of SEIAA held on 19.02.2021.

The case was considered by SEIAA in its 176th meeting held on 19.02.2021 wherein, SEIAA observed that no report from the PPCB has been received so far. SEIAA took a serious view of this being a major and long pending violation case.

After detailed deliberations, SEIAA decided to issue a reminder to the PPCB for sending the report in the matter. It was also decided that the matter be taken up with the Chairman, PPCB through e-office file.

In compliance with the aforesaid decision, PPCB has been issued a reminder vide 3622 dated 09.03.2021. The matter was also put up on the e-office on 26.02.2021. Another reminder was also sent to the PPCB vide letter no. 3676 dated 07.04.2021.

M/s Lotus Melange Projects Pvt. Ltd. vide letter dated 14.04.2021 has now intimated regarding the stay/recall of the proceedings, execution, summon and warrants against the Ansal Lotus Melange Projects Pvt. Ltd. and its Directors in pursuance of court order in view of the order dated 07.04.2021 passed by NCLT, New Delhi under section 9 and section 14 of insolvency and bankruptcy code, 2016. A copy of the said letter which was annexed as Annexure-4 of Agenda.

The promoter company has requested that since insolvency proceedings have been commenced against the company Ansal Lotus Melange Projects Pvt. Ltd. by NCLT and it has stayed all judicial proceedings against the corporate debtor including **execution of any judgement, decree or order in any court of law, tribunal, arbitration panel or other authority**, so no proceedings can be initiated against the said company and its directors in view of the submissions made above.

6.0 Deliberations during 180th meeting of SEIAA held on 26.04.2021.

The case was considered by SEIAA in its 180th meeting held on 26.04.2021 through Video Conference, which was attended by Sh. Parvir Singh, DGM Projects, M/s Ansal Lotus Melange Projects Pvt. Ltd. and Dr. Sandeep Garg, M/s Eco Laboratories & Consultant Pvt. Ltd., Environmental Consultant on behalf of the promoter company.

To a query by SEIAA regarding the occupancy in the project, Sh. Parvir Singh, DGM Project informed that about 400 plots have already been handed over by them and occupied by the allottees. It was also informed that an auditor has been appointed for the start of liquidation process of the project.

SEIAA was also apprised that Sh. Ravdeep Singh, Assistant Environmental Engineer of the Regional Office, PPCB, Mohali was contacted telephonically who informed that a complaint u/s 15 & 16 read with section 19 of the Environmental (Protection) Act, 1986 has already been filed in the Hon'ble Court of Law.

SEIAA observed that M/s Ansal Lotus Melange Projects Pvt. Ltd. has failed to complete the project and insolvency proceedings have been commenced against the company by Hon'ble National Company Law Tribunal, Principal Bench, New Delhi and that the

Tribunal vide order dated 07.04.2021 has stayed all proceedings against the corporate debtor including execution of any judgement, decree or order in any court of law, tribunal, arbitration panel or other authority.

After detailed deliberations, SEIAA decided to send the matter to Senior Advocate for taking the legal opinion with respect to the following aspects:

- (i) Can criminal proceedings u/s 15 & 16 read with section 19 of the Environmental (Protection) Act, 1986 be initiated / continued against the violators when the Hon'ble National Company Law Tribunal, Principal Bench, New Delhi has stayed all proceedings vide order dated 07.04.2021 against the corporate debtor including execution of any judgement, decree or order in any court of law, tribunal, arbitration panel or other authority?
- (ii) What legal action can be taken by the SEIAA in the matter, under the provisions of the EIA Notification, 14.09.2006 as amended time to time since this project was started without obtaining prior Environmental Clearance under the provisions of EIA Notification, 14.09.2006?

In compliance with the aforesaid decision, Sh. Sandeep Khunger, Sr. Advocate has been requested to provide the legal opinion vide letter 4115 dated 11.05.2021. However, the reply is yet awaited.

Member Secretary, PPCB vide letter no. 2464 dated 03.05.2021 (Annexure-5 of agenda) informed that the project site was visited by the officers of the Board on 26.02.2021 to verify the construction status of the project. During visit, it was observed as under:

- (i) The project proponent has completed construction work of 516 flats and about 200-250 families are residing in these flats.
- (ii) The promoter company has proposed to construct additional 128 flats of (G+15) and 64 flats of (G+ 15) storied building. During visit, no construction activity was going at the site and the construction status remain same as observed earlier in the year 2018. The detail of construction status of the project at the site is as under:

Configuration	No. of Towers	No. of flats	Construction status
G+9	8no.	40 flats each i.e., total 320 flats	Construction work completed and families are residing.
G+9 (8 th / 9 th pent house)	8 no.	34 flats each i.e., total 320 flats	Construction work completed and families are residing.

G+3	2 no.	34 flats each i.e., total 68 flats	Construction work completed and families are residing.
G+15	1 no.	128 flats	Roof of 3 rd floor has been casted.
G+15	1 no.	64 flats	Roof of basement has been casted and column work above basement has been completed.
G+3 (EWS)	1 Block	72 flats	Civil construction work has been completed and finishing work is to be started.

Total flats 780

- (iii) The project proponent has installed STP and the same was in operation at the time of visit.
- (iv) Prosecution has been launched u/s 15, 16 read with section 19 of the Environment (Protection) Act, 1986 against the project proponent and the responsible persons in the court of JMIC, Kharar. The case is now fixed for hearing on 15/6/2021.

7.0 Deliberations during 182nd meeting of SEIAA held on 24.05.2021.

The case was considered by SEIAA in its 182nd meeting held on 24.05.2021 through Video Conference, which was attended by Sh. Parvir Singh, DGM Projects, M/s Ansal Lotus Melange Projects Pvt. Ltd. and Dr. Sandeep Garg, M/s Eco Laboratories & Consultant Pvt. Ltd., Environmental Consultant on behalf of the promoter company.

SEIAA noted that the original EC had been issued in favour of M/s Ansal Lotus Melange Projects Pvt. Ltd but as per their own representation, proceedings had been initiated by NCLT under section 14 of Bankruptcy and Insolvency Code, 2016, against this firm. The Locus standi of M/s Ansal Lotus Melange Projects Pvt. Ltd to submit the application for issue of TOR's was, therefore, questionable. This basic issue could not be replied to satisfactorily by either the Project Proponent or their Environmental Consultant.

SEIAA was also apprised as under:

- (i) Website of M/s Ansal API, has been scrutinised and it was observed that Orchard County is a project of M/s Ansal API.
- (ii) M/s Ansal Lotus Melange Projects Pvt. Ltd. is a Joint Venture of M/s Ansal API and M/s Lotus Melange.
- (iii) The application bearing proposal no. SIA/PB/NCP/22975/2018 for issuance of Terms of Reference for expansion of Group Housing Project Namely "Orchard County" has been submitted by M/s Ansal Lotus Melange Pvt. Ltd against which

proceedings have been initiated by NCLT under section 14 of Bankruptcy and Insolvency Code, 2016.

It is evident from Sr. No's (i), (ii) & (iii) above that the project proponent has either attempted to mislead SEIAA by submitting the wrong name of applicant i.e., M/s Ansal Lotus Melange Pvt. Ltd. or the information available on the website of M/s Ansal API regarding Orchard County being a project of M/s Ansal API, is incorrect. To this, Environmental Consultant has sought some time to clarify the same.

SEIAA observed that in the absence of basic clarity regarding the very ownership of the project, application submitted by the project proponent is required to be delisted.

After detailed deliberations, SEIAA decided to defer the case and issue show cause notice for delisting the Project to the Project Proponent affording a final opportunity to file their reply clarifying the ownership of the project as also their locus standi for seeking issue of TOR's after commencement of the insolvency proceedings initiated by the NCLT, New Delhi, within 30 days, failing which their application would be delisted.

In compliance with the aforesaid decision, show cause notice was issued to the Project Proponent for delisting vide letter no. 4232-4234 dated 07.06.2021. Notice was also emailed to the project proponent on 08.06.2021. No reply has been received from the project proponent till date.

2.0 Deliberations during 186th meeting of SEIAA held on 29.07.2021

The case was considered by SEIAA in its 186th meeting held on 29.07.2021, which was attended by the following through Video Conference:

- (i) Mr. Parvir Singh, DGM Projects, M/s Ansal Lotus Melange Projects Pvt. Ltd.
- (ii) Ms. Simran and Ms. Priyanka Madan, Environment Consultant of the project proponent.

SEIAA informed the project proponent that no reply has been received to the show cause notice issued by SEIAA vide letter no. 4232-34 dated 07.06.2021 to the Project proponent for delisting the Project. It was again observed in the meeting that without clarifying the ownership and present legal standing of the project and further keeping in view the fact that insolvency proceedings have already commenced against the Project Proponent, additional specific TOR cannot be issued to the project unless all aspects of the show cause notice are properly replied to.

SEIAA therefore advised the Environmental Consultant to provide proper guidance to the project proponent and ensure that legally correct and clear reply is submitted to the show cause notice. To this, Environmental Consultant assured that necessary guidance shall be provided to the project proponent and they will submit the detailed and clear reply to the show cause notice.

After deliberations, SEIAA decided to defer the case and provide last opportunity to submit the reply to the show cause notice within 07 days failing which case shall be delisted.

In compliance with the aforesaid decision, Project proponent has been asked vide letter no. 4616-4618 dated 10.08.2021 to submit the reply to the show cause notice. Accordingly, project proponent vide letter dated 17.08.2021 has submitted reply to the show cause notice which is annexed as Annexure-3A of the agenda.

3.0 Deliberations during 188th meeting of SEIAA held on 23.08.2021

The case was considered by SEIAA in its 188th meeting held on 23.08.2021, which was attended by Sh. Devendra Umrao, Interim Resolution Professional and Dr. Sandeep Garg, Environmental Consultant of the Promoter Company.

SEIAA perused the reply of the show cause notice submitted vide letter dated 17.08.2021 and observed as under:

- (i) Name of the project "Orchard County" which was on the website of M/s Ansal API, has been removed.
- (ii) The project Orchard County belongs to M/s Ansal Lotus Melange Pvt. Ltd. against which proceedings of insolvency have been initiated by NCLT, New Delhi.
- (iii) Mr. Devendra Umrao has been appointed as the IRP (Insolvency Resolution Professional) in the matter of M/s Ansal Lotus Melange Projects Pvt. Ltd. by the Hon'ble NCLT New Delhi, Bench vide order dated 07.04.2021. A copy of court order was submitted. IRP has been directed to take charge of the CD's (Corporate Debtor) management, immediately. As such, all the approvals will be taken in the name of M/s Ansal Lotus Melange Projects Pvt. Ltd. through Devendra Umrao.

SEIAA took the aforesaid reply on record.

To a query by SEIAA regarding responsibility of implementation of the Environmental Management Plan (EMP), Sh. Devendra Umrao informed that in accordance with established legal process for such cases, he will act as CEO of the Company and will be responsible for the implementation of EMP till the new company takes over or liquidation process is completed. As EIA approval is mandatory for the project, necessary funds shall be allocated for the implementation of Environmental Management Plan.

To another query of SEIAA Dr. Sandeep Garg informed that he will continue as the Environmental Consultant to the project till the grant of Environmental Clearance. He requested to proceed further for issuance of Terms of Reference as the issue of the ownership has now been resolved. SEIAA was satisfied with the reply of Show cause notice issued to the project proponent.

SEIAA noted that SEAC had forwarded the case to SEIAA in its 190th meeting held on 27.06.2020 in which it had recommended that directions u/s 5 of EPA, 1986 may be issued to the project proponent and PPCB may be asked to provide the details of legal

action taken against the responsible person of the project. SEIAA observed that action on both the recommendations of SEAC has been taken. Further, Member Secretary, PPCB vide letter no. 2464 dated 03.05.2021 has already sent the status of prosecution launched u/s 15, 16 read with section 19 of the Environment (Protection) Act, 1986 against the project proponent and the responsible persons but has not sent the compliance status of the directions issued u/s 5 of EPA, 1986 to the project proponent as requested vide letter no. 1926 dated 08.09.2020.

SEIAA further observed that Clause No's 4 and 5 of Notification dated 08.03.2018 regarding the permissibility of site under prevailing law and recommendation of Specific Terms of Reference are required to be examined. After detailed deliberations, SEIAA decided as under:

- (i) PPCB be requested to send the compliance status of the directions issued u/s 5 of EPA, 1986 to the project proponent as requested vide letter no. 1925 dated 08.09.2020 directly to SEAC.
- (ii) Case be remanded to SEAC for examining the case under "Violations" category in accordance with MOEF&CC directions dated 14.03.2017 / 08.03.2018 and sending its detailed recommendations with respect to the following:
 - a) Permissibility / Suitability of the site in light of MOEF&CC Notifications dated 14.03.2017 as amended on 08.03.2018 and recommendation of specific Terms of Reference in case site is deemed suitable;
 - b) Reply to the observations of SEAC submitted by the Project Proponent for which additional details were sought by SEAC on 05.05.2020.
 - c) Compliance made by Project Proponent in respect of the directions issued by SEIAA vide letter no. 1925 dated 08.09.2020 u/s 5 of the Environment (Protection) Act, 1986.

The Punjab Pollution Control Board has not sent the compliance report of the directions by the SEIAA vide letter no. 1925 dated 08.09.2020, as requested by SEIAA vide letter no. 4730 dated 02.09.2021.

Compliance of procedural requirement for dealing with the violation cases as notified by the MoEF&CC vide OM dated 14.03.2017 and 08.03.2018 is given as under:

Sr. no.	Procedure as per OM dated 14.03.2017 and 08.03.2018	Compliance
1.	Prosecution against the Project Proponent by the Punjab Pollution Control Board under the provisions of section 19 of the Environment (Protection) Act, 1986.	Member Secretary, PPCB vide letter no. 2464 dated 03.05.2021 has already sent the status of prosecution launched u/s 15, 16 read with section 19 of the Environment (Protection) Act, 1986 against the project proponent.
2.	Permissibility of site for establishment of the project.	The MC Kharar has approved the layout plan vide letter no. 1827 dated 22.03.2013.

- The Project Proponent has submitted reply to all the points raised by SEAC through ADS on 05.05.2021.

4.0 Deliberations during 207th meeting of SEAC held on 07.10.2021

The meeting was attended by the following:

- (i) Mr. Sumit Kumar, on behalf of Insolvency Resolution Professional.
- (ii) Dr. Sandeep Garg, M/s Eco Laboratories & Consultant Pvt. Ltd, Environmental Consultant of the Promoter Company.
- (iii) Ms. Priyanka Madan, M/s Eco Laboratories & Consultant Pvt. Ltd Environment Consultant of the project proponent.

SEAC observed that the proceedings had already initiated against the Project Proponent by NCLT under section 14 of Bankruptcy and Insolvency Code, 2016. Further, Sh. Devendra Umrao has been appointed as the IRP (Insolvency Resolution Professional) in the matter of M/s Ansal Lotus Melange Projects Pvt. Ltd. by the Hon'ble NCLT New Delhi, Bench vide order dated 07.04.2021.

SEAC further observed that the Project Proponent had not submitted the compliance of the directions issued by SEIAA vide letter no. 1925 dated 08.09.2020 with copy to Punjab Pollution Control Board vide Endst no. 1926 dated 08.09.2020 for ensuring compliance of the directions. A reminder in this regard was written to Punjab Pollution Control Board by SEIAA vide letter no. 4730 dated 02.09.2021.

After detailed deliberations, SEAC decided that Sh. Devendra Umrao, IRP (Insolvency Resolution Professional), be asked to submit legal opinion as to whether IRP is authorized for submission of affidavit w.r.t the compliance of directions issued by SEIAA vide letter no. 1925 dated 08.09.2020 for not carrying out any further construction activity at its project site and not create any third party interest in the project till it obtains environmental clearance under EIA Notification dated 14.09.2006 and in case, the legal opinion found affirmative, then the Project Proponent shall submit the affidavit for complying with the above said directions of SEIAA.

Item no. 207.06: Application for Environmental Clearance under EIA notification dated 14.09.2006 for the establishment of residential project namely "Gulnaar Meadows" of M/s SAV Infosystems LLP located at Village Baltana, Zirakpur, Tehsil Dera Bassi, District SAS Nagar, Punjab (Proposal No. SIA/PB/MIS/211039/2021).

The project proponent has filed an application for obtaining Environment Clearance under EIA Notification, 2006 for the establishment of a Residential project "Gulnaar Meadows" at Village Baltana, Zirakpur, Tehsil Dera Bassi, District SAS Nagar, Punjab by with proposed built-up area as 32,603.9 sq. m in total land area of 15,761 Sqm. The Project is covered under Activity 8(a) & Category 'B2' as per EIA notification-2006.

The project proponent submitted the Form I, 1A and other additional documents. PPCB was requested to send the latest construction status report of the project through e-mail on 27.05.2021.

1.0 Deliberations during 202nd meeting of SEAC held on 21.06.2021.

The meeting was attended by the following:

1. Sh. Sandeep Garg, EIA Coordinator, M/s Eco Laboratories & Consultants Pvt. Ltd.
2. Sh. Karandeep Singh, on behalf of Project Proponent.

SEAC observed that the latest construction status report from the Punjab Pollution Control Board was not received.

After deliberations, SEAC decided to defer the case and will be placed in the next meeting after receipt of latest construction status report from Punjab Pollution Control Board.

2.0 Deliberations during 204th meeting of SEAC held on 20.07.2021.

The meeting was attended by the following:

1. Sh. Sandeep Garg, EIA Coordinator, M/s Eco Laboratories & Consultants Pvt. Ltd.
2. Sh. Karandeep Singh, on behalf of Project Proponent.

SEAC observed that the Punjab Pollution Control Board vide letter no. 3623 dated 05.07.2021 has sent the latest construction status report of the Project and the contents of the same are given as under:

"It is intimated that the subject cited project proponent has applied for obtaining Environmental Clearance for establishment of group housing / residential project namely "Gulnaar Meadows" in an area measuring 15,761 sqm. / 3.8947 acres (as per brief summary of project) at Village Baltana, Distt. SAS Nagar. The total proposed

built-up area of the project is 32603.9 sqm and the proposed built-up area of the project is 32603.9 sqm and the proposed cost of the project is 58.40 crores.

Accordingly, the proposed site was visited by the officer of the Board on 8/6/2021. The proposed site of the project as shown by representative of the project proponent. As per site shown by the project proponent, the point-wise status report is as under:

- 1. The proposed site of the project is located in Village Baltana, Distt. SAS Nagar. The proposed site is located on L.H.F Chandigarh-Ambala National Highway. The project proponent has partially demarcated the boundaries of the project. No construction activity pertaining to the project has been started at the site.*
- 2. As per the boundary limits shown by the representative, it was observed that there is no operation approved/consented industry such as rice shellar/ saila plant/ brick kiln/ stone crushing / screening cum washing unit/ hot mix plant / cement unit within a radius of 500 mt. There is no air polluting industry within a radius of 100 mt. from the boundary of the proposed site.*
- 3. The site of the project is conforming to the sitting guidelines laid down by the Govt. of Punjab, Department of Science technology and Environment vide order dated 20/07/2008 as amended on 30/10/2009."*

SEAC allowed the Environmental Consultant of the Project Proponent to present the salient features of the project which he presented as under:

Sr.no.	Description	Details
1.	Name & Location of the project	Residential colony namely "Gulnaar Meadows" at Hadbast No. 47, Village Baltana, Tehsil Derabassi, District SAS Nagar, Punjab by M/s SAV Infosystems LLP.
2.	Project/activity	The project falls under Schedule 8(a) - 'Building & Construction Project' Category B as the built-up area of project is 32,603.9 sq. m.
3.	Copy of the Master plan duly marked with the project site	The project falls in Residential zone as per Master Plan of Zirakpur.
4.	Details as per CLU certificate like Khasra no., Project area (Existing & after expansion)	Obtained vide letter no. 22636 dated 02.09.2019.
5.	Copy of Memorandum of Article & Association/ partnership deed/ undertaking of sole proprietorship/ list of Directors and names of other persons responsible for managing the day-to-day affairs of the project.	Partnership Deed of M/s SAV Infosystems LLP has been submitted.

6.	Does it attract the general condition? If yes, please specify	No																
7.	Whether the proposal involves approval/clearance under the Forest (Conservation) Act, 1980	No.																
8.	Does the project cover under PLPA, 1900	No																
9.	If the project falls within 10 km of eco-sensitive area/ National park/ Wild Life Sanctuary. If yes, a. Name of eco-sensitive area/ National park/ Wild Life Sanctuary and distance from the project site. b. Status of clearance from the National Board for Wild Life (NBWL).	Yes a. Khol-Hi Rattan Wildlife Sanctuary: Approx. 6.8 km & City Bird Sanctuary: Approx. 8.1 km b. NBWL clearance is not required as project lies outside the eco-sensitive zone of the Khol-Hi Rattan Wildlife Sanctuary and City Bird Sanctuary.																
10.	Classification/Land use pattern as per Master Plan	The project falls in Residential zone as per Master Plan of Zirakpur.																
11.	Cost of the project	The total estimated cost of the project including land & construction work is 58.40 Crores.																
12.	Processing Fee details (Amount/NEFT no./dated)	Processing fees for Environmental Clearance application has been calculated @ Rs. 2 / sq. m. of Total built up area. Thus, Rs. 65,300.00 has been paid vide DD No: 881068 dated 15.04.2021.																
13.	Detail of various components																	
	<table border="1"> <thead> <tr> <th>S.no</th> <th>Description</th> <th>Particulars</th> <th>Unit</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Plot Area (3.89 acres)</td> <td>15,761</td> <td>sqm</td> </tr> <tr> <td>2.</td> <td>Built-up Area</td> <td>32,603.9</td> <td>sqm</td> </tr> <tr> <td>3.</td> <td>Green Area</td> <td>1,699.9</td> <td>sqm</td> </tr> </tbody> </table>	S.no	Description	Particulars	Unit	1.	Plot Area (3.89 acres)	15,761	sqm	2.	Built-up Area	32,603.9	sqm	3.	Green Area	1,699.9	sqm	
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15.	Details of acknowledgement of application filed to CGWA/ PWRDA for obtaining permission for abstraction of ground water.		Submitted with PWRDA.																						
16.	Details of Wastewater generation, Treatment facility & its Disposal arrangements in Construction Phase		During Construction Phase, wastewater generation will be treated in septic tank.																						
17.	Details of Wastewater generation, Treatment facility & its Disposal arrangements in Operation Phase and if wastewater being disposed in MC sewer then also mention the details of NOC from competent authority		<p>During Operation Phase, the wastewater generation will be 104 KLD which will be treated in proposed STP of 150 KLD capacity based on MBBR technology followed by UF treatment. The details of the breakup of the utilization of treated wastewater are as under: -</p> <table border="1"> <thead> <tr> <th>Season</th> <th>Flushing (KLD)</th> <th>Green area (KLD)</th> <th>HVAC (KLD)</th> <th>GMADA Sewer (KLD)</th> </tr> </thead> <tbody> <tr> <td>Summer</td> <td>45</td> <td>9</td> <td>-</td> <td>48</td> </tr> <tr> <td>Winter</td> <td>45</td> <td>3</td> <td>-</td> <td>54</td> </tr> <tr> <td>Monsoon</td> <td>45</td> <td>1</td> <td>-</td> <td>56</td> </tr> </tbody> </table>			Season	Flushing (KLD)	Green area (KLD)	HVAC (KLD)	GMADA Sewer (KLD)	Summer	45	9	-	48	Winter	45	3	-	54	Monsoon	45	1	-	56
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18.	Details of Rainwater recharging/ Harvesting (m ³ /hr) proposal & technology proposed to be adopted		Total 3 nos. of Rain water recharging pits with dual bore are being proposed for rain water recharging within the project premises.																						
19.	Details of Solid waste generation (Qty), treatment facility and its disposal arrangement		<p>a) 400 kg/day b) The solid waste shall be duly segregated into biodegradable, non-biodegradable and non-hazardous waste components as per SWM Rules,</p>																						

		2016.												
20.	Details of Hazardous Waste & E- Waste generation (Qty), Treatment facility and its disposal arrangement	Used oil from DG set will be generated which will be sold to authorized vendor. E-waste generated from the project will be handled as per E-Waste (Management) Rules, 2016 & its amendments.												
21.	Detail of DG sets	Total 2 nos. of DG set of capacity 380 KVA have been proposed for power back up.												
22.	Air pollution control device details	DG set shall be with in-built acoustic enclosure as approved by CPCB and conforming to MoEF Notification.												
23.	Energy Requirements & Saving	1,194 KVA from Punjab State Power Corporation Limited (PSPCL). LED lights & solar street lights have been proposed in the project.												
24.	Details of Environmental Management Plan	<table border="1"> <thead> <tr> <th>S. No</th> <th>Environment Protection Measures</th> <th>Capital Cost (Rs. Lakhs)</th> <th>Recurring Cost (Rs. Lakhs)</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Construction</td> <td>86</td> <td>12</td> </tr> <tr> <td>2.</td> <td>Operation</td> <td>-</td> <td>17</td> </tr> </tbody> </table>	S. No	Environment Protection Measures	Capital Cost (Rs. Lakhs)	Recurring Cost (Rs. Lakhs)	1.	Construction	86	12	2.	Operation	-	17
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25.	Details of green belt development shall include following: a) No. of tree to be planted against the requisite norms. b) Percentage of the area to be developed.	<p>a. No. of trees required = 1 Tree per 80 sq.m. of plot area = 15,761 / 80 = 197 trees No. of trees proposed = 212 trees</p> <p>b) Green Area proposed = 1,699.9 sq.m. (@ 27.6%)</p>												
26.	Other important facts (Applicable to EC projects only)	<p>a) As per the letter issued by the MC Zirakpur 774 dated 25.03.2021 the sewer is not available in the nearby area. However, after paying adequate charges the Project Proponent can connect the sewer with the main sewer of the area to discharge 100 KLD of the treated wastewater as per the available capacity of the main sewer.</p> <p>b) MC Zirakpur has given permission for disposal of solid waste vide letter no. 773 dated 25.03.2021.</p>												

SEAC raised following observations to the Project Proponent:

Sr. no.	Observation	Reply
1.	The Project Proponent has to mark the boundary of Sukhna Wild Life Sanctuary and the distance of the project site from the boundary of Sukhna Wild Life Sanctuary, as per the coordinates on the topo sheet to indicate that the project site falls beyond 10KM from the Sukhna Wild Life Sanctuary. In case the site falls within 10Km of Sukhna Wild Life Sanctuary, then the Project Proponent has to apply to the NBWL for obtaining NOC.	The Project Proponent agreed to the same.
2.	Whether the Project Proponent has applied to the Forest Deptt. for obtaining access of the approach road. If not, the Project Proponent shall apply for the same.	The Project Proponent agreed to the same.
3.	The Project Proponent shall submit details w.r.t. No. of Towers to be constructed, No. of stories in each tower, details of flats on each floor such as 3BHK/4BHK etc., the basis of estimating the population, calculation of water requirement and wastewater generation with treatment and disposal arrangements.	The Project Proponent agreed to the same.
4.	As per the letter issued by MC Zirakpur vide no. 774 dated 25.03.2021, the sewer connection can be given depending upon the available capacity of the sewer at that time. The Project Proponent shall submit fresh certificate from the MC Zirakpur certifying that existing sewer/proposed sewer is of adequate capacity to take the hydraulic load of the said project and sewer connection shall be provided to the project proponent. In case of proposed sewer, the MC may indicate the timeline	The Project Proponent agreed to the same.

	for laying the sewer and providing the connection to the project proponent.	
5.	The Green area as proposed by the Project Proponent is 10.78%. The Project Proponent shall maintain the green area as per the bye laws of the area and shall submit documentary proof regarding the same.	The Project Proponent agreed to the same.

SEAC further observed that the Local Govt. does not give clear cut recommendation regarding allowing the sewer connection to the Project Proponent in the certificates issued by them. In such cases, it becomes quite difficult for the Committee to decide the case. SEAC feels that the matter needs to be taken with the Secretary, Deptt. of Local Govt. Punjab to address this issue. After detailed deliberations, SEAC decided as under:

1. Defer the case till the next meeting subject to submission of reply by the Project Proponent.
2. SEIAA be requested separately to take up the matter with Secretary, Deptt. of Local Govt. Punjab to direct the MCs for providing clear-cut recommendations for allowing sewer connection to the Project Proponents depending upon their adequacy.

Accordingly, the ADS were raised to the Project Proponent through Parivesh Portal on 27.07.2021.

3.0 Deliberations during 187th meeting of SEIAA held on 09.08.2021.

The case was considered by SEIAA in its 187th meeting held on 09.08.2021, which was attended by the following:

- (i) Sh. Deepak Gupta, Environmental Advisor.
- (ii) Sh. Sital Singh, EIA Coordinator, M/s CPTL, on behalf of Project Proponent.

SEIAA was apprised that SEAC vide letter no. 4593 dated 27.07.2021 has informed that Municipal Councils do not give a clear NOC for permitting sewer connections to the MC sewers while issuing certificates to project proponents. A copy of one such certificate issued vide letter no. 25.03.2021 to M/SAV Infosystem LLP for the connection of project sewer with the MC sewer was also attached with the said letter.

SEIAA perused the said certificate and observed that Executive Office, Municipal Council, Zirakpur had issued a certificate vide letter no. vide letter dated 04.05.2021 to the effect that facility of Municipal Sewer, Zirakpur is not available adjoining the area of the residential project namely "Gulnaar Meadows" developed by M/SAV Infosystem LLP. The promoter company may connect its project sewer with the main sewer of Municipal Council to discharge 100 KLD treated sewage water (as per the

standard prescribed by the PPCB) subject to capacity being available at that time after depositing all requisite charges prescribed by the Govt. to Municipal Council and getting layout plan approved after completion of project under prescribed rules.

SEIAA observed that the certificate issued by the Executive Officer of Municipal Council, Zirakpur for providing the sewer connection to the project "Gulnaar Meadows" developed by M/SAV Infosystem LLP. for discharge of 100 KLD treated waste water into MC sewer was ambiguous and conditional to capacity being available in the MC Sewer at a future point of time. Hence, there was no guarantee that the Project would be able to discharge its treated waste water into the MC Sewer when the Project became operational some years from the present date. SEIAA further observed that ensuring safe and assured discharge of waste water from Projects was a vitally important and sensitive condition in the absence of which it would be difficult to grant EC's to such Projects. It was, therefore, decided that a template may be prepared and prescribed for issuing the certificate by Local Government authorities for permitting projects to connect their treated waste water with the MC Sewers so that Environmental Clearances to such Projects were not held up on this account.

It was also brought to the notice of SEIAA that Govt. of Punjab has created posts of Additional Development Commissioner (ADC) Urban in all Districts. SEIAA was of the view that since sewer connections (or other suitable arrangements for safe disposal of waste water) for upcoming Projects was an important matter, it would be desirable if decision regarding its availability or otherwise was taken and conveyed at the level of ADC (Urban).

After deliberations, SEIAA decided to accept the recommendation of SEAC and request Secretary, Local Government, Punjab, to issue suitable directions for issuance of clear and unambiguous certificates for providing sewer connection facility (or otherwise utilising the treated waste water of Projects in Municipal Green belts etc) to Building Construction Projects/Area Development & Township Projects preferably by the higher authorities of Local Govt. Department such as ADC, Urban instead of EO of Municipal Council.

Now, the Project Proponent has submitted the reply of the ADS through online system on 19.08.2021.

4.0 Deliberations during 205th meeting of SEAC held on 21.08.2021.

The meeting was attended by the following:

1. Sh. Sandeep Garg, EIA Coordinator, M/s Eco Laboratories & Consultants Pvt. Ltd.
2. Sh. Karandeep Singh, on behalf of Project Proponent.

The Project Proponent vide letter dated 21.08.2021 submitted as under:

- (i) That the Eco-sensitive zone of Sukhna Wildlife Sanctuary has been notified by MoEF&CC vide S.O.185(E) dated 18.01.2017.
- (ii) That the proposal for Sukhna Wildlife Sanctuary, Punjab was submitted to MoEF&CC in January 2020 for 100-meter Eco Sensitive Zone (ESZ) extent around the protected area. Further, the State Government informed that they want to retain the same extent, therefore, the State Government intend to file an appeal in Hon'ble Supreme Court against the order passed by Hon'ble High Court of Punjab & Haryana in CWP No. 18253 of 2009 and other connected petitions given vide order dated 02.03.2020.
- (iii) That the project of, "Gulnaar Meadows" located at a distance (crow-fly distance) of 9 km from the boundary of Sukhna Wildlife Sanctuary and also in the residential zone as per master plan of Zirakpur. As such the proposal under consideration is covered under Office Memorandum of MoEF&CC vide F. No. 22-43/2018-IA.III dated 08.08.2019 para 4 (ii) according to which prior permission of Standing Committee is not applicable. The content of para 4(ii) says that:

"Proposals involving development activity/ project located outside the stipulated boundary limit of notified ESZ and located within 10 km of National Park/ Wildlife Sanctuary, prior clearance from Standing Committee of the National Board for Wildlife (SCNBWL) may not be applicable. However, such proposals from environmental angle including impact of development activity / project on the wildlife habitat, if any, would be examined by the sector specific Expert Appraisal Committee and appropriate conservation measures in the form of recommendations shall be made. These recommendations shall be explicitly mentioned in the environmental clearance letter and shall be ensured by the Member Secretary concerned."

- (iv) That as per MoEF&CC guidelines vide F.No. 6-60/2020WL Part (1) dated 16.07.2020, the content of para 4(ii) has not been altered.
- (v) Keeping in view of para 4(ii) of the above guidelines, prior clearance from Standing Committee of the National Board for Wildlife (SCNBWL) is not required. Further, the project proponent has also filed an application for NBWL clearance vide Proposal No. FP/PB/Others/5987/2021 dated 31.07.2021. A copy of the application has also been provided.

SEAC observed as under:

- (i) That the project is located in Punjab within 10 km from the boundary of Sukhna Wildlife Sanctuary. Further, the Sukhna Wildlife Sanctuary in the Union Territory of Chandigarh shares the boundary with Punjab & Haryana and Sukhna Wildlife Sanctuary falls in the Shivalik Hills which are ecologically sensitive and geologically unstable and thus are highly prone to soil erosion.
- (ii) The MoEF&CC, GoI vide Notification No. S.O.185(E) dated 18.01.20217 notified an area of 1050 hectares, to an extent varying from 2 kms to 2.75 kms from the boundary of the Sukhna Wildlife Sanctuary in the Union Territory of Chandigarh on the side of Chandigarh as the Sukhna Wildlife Sanctuary Eco Sensitive Zone.
- (iii) That as submitted by the Project Proponent, the State of Punjab has submitted a proposal to MoEF&CC in January 2020 for notifying the Eco Sensitive Zone (ESZ) around Sukhna Wildlife Sanctuary to an extent of 100-meter around the protected area. **But it has not been notified so far.**
- (iv) That the para 4(ii) of OM dated 08.08.2019 issued by MoEF&CC is applicable for the projects located outside the stipulated boundary limit of **notified ESZ** and located within 10 km of National Park/ Wildlife Sanctuary. **However, the ESZ for Sukhna Wildlife Sanctuary has not been notified by MoEF&CC for the State of Punjab.**
- (v) That the para 3(ii) of procedure laid down by MoEF&CC, GoI vide no. F-60/2020WL(Part-I) dated 16.07.2020 is applicable in this case which is reproduced as under:

"Proposals involving activity /project located within 10 km of National Park/ Wildlife Sanctuary wherein Eco Sensitive Zone has not been finally notified and listed in the Schedule of the EIA Notification, 2006 and requiring Environment Clearance, prior clearance from Standing Committee of the National Board for Wildlife (SCNBWL) will be required."

In view of the above observations, SEAC decided to recommend the case to SEIAA that the project proponent is required to obtain prior clearance from the Standing Committee of the National Board for Wildlife (SCNBWL) as per the procedure issued by MoEF&CC, GoI vide letter dated 16.07.2020 for consideration of development projects located within 10 km of National Park / Wildlife Sanctuary.

5.0 Deliberations during 189th meeting of SEIAA held on 13.09.2021.

The case was considered by SEIAA in its 189th meeting held on 13.09.2021 which was attended by the following:

- (i) Sh. Karandeep Singh, on behalf of Project Proponent.
- (ii) Dr. Sandeep Garg & Ms Priyanka Madan, EIA Coordinator, M/s Eco Laboratories & Consultants Pvt. Ltd.
- (iii) Sh. Sital Singh, Environmental Advisor from CPTL.

Environmental Consultant of the promoter company informed that a similar project located within 10 Km of Sukhna Wildlife Sanctuary namely "The Palm" with built up area of 8,52,941.06 sqm at Village Mullanpur Garibdas, Dhanauran & Mastgarh, New Chandigarh, District SAS Nagar (Mohali), Punjab by M/s Manohar Infrastructure & Constructions Pvt. Ltd. was examined and approved by the Expert Appraisal Committee (Infra-2) of the MOEF&CC in its 60th meeting held on 27th -28th January, 2021. The relevant extract of the said proceedings is reproduced as under:

" 3. During appraisal the EAC has observed that the project is located at only 5.6 Km distance from Sukhna Wildlife Sanctuary and 6.8 Km distance from City Bird Sanctuary. However, the project is located outside the eco-sensitive zone of the City Bird Sanctuary as per notification S.O. 69(E) dated 04.01.2017. It was noted that the ESZ for Sukhna Wildlife Sanctuary has been notified vide S.O. 185(E) dated 18.01.2017 for the Union Territory of Chandigarh only, which is not applicable for the state of Punjab. As such, NBWL Clearance is required for the project as it falls within a distance of 10 kms from the Sukhna Wildlife Sanctuary in the State of Punjab.

4. The EAC , based on the information submitted and clarifications provided by the Project Proponent and detailed discussions held on all the issues, recommended granting environmental clearance to the project subject to the certain specific conditions and other Standard EC Conditions as specified by the Ministry vide OM dated 4th January, 2019 for the said project/activity, while considering for accord of environmental clearance that Wildlife Clearance to be obtained as applicable w.r.t. Sukhna Wildlife Sanctuary."

A copy of the aforesaid EAC proceedings is attached as Annexure-1 of the proceedings.

Based on the recommendations of EAC (Infra-2), the Ministry of Environment, Forest and Climate Change vide its orders dated 12.03.2021 has accorded Environmental Clearance to the project, 'Mega Residential Project namely "The Palm" with built up area of 8,52,941.06 sqm at Village Mullanpur Garibdas, Dhanauran & Mastgarh, New Chandigarh, District SAS Nagar (Mohali), Punjab' by M/ s. Manohar Infrastructure & Constructions Pvt. Ltd., under the provisions of the EIA Notification, 2006 and amendments/circulars issued thereon, and subject to certain specific and standard conditions including the specific condition that Wildlife Clearance is to be obtained as applicable w.r.t. Sukhna Wildlife Sanctuary.

SEIAA observed that since the MOEF&CC has itself only recently granted EC to The Palms Project subject to obtaining clearance from NBWL, the present case may be remanded to SEAC with a request to examine the proceedings of the EAC meeting and

EC granted by MoEF&CC in above similar case and sending its recommendation whether conditional EC may be granted to Gulnaar Meadows Project as per precedence and conditions adopted by the MoEF&CC in The Palms Project or not.

2.0 Deliberations during 207th meeting of SEAC held on 07.10.2021.

The meeting was attended by the following:

1. Sh. Sandeep Garg, EIA Coordinator, M/s Eco Laboratories & Consultants Pvt. Ltd.
2. Sh. Karandeep Singh, Partner.

SEAC observed that as brought out by SEIAA in its 189th meeting held on 13.9.21, MoEF &CC, GoI, in the similar matter, vide order dated 12.03.2021, on the recommendations of EAC (Infra-2), has accorded Environmental Clearance to the project, 'Mega Residential Project namely "The Palm" with built up area of 8,52,941.06 sqm at Village Mullanpur Garibdas, Dhanauran & Mastgarh, New Chandigarh, District SAS Nagar (Mohali), Punjab' by M/s. Manohar Infrastructure & Constructions Pvt. Ltd. under the provisions of the EIA Notification, 2006 and amendments/circulars issued thereon and subject to certain specific and standard conditions **including the specific condition that Wildlife Clearance is to be obtained as applicable w.r.t. Sukhna Wildlife Sanctuary.**

SEAC, based on the observation made by SEIAA in its 189th meeting held on 13.9.21; after examining the proceedings of Expert Appraisal Committee & Environmental Clearance granted to the Mega Residential Project namely "The Palm" by M/s. Manohar Infrastructure & Constructions Pvt. Ltd. by MoEF&CC, GoI in the similar matter and detailed discussions held on all the issues, decided to award 'Silver Grading' to the project proposal and to forward the application of the project proponent to SEIAA with the recommendation to grant Environmental Clearance for the establishment of residential project namely "Gulnaar Meadows" of M/s SAV Infosystems LLP having built-up area as 32,603.9 sq. m in total land area of 15,761 Sqm., located at Village Baltana, Zirakpur, Tehsil Dera Bassi, District SAS Nagar, Punjab as per the details mentioned in the Form 1, 1A, EMP & subsequent presentation /clarifications made by the project proponent and his consultant with, proposed measures and **subject to the following additional specific condition: -**

"Wildlife Clearance to be obtained by the Project Proponent as applicable w.r.t Sukhna Wildlife Sanctuary"

I. Statutory compliance:

- i) The project proponent shall obtain all necessary clearance/ permission from all relevant agencies including town planning authority before commencement of work. All the construction shall be done in accordance with the local building bye laws.

- ii) The approval of the Competent Authority shall be obtained for structural safety of buildings due to earthquakes, adequacy of firefighting equipment, etc. as per National Building Code including protection measures from lightening, etc.
- iii) The project proponent shall obtain forest clearance under the provisions of the Forest (Conservation) Act, 1986, in case of the diversion of forest land for non-forest purpose involved in the project.
- iv) The project proponent shall obtain clearance from the National Board for Wildlife, if applicable.
- v) The project proponent shall obtain Consent to Establish / Operate under the provisions of the Air (Prevention & Control of Pollution) Act, 1981 and the Water (Prevention & Control of Pollution) Act, 1974 from the concerned State Pollution Control Board / Committee.
- vi) The project proponent shall obtain the necessary permission for drawl of ground water/ surface water required for the project from the competent authority.
- vii) A certificate of adequacy of available power from the agency supplying power to the project along with the load allowed for the project should be obtained.
- viii) All other statutory clearances such as the approvals for storage of diesel from Chief Controller of Explosives, Fire Department, Civil Aviation Department shall be obtained, as applicable, by project proponents from the respective competent authorities.
- ix) The provisions of the Solid Waste (Management) Rules, 2016, E-Waste (Management) Rules, 2016, Construction & Demolition Waste Rules, 2016 and the Plastics Waste (Management) Rules, 2016 shall be followed.
- x) The project proponent shall follow the ECBC/ECBC-R prescribed by Bureau of Energy Efficiency, Ministry of Power strictly.
- xi) The project site shall confirm to the suitability as prescribed under the provisions laid down under the master plan of respective city/ town. For that, the project proponent shall either to submit the NOC/ land use conformity certificate from Deptt. of Town and Country Planning or other concerned Authority under whom jurisdiction, the site falls.
- xii) Besides above, the project proponent shall also comply with siting criteria / guidelines, standard operating practices, code of practice and guidelines if any prescribed by the SPCB/CPCB/MoEF&CC for such type of projects.
- xiii) The project proponent shall get the layout plans approved from the Competent Authority for the activities / establishments to be set up at

project site in consonance of the project proposal for which this environment clearance is applied.

II. Air quality monitoring and preservation

- i) Notification GSR 94(E) dated 25.01.2018 of MoEF&CC regarding Mandatory Implementation of Dust Mitigation Measures for Construction and Demolition Activities for projects requiring Environmental Clearance shall be complied with.
- ii) A management plan shall be drawn up and implemented to contain the current exceedance in ambient air quality at the site.
- iii) The project proponent shall install system to carryout Ambient Air Quality monitoring for common /criterion parameters relevant-to the main pollutants released (e.g. PM10 and PM2.5) covering upwind and downwind directions during the construction period.
- iv) Diesel power generating sets proposed as source of backup power should be of enclosed type and conform to rules made under the Environment (Protection) Act, 1986. The height of stack of DG sets should be equal to the height needed for the combined capacity of all proposed DG sets. Use of low sulphur diesel. The location of the DG sets may be decided with in consultation with State Pollution Control Board.
- v) Construction site shall be adequately barricaded before the construction begins. Dust, smoke & other air pollution prevention measures shall be provided for the building as well as the site. These measures shall include screens for the building under construction, continuous dust/ wind breaking walls all around the site (at least 3 m height or 1/3rd of the building height and maximum upto 10 m). Plastic/tarpaulin sheet covers shall be provided for vehicles bringing in sand, cement, murrum and other construction materials prone to causing dust pollution at the site as well as taking out debris from the site.
- vi) No Excavation of soil shall be carried out without adequate dust mitigation measures in place.
- vii) No loose soil or sand or construction & demolition waste or any other construction material that causes dust shall be left uncovered.
- viii) No uncovered vehicles carrying construction material and waste shall be permitted
- ix) All the topsoil excavated during construction activities should be stored for use in horticulture / landscape development within the project site.
- x) Grinding and Cutting of building material in open area shall be prohibited. Wet jet shall be provided for grinding and stone cutting.
- xi) Unpaved surfaces and loose soil shall be adequately sprinkled with water to suppress dust.

- xii) All construction and demolition debris shall be stored at the site within earmarked area and road side storage of construction material and waste shall be prohibited. All demolition and construction waste shall be managed as per the provisions of the Construction and Demolition Waste Rules 2016.
- xiii) The diesel generator sets to be used during construction phase shall be low sulphur diesel type and shall conform to Environmental (Protection) prescribed for air and noise emission standards.
- xiv) The gaseous emissions from DG set shall be dispersed through adequate stack height as per CPCB standards. Acoustic enclosure shall be provided to the DG sets to mitigate the noise pollution. Low sulphur diesel shall be used. The location of the DG set and exhaust pipe height shall be as per the provisions of the Central Pollution Control Board (CPCB) norms.
- xv) For indoor air quality the ventilation provisions as per National Building Code of India.
- xvi) Roads leading to or at construction site must be paved and blacktopped (i.e. metallic road)
- xvii) Dust Mitigation measures shall be displayed prominently at the construction site for easy public viewing.
- xviii) Construction and Demolition Waste Processing and Disposal site shall be identified and required dust mitigation measure be notified at the site.

III. Water quality monitoring and preservation

- i) The natural drain system should be maintained for ensuring unrestricted flow of water.
- ii) No construction shall be allowed to obstruct the natural drainage through the site, on wetland and water bodies. Check dams, bio-swales, landscape, and other sustainable urban drainage systems (SUDS) are allowed for maintaining the drainage pattern and to harvest rain water.
- iii) Buildings shall be designed to follow the natural topography as much as possible. Minimum cutting and filling should be done.
- iv) The total water requirement for the project will be 165 KL/day, out of which fresh water demand of 110 KL/day shall be met through borewell and remaining through recycling of treated wastewater from the proposed STP of 150 KLD to be installed within the project. Total fresh water use shall not exceed the proposed requirement as provided in the project details.
- iv) a) The total wastewater generation from the project will be 132 KL/day, which will be treated in proposed STP of 150 KLD to be installed within the project. As proposed, reuse of treated wastewater shall be as under: -

Sr. No.	Season	For Flushing purposes (KLD)	Green Area (KLD)	MC Sewer (KLD)
1.	Summer	55	9	66
2.	Winter	55	3	72
3.	Rainy	55	1	74

- b) Storage tank of adequate capacity shall be provided for the storage of treated wastewater and all efforts shall be made to supply the same for construction purposes.
- c) During construction phase, the project proponent shall ensure that the waste water being generated from the labour quarters/toilets shall be treated and disposed in environment friendly manner. The project proponent shall also exercise the option of modular bio-toilets or will provide proper and adequately design septic tanks for the treatment of such waste water and treated effluents shall be utilized for green area/plantation.
- vi) The project proponent shall ensure safe drinking water supply to the habitants. Adequate treatment facility for drinking water shall be provided, if required.
- vii) The quantity of fresh water usage, water recycling and rainwater harvesting shall be measured and recorded to monitor the water balance as projected by the project proponent. The record shall be submitted to the Regional Office, MoEF&CC along with six monthly Monitoring reports.
- viii) A certificate shall be obtained from the local body supplying water, specifying the total annual water availability with the local authority, the quantity of water already committed, the quantity of water allotted to the project under consideration and the balance water available. This should be specified separately for ground water and surface water sources, ensuring that there is no impact on other users.
- ix) At least 20% of the open spaces as required by the local building bye-laws shall be pervious. Use of Grass pavers, paver blocks with at least 50% opening, landscape etc. would be considered as pervious surface.
- x) Installation of dual pipe plumbing for supplying fresh water for drinking, cooking and bathing etc. and other for supply of recycled water for flushing, landscape irrigation, car washing, thermal cooling, conditioning etc. shall be done.
- xi) The respective project proponent shall discourage the installation of R.O. plants in their projects in order to save the wastage in form of RO reject. However, in case the requirement of installing RO plant is utmost necessary then the rejected stream from the RO shall be separated and shall be utilized by storing

the same within the particular component or in a common place in the project premises.

- xii) The project proponent shall also adopt the new/innovating technologies like less water discharging taps (faucet with aerators)/urinals with electronic sensor system /water less urinals / twin flush cisterns/ sensor based alarming system for overhead water storage tanks and make it a part of the environmental management plans / building plans so as to reduce the water consumption/ground water abstraction in their Building Construction & Industrial projects.
- xiii) The project proponent will provide plumbing system for reuse of treated wastewater for flushing/other purposes etc. and colour coding of different pipe lines carrying water/wastewater from different sources / treated wastewater as follows:

Sr. No	Nature of the Stream	Color code
a)	Fresh water	Blue
b)	Untreated wastewater from Toilets/ urinal & from Kitchen	Black
c)	Untreated wastewater from Bathing/shower area, hand washing (Washbasin / sinks) and from Cloth Washing	Grey
d)	Reject water streams from RO plants & AC condensate (this is to be implemented wherever centralized AC system and common RO has been proposed in the Project). Further, in case of individual houses/establishment this proposal may also be implemented wherever possible.	White
e)	Treated wastewater (for reuse only for plantation purposes) from the STP treating black water	Green
f)	Treated wastewater (for reuse for flushing purposes or any other activity except plantation) from the STP treating grey water	Green with strips
g)	Storm water	Orange

- xiv) Water demand during construction should be reduced by use of pre-mixed concrete, curing agents and other best practices referred.
- xv) The CGWA provisions on rain water harvesting should be followed. A rain water harvesting plan needs to be designed where the recharge bores of minimum one recharge bore per 5,000 square meters of plot area and storage capacity of minimum one day of total fresh water requirement shall be provided. In areas where ground water recharge is not feasible, the rain water should be harvested and stored for reuse. As per the proposal submitted by the project proponent 3 no. rain water recharge

pits with dual bore /storage tanks shall be provided for ground water recharging as per the CGWB norms. The ground water shall not be withdrawn without approval from the Competent Authority.

- xvi) All recharge should be limited to shallow aquifer.
- xvii) No ground water shall be used during construction phase of the project. Only treated sewage/wastewater shall be used. A proper record in this regard should be maintained and available at site.
- xviii) Any ground water dewatering should be properly managed and shall conform to the approvals and the guidelines of the CGWA in the matter. Formal approval shall be taken from the CGWA for any ground water abstraction or dewatering.
- xix) The quantity of fresh water usage, water recycling and rainwater harvesting shall be measured and recorded to monitor the water balance as projected by the project proponent. The record shall be submitted to the Regional Office, MoEF&CC along with six monthly Monitoring reports.
- xx) Sewage shall be treated in the STP with tertiary treatment. STP shall be installed in a phased manner viz a viz in the module system designed in such a way so as to efficiently treat the wastewater with an increase in its quantity due to rise in occupancy. The treated effluent from STP shall be recycled/reused for flushing and gardening. No treated water shall be disposed of into the municipal storm water drain.
- xxi) No sewage or untreated effluent water would be discharged through storm water drains. Onsite sewage treatment of capacity of treating 100% waste water to be installed. The installation of the Sewage Treatment Plant (STP) shall be certified by an independent expert and a report in this regard shall be submitted to the Ministry before the project is commissioned for operation. Treated waste water shall be reused on-site for landscape, flushing, and other end-uses. Excess treated water shall be discharged as per statutory norms notified by the Ministry of Environment, Forest and Climate Change. Natural treatment systems shall be promoted.
- xxii) Periodical monitoring of water quality of treated sewage shall be conducted. Necessary measures should be made to mitigate the odour problem from STP.
- xxiii) Sludge from the onsite sewage treatment, including septic tanks, shall be collected, conveyed and disposed as per the Ministry of Urban Development, Central Public Health and Environmental Engineering Organization (CPHEEO) Manual on Sewerage and Sewage Treatment Systems, 2013.

IV. Noise monitoring and prevention

- i) Ambient noise levels shall conform to residential area/commercial area/industrial area/silence zone both during day and night as per Noise Pollution (Control and Regulation) Rules, 2000. Incremental pollution loads on the ambient air and noise quality shall be closely monitored during construction phase. Adequate measures shall be made to reduce ambient air and noise level during construction phase, so as to conform to the stipulated standards by CPCB/SPCB.
- ii) Noise level survey shall be carried as per the prescribed guidelines and report in this regard shall be submitted to Regional Officer of the Ministry as a part of six-monthly compliance report.
- iii) Acoustic enclosures for DG sets, noise barriers for ground-run bays, ear plugs for operating personnel shall be implemented as mitigation measures for noise impact due to ground sources.

V. Energy Conservation measures

- i) Compliance with the Energy Conservation Building Code (ECBC) of Bureau of Energy Efficiency shall be ensured. Buildings in the States which have notified their own ECBC, shall comply with the State ECBC.
- ii) Outdoor and common area lighting shall be LED.
- iii) Concept of passive solar design that minimize energy consumption in buildings by using design elements, such as building orientation, landscaping, efficient building envelope, appropriate fenestration, increased. day lighting design and thermal mass etc. shall be incorporated in the building design. Wall, window, and roof U-values shall be as per ECBC specifications.
- iv) Energy conservation measures like installation of LEDs for the lighting the area outside the building should be integral part of the project design and should be in place before project commissioning.
- v) Solar, wind or other Renewable Energy shall be installed to meet electricity generation equivalent to 1% of the demand load or as per the state level/ local building bye-laws requirement, whichever is higher.
- vi) Solar power by utilizing at least 30% of the roof top area shall be used for lighting in the apartment to reduce the power load on grid. Separate electric meter shall be installed for solar power. Solar water heating shall be provided to meet 20% of the hot water demand of the commercial and institutional building or as per the requirement of the local building bye-laws, whichever is higher.

VI. Waste Management

- i) A certificate from the competent authority handling municipal solid waste, indicating the existing civic capacities of handling and their

adequacy to cater to the M.S.W. generated from project shall be obtained.

- ii) Disposal of muck during construction phase shall not create any adverse effect on the neighbouring communities and be disposed taking the necessary precautions for general safety and health aspects of people, only in approved sites with the approval of competent authority.
- iii) Separate wet and dry bins must be provided in each unit and at the ground level for facilitating segregation of waste. Solid waste shall be segregated into wet garbage and inert materials.
- iv) Organic waste compost/ Vermiculture pit/ Organic Waste Converter within the premises with a minimum capacity of 0.3 kg /person/day must be installed for treatment and disposal of the waste.
- v) All non-biodegradable waste shall be handed over to authorized recyclers for which a written tie up must be done with the authorized recyclers.
- vi) Any hazardous waste generated during construction phase, shall be disposed of as per applicable rules and norms with necessary approvals of the State Pollution Control Board.
- vii) Use of environment friendly materials in bricks, blocks and other construction materials, shall be required for at least 20% of the construction material quantity. These include Fly Ash bricks, hollow bricks, AACs, Fly Ash Lime Gypsum blocks, Compressed earth blocks, and other environment friendly materials.
- viii) Fly ash should be used as building material in the construction as per the provision of Fly Ash Notification of September, 1999 and amended as on 27th August, 2003 and 25th January, 2016. Ready mixed concrete must be used in building construction.
- ix) Any wastes from construction and demolition activities related thereto shall be managed so as to strictly conform to the Construction and Demolition Rules, 2016.
- x) Used CFLs and TFLs should be properly collected and disposed off/sent for recycling as per the prevailing guidelines/ rules of the regulatory authority to avoid mercury contamination.

VII. Green Cover

- i) No tree can be felled/transplant unless exigencies demand. Where absolutely necessary, tree felling shall be with prior permission from the concerned regulatory authority. Old trees should be retained based on girth and age regulations as may be prescribed by the Forest Department. Plantations to be ensured species (cut) to species (planted).

- ii) At least single line plantation all around the boundary of the project as proposed shall be provided. The open spaces inside the plot should be suitably landscaped and covered with vegetation of indigenous species/variety. The project proponent shall ensure planting of 212 trees in the project area at the identified location, as per proposal submitted, with plants of native species preferably having broad leaves. The size of the plant thus planted should not be less than 3 ft and each plant shall be protected with a fence and properly maintained. The project proponent shall make adequate provisions of funds to ensure maintenance of the plants for a further period of three years. The plants shall be protected and maintained by the project proponent or Residents Welfare Association, as the case may be, even after three years. The species with heavy foliage, broad leaves and wide canopy cover are desirable. Water intensive and/or invasive species should not be used for landscaping. The plantation should be provided as per SEIAA guidelines
- iii) Where the trees need to be cut with prior permission from the concerned local Authority, compensatory plantation in the ratio of 1: 10 (i.e. planting of 10 trees for every 1 tree that is cut) shall be done and maintained. Plantations to be ensured species (cut) to species (planted). Area for green belt development shall be provided as per the details provided in the project document.
- iv) Topsoil should be stripped to a depth of 20 cm from the areas proposed for buildings, roads, paved areas, and external services. It should be stockpiled appropriately in designated areas and reapplied during plantation of the proposed vegetation on site.
- v) The project proponent shall not use any chemical fertilizer /pesticides /insecticides and shall use only Herbal pesticides/insecticides and organic manure in the green area.
- vi) The green belt along the periphery of the plot shall achieve attenuation factor conforming to the day and night noise standards prescribed for commercial land use.

VIII. Transport

- i) A comprehensive mobility plan, as per MoUD best practices guidelines (URDPFI), shall be prepared to include motorized, non-motorized, public, and private networks. Road should be designed with due consideration for environment, and safety of users. The road system can be designed with these basic criteria.
 - a) Hierarchy of roads with proper segregation of vehicular and pedestrian traffic.

- b) Traffic calming measures.
 - c) Proper design of entry and exit points.
 - d) Parking norms as per local regulation.
-
- ii) Vehicles hired for bringing construction material to the site should be in good condition and should have a pollution check certificate and should conform to applicable air and noise emission standards be operated only during non-peak hours.
 - iii) A detailed traffic management and traffic decongestion plan shall be drawn up to ensure that the current level of service of the roads within a 05 kms radius of the project is maintained and improved upon after the implementation of the project. This plan should be based on cumulative impact of all development and increased habitation being carried out or proposed to be carried out by the project or other agencies in this 05 Kms radius of the site in different scenarios of space and time and the traffic management plan shall be duly validated and certified by the State Urban Development department and the P.W.D./ competent authority for road augmentation and shall also have their consent to the implementation of components of the plan which involve the participation of these departments.
 - iv) Traffic congestion near the entry and exit points from the roads adjoining the proposed project site must be avoided. Parking should be fully internalized and no public space should be utilized.
- IX. Human health issues
- i) All workers working at the construction site and involved in loading, unloading, carriage of construction material and construction debris or working in any area with dust pollution shall be provided with dust mask.
 - ii) For indoor air quality the ventilation provisions as per National Building Code of India.
 - iii) Emergency preparedness plan based on the Hazard identification and Risk Provision shall be made for the housing of construction labour within the site with all necessary infrastructure and facilities such as fuel for cooking, mobile toilets, mobile STP, safe drinking water, medical health care, creche etc. The housing may be in the form of temporary structures to be removed after the completion of the project.
 - iv) Occupational health surveillance of the workers shall be done on a regular basis.
 - v) A First Aid Room shall be provided in the project both during construction and operations of the project.
- X. Environment Management Plan

- i) The company shall have a well laid down environmental policy duly approved by the Board of Directors. The environmental policy should prescribe for standard operating procedures to have proper checks and balances and to bring into focus any infringements/deviation/violation of the environmental / forest / wildlife norms / conditions. The company shall have defined system of reporting infringements / deviation / violation of the environmental / forest / wildlife norms / conditions and / or shareholders' / stake holders. The copy of the board resolution in this regard shall be submitted to the MoEF&CC as a part of six-monthly report.
- ii) A separate Environmental Cell both at the project and company head quarter level, with qualified personnel shall be set up under the control of senior Executive, who will directly to the head of the organization.
- iii) Action plan for implementing EMP and environmental conditions along with the responsibility matrix of the company shall be prepared and shall be duly approved by competent authority. The year-wise funds earmarked for environmental protection measures shall be kept in separate accounts and not to be diverted for any other purpose. The project proponent shall spend the minimum amount of Rs. 86 Lacs towards the capital cost and Rs. 12 Lacs/annum towards recurring cost in the construction phase of the project including the environmental monitoring cost and shall spend the minimum amount of Rs. 17 Lacs/annum towards the recurring cost in operation phase of the project including the environmental monitoring cost. The entire cost of the environmental management plan will continue to be borne by the project proponent until the responsibility of the environmental management plan is transferred to the occupier/person society under proper MOU under intimation to SEIAA, Punjab. Year-wise progress of implementation of the action plan shall be reported to the Ministry/Regional Office along with the Six-monthly Compliance Report.

XI. Validity

- i) This environmental clearance will be valid for a period of seven years from the date of its issue or till the completion of the project, whichever is earlier.

XII. Miscellaneous

- i) The project proponent before allowing any occupancy shall obtain completion and occupancy certificate from the Competent Authority and submit a copy of the same to the SEIAA, Punjab.
- ii) The project proponent shall comply with the conditions of CLU, if obtained.

- iii) The project proponent shall prominently advertise it at least in two local newspapers of the District or State, of which one shall be in the vernacular language within seven days indicating that the project has been accorded environment clearance and the details of MoEFCC/SEIAA website where it is displayed.
- iv) The copies of the environmental clearance shall be submitted by the project proponents to the Heads of local bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government who in turn has to display the same for 30 days from the date of receipt.
- v) The project proponent shall upload the status of compliance of the stipulated environment clearance conditions, including results of monitored data on their website and update the same on half-yearly basis.
- vi) The project proponent shall submit six-monthly reports on the status of the compliance of the stipulated environmental conditions on the website of the ministry of Environment, Forest and Climate Change at Environment Clearance portal.
- vii) The project proponent shall submit the environmental statement for each financial year in Form-V to the concerned State Pollution Control Board as prescribed under the Environment (Protection) Rules, 1986, as amended subsequently and put on the website of the company.
- viii) The project proponent shall inform the Regional Office as well as the Ministry, the date of financial closure and final approval of the project by the concerned authorities, commencing the land development work and start of production operation by the project.
- ix) The project authorities must strictly adhere to the stipulations made by the State Pollution Control Board and the State Government.
- x) The project proponent shall abide by all the commitments and recommendations made in the EIA/EMP report, commitment made during Public Hearing and also that during their presentation to the Expert Appraisal Committee.
- xi) No further expansion or modifications in the plant shall be carried out without prior approval of the Ministry of Environment, Forests and Climate Change (MoEF&CC).
- xii) Concealing factual data or submission of false/fabricated data may result in revocation of this environmental clearance and attract action under the provisions of Environment (Protection) Act, 1986.
- xiii) The SEIAA/Ministry may revoke or suspend the clearance, if implementation of any of the above conditions is not satisfactory.

- xiv) The SEIAA/ Ministry reserves the right to stipulate additional conditions if found necessary. The Company in a time bound manner shall implement these conditions.
- xv) The Regional Office of this Ministry and Punjab Pollution Control Board shall monitor compliance of the stipulated conditions. The project authorities should extend full cooperation to the officer (s) of the Regional Office by furnishing the requisite data/ information/monitoring reports.
- xvi) The above conditions shall be enforced, inter-alia under the provisions of the Water (Prevention & Control of Pollution) Act, 1974, the Air (Prevention & Control of Pollution) Act, 1981, the Environment (Protection) Act, 1986, Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 and the Public Liability Insurance Act, 1991 along with their amendments and Rules and any other orders passed by the Hon'ble Supreme Court of India / High Courts and any other Court of Law relating to the subject matter.
- xvii) Any appeal against this EC shall lie with the National Green Tribunal, if preferred, within a period of 30 days as prescribed under Section 16 of the National Green Tribunal Act, 2010.

Item no. 207.07: Application for Environmental Clearance under EIA notification dated 14.09.2006 for the establishment of residential project namely "Falcon View" located at Sector-66A, Mohali, Distt. SAS Nagar, Punjab by M/s JLPL (SIA/PB/MIS/61019/2018 and SIA/PB/NCP/10626/ 2013).

The project proponent has filed an application for obtaining Environment Clearance under EIA notification, 2006 for establishment of residential project namely "Falcon View" located at Sector 66A, Mohali, SAS Nagar (Punjab). The project is a part of Super Mega Mixed Use Integrated Industrial Park at Sector 82, 83 and 66A, SAS Nagar Mohali developed by M/s JLPL for which the EC was granted vide no. 8257 dated 16.12.2015.

In this regard, it is mentioned here that the project proponent has already filed writ petition, CWP 21351 of 2016 in the Hon'ble Punjab and Haryana High Court with a request to allow the project proponent to not obtain EC for the said project.

The contention of the project proponent was that since it had already obtained Environmental Clearance for the Super Mega Mixed Use Integrated Industrial Park at Sector 82, 83 & 66A, SAS Nagar Mohali. The next date of the case is 24.05.2021.

The application now submitted by the project proponent has not been accepted and is pending at the scrutiny stage. By way of applying the project proponent is taking dual stand by on one hand approaching the Hon'ble Punjab and Haryana High Court for getting exemption for obtaining EC for the project namely "Falcon View" and on the other hand applying the EC to the SEIAA. Thus, since the matter is sub judice, decision may be taken regarding acceptance of application of the project proponent and consideration by SEAC for grant of EC for the construction of residential project namely "Falcon View".

1.0 Deliberations during 198th meeting of SEAC held on 05.04.2021

The case was considered by SEAC in its 198th meeting held on 05.04.2021. SEAC observed that since the matter is sub-judice in the Punjab & Haryana High Court, no action is required to be taken in this regard at this stage.

After detailed deliberations, SEAC decided to recommend the SEIAA asunder:

*"The application of the Project Proponent for obtaining Environment Clearance for the project namely "Falcon View" located at **sector 66A, SAS Nagar (Punjab)** in the Super Mega Mixed Use Integrated Industrial Park at Sector 82, 83 & 66A, SAS Nagar Mohali submitted vide proposal no. SIA/PB/MIS/61019/2018 be returned to the Project*

Proponent as the matter is sub-judice."

2.0 Deliberations during 180th meeting of SEIAA held on 26.04.2021.

The case was considered by SEIAA in its 180th meeting held on 26.04.2021 through Video Conference, which was attended by Sh. Hardeep Singh, Deputy Chief Engineer of JLPL and Dr. Sandeep Garg, M/s Eco Laboratories & Consultants Pvt. Ltd., Environmental Consultant on behalf of the promoter company.

SEIAA was apprised that the project proponent had earlier submitted offline application on 20.11.2013 for obtaining Environmental Clearance under EIA notification dated 14.09.2006 for development of a residential project namely 'Falcon View' at Sector-66 A, Distt. Mohali, which was made available online bearing Proposal No. SIA/PB/NCP/10626/2013 on 10.03.2016.

The SEIAA in its 132nd meeting held on 10.05.2018 decided to accept the recommendations of SEAC and issue the specific ToRs as recommended by the SEAC. The pending application of 'Falcon View' for obtaining environmental clearance will be appraised and decided after the receipt of revised EIA report incorporating the compliance of aforesaid specific ToRs in accordance with the provisions of EIA notifications dated 14.03.2017 and amendment dated 08.03.2018 issued by the MoEF&CC, New Delhi. The project proponent has not submitted the revised EIA report based upon the specific report and proposal no. SIA/PB/NCP/10626/2013 is lying pending with JLPL.

SEIAA was further apprised that JLPL has taken two different stands in this matter. On the one hand they have instituted a CWP No 21351 of 2016 in the Hon'ble High Court, of Punjab and Haryana, Chandigarh, with a prayer that no separate Environmental Clearance is required for their Falcon View project as they had obtained the Environmental Clearance for their area development "Super Mega project" whereas, on the other hand, they have submitted a fresh application bearing proposal no. SIA/PB/MIS/61019/2018 for obtaining Environmental Clearance under the EIA Notification, 14.09.2006 for the Falcon View project.

To a query by SEIAA regarding two different applications bearing proposal no. SIA/PB/NCP/10626/2013 and proposal no. SIA/PB/MIS/61019/2018 submitted to SEIAA by the Project Proponent, Environmental Consultant informed that both the applications are identical. SEIAA observed that project proponent is required to pursue his earlier application bearing proposal no. SIA/PB/NCP/10626/2013, which is pending with him for want of revised EIA report in accordance with the provisions of EIA Notifications dated 14.03.2017 and amendment dated 08.03.2018.

To another query by SEIAA as to whether the promoter company wanted to pursue their application with SEIAA for grant of Environmental Clearance for the project

"Falcon View" by withdrawing the CWP 21351 of 2016 pending before the Hon'ble High Court or whether they wished to continue with the stand taken by them in the CWP 21351 of 2016, Project Proponent informed that Sh. Kulwant Singh, Managing Director of JLPL was presently out of the city and held up due to Covid-19. He requested for some time to obtain the decision of the Managing Director in this regard and requested that the case be deferred for the next meeting of SEIAA.

After detailed deliberations, SEIAA decided to accept the request of the project proponent and deferred the case till the next meeting. However, it was made clear to the project proponent that the next meeting of SEIAA should be attended by the Managing Director personally or by a senior officer from the company who was duly authorized to make / convey the decision of the Project Proponent regarding withdrawal of the High Court case as also address any further queries by SEIAA in this regard.

SEIAA further decided that the application bearing proposal no. SIA/PB/MIS/61019/2018 be returned to the project proponent since identical application bearing proposal no. SIA/PB/NCP/10626/2013 is pending with the project proponent on the PARIVESH portal.

In compliance with the aforesaid decision, the project proponent has been informed vide email dated 05.05.2021 as above and the case is placed before SEIAA for consideration.

3.0 Deliberations during 181st meeting of SEIAA held on 10.05.2021.

The case was considered by SEIAA in its 181st meeting held on 10.05.2021 through Video Conference, which was attended by Sh. Hardeep Singh, Deputy Chief Engineer of JLPL and Dr. Sandeep Garg, M/s Eco Laboratories & Consultants Pvt. Ltd., Environmental Consultant on behalf of the promoter company.

Environmental Consultant and Project Proponent informed that the promoter company now wishes to withdraw the CWP 21351 of 2016 instituted by them regarding their Project "Falcon View" which is pending before the Hon'ble High Court of Punjab and Haryana, Chandigarh. They further informed that Project Proponent now wants to pursue their application for grant of Environmental Clearance for their said 'Falcon View' Project.

Further, to a query by SEIAA, project proponent informed that construction will be stopped at site and will be recommenced only after grant of Environmental Clearance from SEIAA. To another query by SEIAA, project proponent informed that they are willing to take additional remedial measures to compensate for the violation.

Keeping the aforesaid in view, SEIAA directed the project proponent to submit a notarized affidavit stating that the CWP No 21351 of 2016 filed before the Hon'ble

High Court, will be withdrawn and that construction will be stopped at site till grant of Environmental Clearance from SEIAA. The affidavit should also state the additional remedial measures proposed to be undertaken by the Project Proponent to compensate for the violation so that the same may be considered / approved by SEAC / SEIAA.

After detailed deliberations, SEIAA decided to defer the case and ask the project proponent to submit the duly notarized affidavit as above along with the aforesaid commitments and information within 15 days so that further action in the matter can be taken.

In compliance with the aforesaid decision, JLPL submitted a letter no. 1707 dated 12.05.2021 (Annexure-9) wherein it has been mentioned that they are submitting an affidavit stating that no construction to be taken up at the project site till the grant of Environmental Clearance. Further, they are willing to continue their previous application bearing proposal no. SIA/PB/NCP/10626/2013 wherein revised EIA report has been submitted. Whereas, application bearing proposal no. SIA/PB/MIS/61019/2018 will be withdrawn from the Parivesh Portal.

As such, it has been requested kindly consider their application having proposal no. SIA/PB/NCP/10626/2013 for the grant of Environmental Clearance.

4.0 Deliberations during 182nd meeting of SEIAA held on 24.05.2021.

The case was considered by SEIAA in its 182nd meeting held on 24.05.2021 through Video Conference, which was attended by Sh. Hardeep Singh, Deputy Chief Engineer of JLPL and Dr. Sandeep Garg, M/s Eco Laboratories & Consultants Pvt. Ltd., Environmental Consultant on behalf of the promoter company.

SEIAA perused the affidavit of Sh. Hardeep Singh, Deputy Chief Engineer, submitted on behalf of JLPL vide letter no. 1707 dated 12.05.2021 wherein it was mentioned as under:

- (i) That no construction activity is being carried out within the site presently and same will not be restarted before getting Environmental Clearance.
- (ii) That they are withdrawing the court case pending before Hon'ble High Court i.e., CWP 21351 of 2016.

SEIAA took the letter no. 1707 dated 12.05.2021 and affidavit dated 11.05.2021 of Sh. Hardeep Singh, Deputy Chief Engineer on record.

SEIAA observed that though the affidavit has been submitted for withdrawing the application but no request has been made for withdrawal of case before the Hon'ble High Court, Chandigarh. To this, project proponent stated that JLPL will submit withdrawal request of CWP 21351 of 2016 online to the Hon'ble High Court, Chandigarh, and the receipt of the same will be submitted to SEAC.

After detailed deliberations, SEIAA decided to remand the application bearing proposal no. SIA/PB/NCP/10626/2013 to SEAC for appraisal and for sending its detailed recommendations to SEIAA after obtaining the receipt of withdrawal of CWP 21351 of 2016 from the Hon'ble High Court of Punjab and Haryana, Chandigarh.

5.0 Deliberations during 202nd meeting of SEAC held on 21.06.2021.

The meeting was attended by the following:

1. Sh. Hardeep Singh, Deputy Chief Engineer of JLPL.
2. Sandeep Garg, EIA Coordinator, M/s Eco Laboratories & Consultants Pvt. Ltd.

SEAC was apprised that the Project Proponent vide letter no. 2457 dated 18.06.2021 has submitted the receipt of withdrawal of CWP 21351 of 2016 from the Hon'ble High Court of Punjab and Haryana, Chandigarh. SEAC perused the said receipt and found appropriate.

After detailed deliberations, SEAC decided to accept the online application submitted by the project proponent after scrutinizing the documents and the case will be placed in the meeting, accordingly.

6.0 Deliberations during 204th meeting of SEAC held on 20.07.2021.

SEAC observed that MoEF vide OM dated 07.07.2021 has laid down the Standard Operating Procedure (SoP) for dealing with the violation cases. The said case was perused as per the provisions OM dated 07.07.21. After detailed deliberations, SEAC decided to recommend the case to SEIAA with following actions:

1. The project proponent has not submitted the compliance of directions issued by SEIAA vide letter no. 3425 dated 27.09.16 u/s 5 of the Environment (Protection) Act, 1986 to the Project Proponent for immediately stopping the construction activities and further stop creating the third-party interests. The SEIAA may consider issuing further direction to the project proponent as per provisions of OM dated 07.07.21 issued by MoEF&CC.
2. The project proponent may be requested to submit year wise details of the percentage of construction completed viz-a-viz occupancy of the project. Further, the project proponent may also submit details of the total project cost incurred up to the date of filing of application along with EIA/EMP report and the total turnover during the period of violation to decide upon the penalty for violation as per the provisions of OM dated 07.07.21.
3. Punjab Pollution Control Board may again be requested to intimate the status of prosecution launched against the Project Proponent u/s 15, read with section 19 of the Environmental (Protection) Act, 1986, as requested vide letter no. 862 dated 22.08.2019. Further, PPCB may be requested to work-out the amount payable by the Project Proponent for damaging the environment based on Polluters Pay Principle.

4. As per OM dated 29.08.2017, the baseline data should not be older than 3 years at the time of submission of the proposal for grant of Environment Clearance. As per the EIA report submitted by the project proponent used the baseline monitoring data of Quark City, without getting the approval from SEAC, which is more than 3 years old. Thus, the Project Proponent may be asked to carryout fresh baseline monitoring of the project site as per the protocol.

7.0 Deliberations during 187th meeting of SEIAA held on 09.08.2021.

The case was considered by SEIAA in its 187th meeting held on 09.08.2021, which was attended by the following through Video Conference:

- (i) Sh. Hardeep Singh, Deputy Chief Engineer, JLPL.
- (ii) Dr. Sandeep Garg, EIA Coordinator and Ms. Priyanka Madan from M/s Eco Laboratories & Consultants Pvt. Ltd.

Environmental Consultant of the promoter company informed that SEAC has considered their case as per the OM dated 07.07.2021 of the MOEF&CC whereas Madurai Bench of Madras High Court vide its order of 15.07.2021 has ordered an interim stay on the operation of OM dated 07.07.2021. A copy of the directions of the Madurai Bench of the Hon'ble High Court of Madras vide which the operation of MOEF&CC guidelines dated 07.07.221 has been stayed were taken on record.

Environmental Consultant further requested that they had applied for EC in this case on 20.11.2013 and specific ToRs were issued to the Project on 10.05.2018. Furthermore, they had withdrawn CWP No 21351 of 2016 instituted by them in the Hon'ble High Court of Punjab and Haryana. Therefore, their case is covered under and is required to be dealt with as per the Notifications issued by the MoEF dated 14.03.2017 as amended on 08.03.2018 and further clarifications made vide OM's dated 16.03.2018 and 09.09.2019.

SEIAA perused the history and records of the case and observed the brief summary of this case which has been pending since almost 8 years as under:

- i) M/s JLPL (Project Proponent) applied offline for EC for their Falcon View Project on 20.11.2013. However, they commenced large scale construction activities without obtaining prior EC in violation of the EIA Notification and other directions under the Act. M/s JLPL also applied for grant of EC for their "Super Mega Mixed Use Integrated Industrial Park at Sector 66-A, 82 and 83 SAS Nagar Mohali" on 17.10.2013. After the EC for this area development Project was granted by SEIAA on 16.12.2015, M/s JLPL submitted request on 12.03.2016 for withdrawal of their application dated 20.11.2013 for grant of EC for the Falcon View Project by taking the plea that separate EC for Falcon View Project was not necessary as it was a part of the Area Development Project for which EC had already been granted.
- ii) When this plea was not accepted by SEIAA / SEAC and their request dated

12.03.2016 for withdrawal of their EC application dated 20.11.2013 was rejected, M/s JLPL instituted CWP No 21351 of 2016 in the Hon'ble High Court of Punjab and Haryana praying that a separate EC was not required for this Project because it was part of the "Super Mega Mixed Use Integrated Industrial Park at Sector 82, 83 and 66A, SAS Nagar Mohali" for which the EC was granted vide no. 8257 dated 16.12.2015.

- iii) SEIAA / SEAC contested the plaint of M/s JLPL and held that a separate EC was required for the Falcon View Project. PPCB was also requested by SEIAA to initiate appropriate action in respect of the violations made by the Project Proponent by commencing construction without obtaining prior EC.
- iv) Prosecution was launched by the PPCB against the persons responsible for the violations but the matter remained pending (sub-judice) with no progress in grant of EC till 2018 when during course of hearing in the case, counsel for SEIAA committed in the Hon'ble High Court that on receipt of application from Union of India, the same shall be decided within next 04 weeks. Thereupon SEAC in its 164th meeting held on 10.04.2018 inter alia recommended issuing special terms of reference (TORs) to the Falcon View Project under the "Window" category of violation cases.
- v) SEIAA in its 132nd meeting held on 10.05.2018 accepted the recommendations of SEAC and issued specific terms of reference to the Project proponent in this case on the basis of MOEF&CC Office Memorandum dated 14.03.2017 along with subsequent amendments / clarifications. While accepting the recommendations of SEAC, SEIAA recorded as under:

"The SEIAA after having detailed deliberations upon the matter decided to accept the recommendations of SEAC and to issue the above-mentioned specific ToRs as recommended by the SEAC. The pending application of 'Falcon View' for obtaining environmental clearance will be appraised and decided after the receipt of revised EIA report incorporating the compliance of aforesaid specific ToRs in accordance with the provisions of EIA notifications dated 14.03.2017 and amendment dated 08.03.2018 issued by the MoEF&CC, New Delhi".

- vi) SEIAA also observed that though the instant proposal for grant of EC was submitted offline on 20.11.2013 (well before the "violations window" of 2017-2018), MOEF&CC has clarified vide its OM dated 09.09.2019 that proposals received prior to the violations window can be taken up for consideration under the violation guidelines of 14.03.2017 and subsequent clarifications.
- vii) No further progress was made in this case after issue of specific ToRs in 2018 since M/s JLPL did not submit the requisite EIA report addressing the specific TORs under the pretext of pendency of CWP No 21351 of 2016 in the Hon'ble High Court.

- viii) SEAC in its 198th meeting held on 05.04.2021 recommended to SEIAA that the matter being sub-judice, the fresh application for grant of EC submitted by M/s JLPL in 2018 may be returned to the Project Proponent.
- ix) SEIAA in its 180th meeting held on 26.04.2021 decided that since the applications for grant of EC of 2013 and 2018 were identical, the earlier application of 2013 was required to be processed as specific TORs had already been issued for the same and the matter was pending due to non-submission of revised EIA report. As the Project Proponent had not submitted the requisite amended EIA report despite long period of 3 years having lapsed since the specific TORs were issued on 10.05.2018, SEIAA enquired from the Project Proponent whether they wished to submit the pending EIA report and pursue the case for grant of EC or they wanted to continue with the stand taken in the Hon'ble High Court that separate EC for Falcon View Project was not required. Project Proponent submitted that a decision in this regard would be taken shortly by their top management. Subsequently, M/s JLPL has withdrawn their pending CWP No 21351 of 2016 and have expressed willingness to pursue their application for grant of EC for their Falcon View Project.

SEIAA was of view that since the EC application of the Project Proponent of 20.11.2013 was not permitted to be withdrawn by SEIAA / SEAC and as specific TOR's have already been issued in this case by SEIAA as per recommendations of SEAC (on basis of an commitment given in the Hon'ble High Court by then standing counsel that a decision in the matter would be taken within 4 weeks) and interim stay on the operation of OM dated 07.07.2021 by Madurai Bench of Madras High Court, this case should continue to be dealt with in accordance with the directions of the MoEF&CC dated 14.03.2017 (and subsequent amendments / clarifications on the subject).

Keeping the foregoing position and the recommendations of SEAC in view, after detailed deliberations, it was decided as under:

1. Punjab Pollution Control Board be requested to intimate the status of prosecutions launched against the Project Proponent and other responsible persons u/s 15 read with section 19 of the Environmental (Protection) Act, 1986, as requested vide letter no. 862 dated 22.08.2019 and other communications on the subject.
2. The project proponent shall submit report in respect of the compliance of directions issued by SEIAA vide letter no. 3425 dated 27.09.16 u/s 5 of the Environment (Protection) Act, 1986 for stopping the construction activities and not creating the third-party interests in the Project directly to SEAC so that appraisal of their project can be carried out as per the procedure defined in Notification dated 14.03.2017 as amended on 08.03.2018.
3. The Project Proponent shall submit baseline monitoring data of the project site not older than 3 years as per the OM dated 29.08.2017 directly to SEAC so that application of the EC can be considered.
4. Case be remand to SEAC with a request to conduct its appraisal as per the MoEF &CC Notification dated 14.03.2017 as amended on 08.03.2018 after getting status of prosecution from PPCB and compliance of decision no's 2 & 3 mentioned above from project proponent.

8.0 Deliberations during 205th meeting of SEAC held on 21.08.2021.

The case was attended by the following:

- (i) Sh. Hardeep Singh, Deputy Chief Engineer, JLPL.
- (ii) Dr. Sandeep Garg, EIA Coordinator and Ms. Priyanka Madan from M/s Eco Laboratories & Consultants Pvt. Ltd.

SEAC observed that the action in the matter could be taken only after receipt of report from Punjab Pollution Control Board & submission of reply by the Project Proponent.

After deliberations, SEAC decided to defer the matter till the receipt of report from Punjab Pollution Control Board & reply by the Project Proponent.

The Punjab Pollution Control Board vide letter no. 5358 dated 17.09.2021 has intimated that it had already launched two prosecutions against the Project Proponent and its responsible persons vide no. COMA/184/2015 and vide no. COMA/184/2015 and vide no. COMA/40/2017, u/s 15, 16 read with section 19 of the Environmental (Protection) Act, 1986.

Reply from Project Proponent w.r.t decision no. 2 & 3 taken by SEIAA in its 187th meeting of SEIAA held on 09.08.2021 is awaited.

9.0 Deliberations during 207th meeting of SEAC held on 07.10.2021.

The case was attended by the following:

- (i) Sh. Hardeep Singh, Deputy Chief Engineer, JLPL.
- (ii) Dr. Sandeep Garg, EIA Coordinator and Ms. Priyanka Madan from M/s Eco Laboratories & Consultants Pvt. Ltd.

SEAC observed that SEIAA after deliberating the case in its 187th meeting held on 09.08.2021 decided to revert back the case to SEAC to conduct its appraisal as per MoEF&CC Notification dated 14.03.2017 as amended on 08.03.2018 after getting the requisite details as mentioned in the proceedings. The point wise comments are detailed as under:

Sr. no.	Observation raised by SEAC	Reply
1.	Punjab Pollution Control Board be requested to intimate the status of prosecutions launched against the Project Proponent and other responsible persons u/s 15 read with section 19 of the Environmental (Protection) Act, 1986, as requested vide letter no. 862	Punjab Pollution Control Board vide letter no. 5358 dated 17.09.2021 has intimated that it has already launched two prosecutions against the Project Proponent and its responsible persons vide no. COMA/184/2015 and vide no. COMA/40/2017, u/s 15, 16 read with

	dated 22.08.2019 and other communications on the subject.	section 19 of the Environmental (Protection) Act, 1986. The next date of hearing in these cases is 20.12.2021 as informed by the Project Proponent.
2.	The project proponent shall submit report in respect of the compliance of directions issued by SEIAA vide letter no. 3425 dated 27.09.16 u/s 5 of the Environment (Protection) Act, 1986 for stopping the construction activities and not creating the third-party interests in the Project directly to SEAC so that appraisal of their project can be carried out as per the procedure defined in Notification dated 14.03.2017 as amended on 08.03.2018.	The Project Proponent has submitted an Affidavit dated 04.10.2021, duly attested by the Notary that, "The construction activity has been totally stopped at site. Furthermore, no construction activity has been going on at site and will only be started after getting the Environmental Clearance. Further, that no third-party interest has been created in the project post receipt of SEIAA letter no. 3425 dated 27.09.2016."
3.	The Project Proponent shall submit baseline monitoring data of the project site not older than 3 years as per the OM dated 29.08.2017 directly to SEAC so that application of the EC can be considered.	The Project Proponent submitted the baseline study considered in buffer zone of project i.e Green Lotus Utsav (October-December, 2020).

SEAC allowed the Environmental Consultant of the Project Proponent to submit salient features of the project with details as under:

Sr. no.	Description	Details
1.	Name & Location of the project	Residential Pocket 1 namely "Falcon View" located within Super Mega Mixed Use Integrated Industrial Park, Sector- 66A, District SAS Nagar (Mohali), Punjab by M/s Janta Land Promoters Pvt. Ltd.
2.	Project/activity covered under item of scheduled to the EIA Notification, 14.09.2006	The project falls under Schedule 8(b) - 'Township and Area Development Project' Category B as the built-up area of project is 4,99,964.385 sq.m.
3.	Copy of duly signed Layout plan	Approved site Plan submitted with application.
4.	Copy of Memorandum of Article & Association/ partnership deed/ undertaking of sole proprietorship/	Copy of MOA along with current list of directors of M/s Janta Land Promoters Pvt. Ltd. have been submitted.

	list of Directors and names of other persons responsible for managing the day-to-day affairs of the project.								
5.	Proposed ToRs (based on the standard ToRs)	Additional ToR has been issued by SEIAA, Punjab vide Letter No. SEIAA/2018/609 dated 11.05.2018							
6.	Does it attract the General Conditions? If yes, please specify	No							
7.	Whether the proposal involves approval/clearance under the Forest (Conservation) Act, 1980	No. The project does not involve any forest land.							
8.	Does the project cover under PLPA, 1900?	No							
9.	If the project falls within 10 km of eco-sensitive area/ National park/ Wild Life Sanctuary. If yes, a. Name of eco-sensitive area/ National park/ Wild Life Sanctuary and distance from the project site. b. Status of clearance from the National Board for Wild Life (NBWL).	Yes a. City Bird Sanctuary: Approx. 8.5 km. However, project lies outside the eco-sensitive zone of City Bird Sanctuary. b. NBWL clearance is not required as project lies outside the eco-sensitive zone of City Bird Sanctuary.							
10.	Classification/Land use pattern as per Master Plan	The project is a part of Super Mega Mixed Use Integrated Industrial Park. Super Mega Mixed Use Integrated Industrial Park falls within the Industry & Warehouse zone as per Master Plan of SAS Nagar (Mohali).							
11.	Cost of the project	The total estimated cost of the project including land & construction work is Rs. 881.50 Crores.							
12.	Processing Fee details (Amount/NEFT no./dated)	Processing fees for Environmental Clearance application has been calculated @ Rs. 1 / sq. m. of Total built up area. Thus, Rs. 5,00,000/- has been paid by RTGS vide UTR No. PUNBR52021071512893063 dated 15.07.2021.							
13.	Detail of various components								
	S.no.	Description	Particulars	Unit					
	1.	Plot Area (34.17 acres)	1,38,280	sq. m.					
	2.	Built-up Area	4,99,964.385	sq. m.					
	3.	Number of Building Blocks	2 Pockets: - • Pocket A: 25 Residential towers + community centre • Pocket B: 6 Residential towers	-					
	4.	Total No. of Dwelling Units	1602 No	-					
14.	Breakup of Water Requirements & source in Operation Phase (Summer, Rainy, Winter):								
	S.No	Season	Freshwater	Reuse water	Total (KLD)				
			Domestic (KLD)	Others (KLD)	Flushing (KLD)	Green area (KLD)	HVAC (KLD)	Sewer (KLD)	

Proceeding of 207th meeting of SEAC
held on 07.10.2021

	1.	Summer	741	25	376	199	-	301	1,117																				
	2.	Winter	741	-	376	65	-	435	1,117																				
	3.	Rainy	741	25	376	18	-	512	1,117																				
	S.No.	Description			Source of water																								
	1.	Domestic			Common Tube Wells of Super Mega Mixed Use Integrated Industrial Park																								
	2.	Flushing purposes			Treated water from STP																								
	3.	Green area			Treated water from STP																								
15.	Details of acknowledgement of application filed to CGWA/ Competent Authority for obtaining permission for abstraction of ground water.			The source of water during operation phase will be common tube wells of Super Mega Mixed Use Integrated Industrial Park.																									
16.	Specify block of project site as per CGWA norms (Notified/ Non-Notified)			Common tube wells of Super Mega Mixed Use Integrated Industrial Park. The Project Proponent has already obtained permission from CGWA for Super Mega Project vide letter no. 637 dated 18.04.2013.																									
17.	Details of Wastewater generation, Treatment facility & its Disposal arrangements in Construction Phase			During Construction Phase, wastewater generation will be treated in already installed 100 KLD STP within the project site.																									
18.	Details of Wastewater generation, Treatment facility & its Disposal arrangements in Operation Phase and if wastewater being disposed in MC sewer then also mention the details of NOC from competent authority			<p>During Operation Phase, the wastewater generation will be 906 KLD which will be treated in 2.8 MLD STP within Super Mega Mixed Use Integrated Industrial Park project.</p> <p>The details of the breakup of the utilization of treated wastewater is as under: -</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th>Season</th> <th>Flushing (KLD)</th> <th>Green area (KLD)</th> <th>HVAC (KLD)</th> <th>GMADA Sewer (KLD)</th> </tr> </thead> <tbody> <tr> <td>Summer</td> <td>376</td> <td>199</td> <td>-</td> <td>301</td> </tr> <tr> <td>Winter</td> <td>376</td> <td>65</td> <td>-</td> <td>435</td> </tr> <tr> <td>Monsoon</td> <td>376</td> <td>18</td> <td>-</td> <td>512</td> </tr> </tbody> </table>						Season	Flushing (KLD)	Green area (KLD)	HVAC (KLD)	GMADA Sewer (KLD)	Summer	376	199	-	301	Winter	376	65	-	435	Monsoon	376	18	-	512
Season	Flushing (KLD)	Green area (KLD)	HVAC (KLD)	GMADA Sewer (KLD)																									
Summer	376	199	-	301																									
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Monsoon	376	18	-	512																									
19.	Details of Rainwater recharging/ Harvesting (m ³ /hr) proposal & technology proposed to be adopted			Total 17 nos. of Rain water recharging pits are being proposed for rain water recharging within the project premises. However, at present 3 Rain Water Recharging pits have already been constructed within the project premises.																									
20.	Details of Solid waste generation (Qty), treatment facility and its disposal arrangement			<p>a) 3,364 kg/day</p> <p>b) The solid waste shall be duly segregated into biodegradable, non-biodegradable and non-hazardous waste components as per SWM Rules, 2016.</p>																									
21.	Details of Hazardous Waste & E- Waste generation (Qty.), Treatment facility and its disposal arrangement			Used oil from DG set will be generated which will be sold to authorized vendor. E-waste generated from the project will be handled as per E-Waste (Management) Rules, 2016 & its amendments.																									
22.	Detail of DG sets			Total 16 number of DG sets i.e. 8 DG sets of 500 kVA capacity																									

Proceeding of 207th meeting of SEAC
held on 07.10.2021

		each; 4 DG set of 380 kVA, 2 DG sets of 125 kVA each, 1 DG set of 320 KVA and 1 DG set of 250 kVA have been proposed for power back up. Out of which, 3 DG sets of capacity 500 kVA, 380 kVA and 250 kVA have been provided within the project for power backup.																																														
23.	Air pollution control device details	DG set shall be with in-built acoustic enclosure as approved by CPCB and conforming to MoEF, GoI Notification.																																														
24.	Energy Requirements & Saving	8,111 KW from Punjab State Power Corporation Limited (PSPCL). LED lights & solar street lights have been proposed in the project.																																														
25.	Details of Environmental Management Plan	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Sr. No.</th> <th rowspan="2">Title</th> <th colspan="2">Construction Phase</th> <th>Operation Phase</th> </tr> <tr> <th>Capital Cost (lacs)</th> <th>Recurring Cost (Lacs/annum)</th> <th>Recurring Cost (Lacs/annum)</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Air Pollution Control (Tarpaulin sheets, water sprinklers etc.)</td> <td>43 (23 already spent)</td> <td>2</td> <td>1</td> </tr> <tr> <td rowspan="4">2.</td> <td>Water Pollution Control</td> <td>283</td> <td>10</td> <td>25</td> </tr> <tr> <td>Septic tank (Construction phase)</td> <td>20 (Already spent)</td> <td rowspan="2">10 (Already spent)</td> <td rowspan="2"></td> </tr> <tr> <td>100 KLD STP</td> <td>63 (already spent)</td> </tr> <tr> <td>2.8 MLD CETP in super mega project</td> <td>200</td> <td></td> <td>25</td> </tr> <tr> <td>3.</td> <td>Noise Pollution Control (Acoustic enclosures etc.)</td> <td>5</td> <td>0.5</td> <td>1</td> </tr> <tr> <td>4.</td> <td>Landscaping/ green belt</td> <td>132.50 (Already spent)</td> <td>5 (in addition, Rs. 17.5 lacs already spent on maintenance)</td> <td>5</td> </tr> <tr> <td>5.</td> <td>Solid Waste Management (Mechanical</td> <td>45 (Rs. 20 lacs</td> <td>2</td> <td>12</td> </tr> </tbody> </table>				Sr. No.	Title	Construction Phase		Operation Phase	Capital Cost (lacs)	Recurring Cost (Lacs/annum)	Recurring Cost (Lacs/annum)	1.	Air Pollution Control (Tarpaulin sheets, water sprinklers etc.)	43 (23 already spent)	2	1	2.	Water Pollution Control	283	10	25	Septic tank (Construction phase)	20 (Already spent)	10 (Already spent)		100 KLD STP	63 (already spent)	2.8 MLD CETP in super mega project	200		25	3.	Noise Pollution Control (Acoustic enclosures etc.)	5	0.5	1	4.	Landscaping/ green belt	132.50 (Already spent)	5 (in addition, Rs. 17.5 lacs already spent on maintenance)	5	5.	Solid Waste Management (Mechanical	45 (Rs. 20 lacs	2	12
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			composters-2 No.)	already spent)		
		6.	Rain Water Recharging – 14 Pits	50 (Rs. 10 lacs already spent on 3 pits)	2	5
		7.	Energy Conservation (3000 LED fixtures, 100 solar street lights etc.)	25	2	5
		8.	Environmental Monitoring (Ambient Air, Noise, Soil, Water, STP outlet etc.)	5	5	5
		9.	Miscellaneous	10	5	7.5
			Total	598.5	33.5	66.5
26.	<p>Details of green belt development shall include following:</p> <p>a) No. of tree to be planted against the requisite norms.</p> <p>b) Percentage of the area to be developed.</p>	<p>a) No. of trees required = 1 Tree per 80 sq.m. of plot area = $1,38,280/80 = 1729$ trees</p> <p>b) 2498 trees have already been planted within the project.</p> <p>c) Green Area proposed = 36,254.117 sq.m. (@ 26.2% of Total area)</p> <p>d) Native spaces such as cassia fistula (golden shower), saraca asoca (Ashoka Tree), schleichera oleosa (Kusum Tree) etc. have been planted inside the premises</p>				

The reply submitted by the Project Proponent vide Memo No. JLPL/809/2021/4470 dated 04.10.2021 has taken on record.

The Project Proponent has informed that it has already spent **Rs. 286 lacs** on air pollution control, development of green area including maintenance, water pollution control (100 KLD STP) & septic tank, 3 No. rain water researching pits and solid waste management. Further, no economic benefit has been derived due to violation. A total of **Rs. 79.05 lacs** have been allocated towards environment improvement due to violation. Out of Rs. 79.05 lacs, **Rs. 39.05 lacs** have already been paid as environmental compensation to Punjab Pollution Control Board vide order dated

15.07.21. The Project Proponent has submitted Natural & Community Resource Augmentation Implementation Plan to spend the remaining **Rs. 40 lacs** with details as under:

Sr. no.	Description	Budget (Rs. in Lacs)
1.	Develop greenery in vicinity of project site along external roads., greenbelts, parks, etc in consultation with local authorises.	2
2.	Maintenance of building, toilets and provision of clean drinking water coolers & RO Plants, Rainwater harvesting wells at schools in villages Chanchu Majra, Saini Majra, Chilla, Badarpur & Rurka.	38
Total		Rs. 40 Lacs

It was also informed that the Project Proponent that **Rs. 68 lacs** have already been spent on construction/ maintenance of toilets (girls & boys) as well as maintenance of classrooms in schools of villages such as Kambala, Kandala, Lakhnaour, Mouli Baidwan, Mataur, Phase-3B2, 9 & 10.

SEAC raised following observations to the Project Proponent:

Sr. No.	Observation	Reply
1.	The Project Proponent shall submit Bank Guarantee of Rs. 40 lakhs (equivalent to the amount mentioned in the remediation plan) to Punjab Pollution Control Board, in compliance with the provisions of MoEF Notification dated 14.03.2017 as amended on 08.03.2018	The Project Proponent agreed to the same and assured to submit the Bank Guarantee within next 15 days.

SEAC was satisfied with the presentation and the reply submitted by the Project Proponent and took a copy of the same on record.

After detailed deliberations, SEAC decided to award 'Silver Grading' to the project proposal and to forward the application of the project proponent to SEIAA with the recommendations to grant Environmental Clearance for the establishment of residential project namely "Falcon View" having builtup area 4,99,964.385 Sqm, located at Sector-66A, Mohali, Distt. SAS Nagar, Punjab, subject to submission of Bank Guarantee of Rs. 40 Lakhs with the Punjab Pollution Control Board, as per the details mentioned in the Form 1, 1A,

EMP & subsequent presentation /clarifications made by the project proponent and his consultant with, proposed measures and subject to the following conditions: -

Additional Conditions:

- i. The project proponent shall submit a Bank Guarantee of amount Rs. 40 Lakhs (equivalent to the amount mentioned in the remediation plan) with the Punjab Pollution Control Board in compliance with the provisions of MoEF notification dated 14.03.2017 as amended on 08.03.2018. The Bank Guarantee shall be deposited prior to the grant of Environmental Clearance and will be released after successful implementation of remediation plan.

I. Statutory compliance:

- i) The project proponent shall obtain all necessary clearance/ permission from all relevant agencies including town planning authority before commencement of work. All the construction shall be done in accordance with the local building bye laws.
- ii) The approval of the Competent Authority shall be obtained for structural safety of buildings due to earthquakes, adequacy of firefighting equipment, etc. as per National Building Code including protection measures from lightening, etc.
- iii) The project proponent shall obtain forest clearance under the provisions of the Forest (Conservation) Act, 1986, in case of the diversion of forest land for non-forest purpose involved in the project.
- iv) The project proponent shall obtain clearance from the National Board for Wildlife, if applicable.
- v) The project proponent shall obtain Consent to Establish / Operate under the provisions of the Air (Prevention & Control of Pollution) Act, 1981 and the Water (Prevention & Control of Pollution) Act, 1974 from the concerned State Pollution Control Board / Committee.
- vi) The project proponent shall obtain the necessary permission for drawl of ground water/ surface water required for the project from the competent authority.
- vii) A certificate of adequacy of available power from the agency supplying power to the project along with the load allowed for the project should be obtained.
- viii) All other statutory clearances such as the approvals for storage of diesel from Chief Controller of Explosives, Fire Department, Civil Aviation Department shall be obtained, as applicable, by project proponents from the respective competent authorities.
- ix) The provisions of the Solid Waste (Management) Rules, 2016, E-Waste (Management) Rules, 2016, Construction & Demolition Waste Rules,2016 and the Plastics Waste (Management) Rules, 2016 shall be followed.
- x) The project proponent shall follow the ECBC/ECBC-R prescribed by Bureau of Energy Efficiency, Ministry of Power strictly.

- xi) The project site shall conform to the suitability as prescribed under the provisions laid down under the master plan of respective city/ town. For that, the project proponent shall either to submit the NOC/ land use conformity certificate from Deptt. of Town and Country Planning or other concerned Authority under whom jurisdiction, the site falls.
- xii) Besides above, the project proponent shall also comply with siting criteria / guidelines, standard operating practices, code of practice and guidelines if any prescribed by the SPCB/CPCB/MoEF&CC for such type of projects.
- xiii) The project proponent shall get the layout plans approved from the Competent Authority for the activities / establishments to be set up at project site in consonance of the project proposal for which this environment clearance is applied.

II. Air quality monitoring and preservation

- i) Notification GSR 94(E) dated 25.01.2018 of MoEF&CC regarding Mandatory Implementation of Dust Mitigation Measures for Construction and Demolition Activities for projects requiring Environmental Clearance shall be complied with.
- ii) A management plan shall be drawn up and implemented to contain the current exceedance in ambient air quality at the site.
- iii) The project proponent shall install system to carryout Ambient Air Quality monitoring for common /criterion parameters relevant-to the main pollutants released (e.g. PM₁₀ and PM_{2.5}) covering upwind and downwind directions during the construction period.
- iv) Diesel power generating sets proposed as source of backup power should be of enclosed type and conform to rules made under the Environment (Protection) Act, 1986. The height of stack of DG sets should be equal to the height needed for the combined capacity of all proposed DG sets. Use of low sulphur diesel. The location of the DG sets may be decided with in consultation with State Pollution Control Board.
- v) Construction site shall be adequately barricaded before the construction begins. Dust, smoke & other air pollution prevention measures shall be provided for the building as well as the site. These measures shall include screens for the building under construction, continuous dust/ wind breaking walls all around the site (at least 3 m height or 1/3rd of the building height and maximum upto 10 m). Plastic/tarpaulin sheet covers shall be provided for vehicles bringing in sand, cement, murrum and other construction materials prone to causing dust pollution at the site as well as taking out debris from the site.
- vi) No Excavation of soil shall be carried out without adequate dust mitigation measures in place.
- vii) No loose soil or sand or construction & demolition waste or any other construction material that causes dust shall be left uncovered.
- viii) No uncovered vehicles carrying construction material and waste shall be permitted

- ix) All the topsoil excavated during construction activities should be stored for use in horticulture / landscape development within the project site.
- x) Grinding and Cutting of building material in open area shall be prohibited. Wet jet shall be provided for grinding and stone cutting.
- xi) Unpaved surfaces and loose soil shall be adequately sprinkled with water to suppress dust.
- xii) All construction and demolition debris shall be stored at the site within earmarked area and road side storage of construction material and waste shall be prohibited. All demolition and construction waste shall be managed as per the provisions of the Construction and Demolition Waste Rules 2016.
- xiii) The diesel generator sets to be used during construction phase shall be low sulphur diesel type and shall conform to Environmental (Protection) prescribed for air and noise emission standards.
- xiv) The gaseous emissions from DG set shall be dispersed through adequate stack height as per CPCB standards. Acoustic enclosure shall be provided to the DG sets to mitigate the noise pollution. Low sulphur diesel shall be used. The location of the DG set and exhaust pipe height shall be as per the provisions of the Central Pollution Control Board (CPCB) norms.
- xv) For indoor air quality the ventilation provisions as per National Building Code of India.
- xvi) Roads leading to or at construction site must be paved and blacktopped (i.e. metallic road)
- xvii) Dust Mitigation measures shall be displayed prominently at the construction site for easy public viewing.
- xviii) Construction and Demolition Waste Processing and Disposal site shall be identified and required dust mitigation measure be notified at the site.

III. Water quality monitoring and preservation

- i) The natural drain system should be maintained for ensuring unrestricted flow of water.
- ii) No construction shall be allowed to obstruct the natural drainage through the site, on wetland and water bodies. Check dams, bio-swales, landscape, and other sustainable urban drainage systems (SUDS) are allowed for maintaining the drainage pattern and to harvest rain water.
- iii) Buildings shall be designed to follow the natural topography as much as possible. Minimum cutting and filling should be done.
- iv) The total water requirement for the project will be 1,117 KL/day, out of which fresh water demand of 741 KL /day shall be met through common borewells of Super Mega and remaining through recycling of treated wastewater from common STP of 2.8 MLD to be installed within the Super mega project. Total fresh water use shall not exceed the proposed requirement as provided in the project details.

- v) a) The total wastewater generation from the project will be 924 KL/day, which will be treated in installed common STP of 2.8 MLD to be installed within the Super mega project. As proposed, reuse of treated wastewater shall be as under:

-

Sr. No.	Season	For Flushing purposes (KLD)	Green Area (KLD)	GMADA Sewer KLD
1.	Summer	376	199	301
2.	Winter	376	65	435
3.	Monsoon	376	18	512

- b) Storage tank of adequate capacity shall be provided for the storage of treated wastewater and all efforts shall be made to supply the same for construction purposes.
- c) During construction phase, the project proponent shall ensure that the waste water being generated from the labour quarters/toilets shall be treated and disposed in environment friendly manner. The project proponent shall also exercise the option of modular bio-toilets or will provide proper and adequately design septic tanks for the treatment of such waste water and treated effluents shall be utilized for green area/plantation.
- vi) The project proponent shall ensure safe drinking water supply to the habitants. Adequate treatment facility for drinking water shall be provided, if required.
- vii) The quantity of fresh water usage, water recycling and rainwater harvesting shall be measured and recorded to monitor the water balance as projected by the project proponent. The record shall be submitted to the Regional Office, MoEF&CC along with six monthly Monitoring reports.
- viii) A certificate shall be obtained from the local body supplying water, specifying the total annual water availability with the local authority, the quantity of water already committed, the quantity of water allotted to the project under consideration and the balance water available. This should be specified separately for ground water and surface water sources, ensuring that there is no impact on other users.
- ix) At least 20% of the open spaces as required by the local building bye-laws shall be pervious. Use of Grass pavers, paver blocks with at least 50% opening, landscape etc. would be considered as pervious surface.
- x) Installation of dual pipe plumbing for supplying fresh water for drinking, cooking and bathing etc. and other for supply of recycled water for flushing, landscape irrigation, car washing, thermal cooling, conditioning etc. shall be done.
- xi) The respective project proponent shall discourage the installation of R.O. plants in their projects in order to save the wastage in form of RO reject. However, in case

the requirement of installing RO plant is utmost necessary then the rejected stream from the RO shall be separated and shall be utilized by storing the same within the particular component or in a common place in the project premises.

- xii) The project proponent shall also adopt the new/innovating technologies like less water discharging taps (faucet with aerators)/urinals with electronic sensor system /water less urinals / twin flush cisterns/ sensor based alarming system for overhead water storage tanks and make it a part of the environmental management plans / building plans so as to reduce the water consumption/ground water abstraction in their Building Construction & Industrial projects.
- xiii) The project proponent will provide plumbing system for reuse of treated wastewater for flushing/other purposes etc. and colour coding of different pipe lines carrying water/wastewater from different sources / treated wastewater as follows:

Sr. No	Nature of the Stream	Color code
a)	Fresh water	Blue
b)	Untreated wastewater from Toilets/ urinal & from Kitchen	Black
c)	Untreated wastewater from Bathing/shower area, hand washing (Washbasin / sinks) and from Cloth Washing	Grey
d)	Reject water streams from RO plants & AC condensate (this is to be implemented wherever centralized AC system and common RO has been proposed in the Project). Further, in case of individual houses/establishment this proposal may also be implemented wherever possible.	White
e)	Treated wastewater (for reuse only for plantation purposes) from the STP treating black water	Green
f)	Treated wastewater (for reuse for flushing purposes or any other activity except plantation) from the STP treating grey water	Green with strips
g)	Storm water	Orange

- xiv) Water demand during construction should be reduced by use of pre-mixed concrete, curing agents and other best practices referred.
- xv) The CGWA provisions on rain water harvesting should be followed. A rain water harvesting plan needs to be designed where the recharge bores of minimum one recharge bore per 5,000 square meters of plot area and storage capacity of minimum one day of total fresh water requirement shall be provided. In areas where ground water recharge is not feasible, the rain water should be harvested and stored for reuse. As per the proposal submitted by the project proponent, 17 no. rain water recharge pits have already been proposed for ground water recharging as per the CGWB norms. The ground water shall not be withdrawn without approval from the Competent Authority.

- xvi) All recharge should be limited to shallow aquifer.
- xvii) No ground water shall be used during construction phase of the project. Only treated sewage/wastewater shall be used. A proper record in this regard should be maintained and available at site.
- xviii) Any ground water dewatering should be properly managed and shall conform to the approvals and the guidelines of the CGWA in the matter. Formal approval shall be taken from the CGWA for any ground water abstraction or dewatering.
- xix) The quantity of fresh water usage, water recycling and rainwater harvesting shall be measured and recorded to monitor the water balance as projected by the project proponent. The record shall be submitted to the Regional Office, MoEF&CC along with six monthly Monitoring reports.
- xx) Sewage shall be treated in the STP with tertiary treatment. STP shall be installed in a phased manner viz a viz in the module system designed in such a way so as to efficiently treat the wastewater with an increase in its quantity due to rise in occupancy. The treated effluent from STP shall be recycled/reused for flushing and gardening. No treated water shall be disposed of into the municipal storm water drain.
- xxi) No sewage or untreated effluent water would be discharged through storm water drains. Onsite sewage treatment of capacity of treating 100% waste water to be installed. The installation of the Sewage Treatment Plant (STP) shall be certified by an independent expert and a report in this regard shall be submitted to the Ministry before the project is commissioned for operation. Treated waste water shall be reused on-site for landscape, flushing, and other end-uses. Excess treated water shall be discharged as per statutory norms notified by the Ministry of Environment, Forest and Climate Change. Natural treatment systems shall be promoted.
- xxii) Periodical monitoring of water quality of treated sewage shall be conducted. Necessary measures should be made to mitigate the odour problem from STP.
- xxiii) Sludge from the onsite sewage treatment, including septic tanks, shall be collected, conveyed and disposed as per the Ministry of Urban Development, Central Public Health and Environmental Engineering Organization (CPHEEO) Manual on Sewerage and Sewage Treatment Systems, 2013.

IV. Noise monitoring and prevention

- i) Ambient noise levels shall conform to residential area/commercial area/industrial area/silence zone both during day and night as per Noise Pollution (Control and Regulation) Rules, 2000. Incremental pollution loads on the ambient air and noise quality shall be closely monitored during construction phase. Adequate measures shall be made to reduce ambient air and noise level during construction phase, so as to conform to the stipulated standards by CPCB/SPCB.

- ii) Noise level survey shall be carried as per the prescribed guidelines and report in this regard shall be submitted to Regional Officer of the Ministry as a part of six-monthly compliance report.
- iii) Acoustic enclosures for DG sets, noise barriers for ground-run bays, ear plugs for operating personnel shall be implemented as mitigation measures for noise impact due to ground sources.

V. Energy Conservation measures

- i) Compliance with the Energy Conservation Building Code (ECBC) of Bureau of Energy Efficiency shall be ensured. Buildings in the States which have notified their own ECBC, shall comply with the State ECBC.
- ii) Outdoor and common area lighting shall be LED.
- iii) Concept of passive solar design that minimize energy consumption in buildings by using design elements, such as building orientation, landscaping, efficient building envelope, appropriate fenestration, increased. day lighting design and thermal mass etc. shall be incorporated in the building design. Wall, window, and roof U-values shall be as per ECBC specifications.
- iv) Energy conservation measures like installation of LEDs for the lighting the area outside the building should be integral part of the project design and should be in place before project commissioning.
- v) Solar, wind or other Renewable Energy shall be installed to meet electricity generation equivalent to 1% of the demand load or as per the state level/ local building bye-laws requirement, whichever is higher.
- vi) Solar power by utilizing at least 30% of the roof top area shall be used for lighting in the apartment to reduce the power load on grid. Separate electric meter shall be installed for solar power. Solar water heating shall be provided to meet 20% of the hot water demand of the commercial and institutional building or as per the requirement of the local building bye-laws, whichever is higher.

VI. Waste Management

- i) A certificate from the competent authority handling municipal solid waste, indicating the existing civic capacities of handling and their adequacy to cater to the M.S.W. generated from project shall be obtained.
- ii) Disposal of muck during construction phase shall not create any adverse effect on the neighbouring communities and be disposed taking the necessary precautions for general safety and health aspects of people, only in approved sites with the approval of competent authority.
- iii) Separate wet and dry bins must be provided in each unit and at the ground level for facilitating segregation of waste. Solid waste shall be segregated into wet garbage and inert materials.

- iv) Organic waste compost/ Vermiculture pit/ Organic Waste Converter within the premises with a minimum capacity of 0.3 kg /person/day must be installed for treatment and disposal of the waste.
- v) All non-biodegradable waste shall be handed over to authorized recyclers for which a written tie up must be done with the authorized recyclers.
- vi) Any hazardous waste generated during construction phase, shall be disposed off as per applicable rules and norms with necessary approvals of the State Pollution Control Board.
- vii) Use of environment friendly materials in bricks, blocks and other construction materials, shall be required for at least 20% of the construction material quantity. These include Fly Ash bricks, hollow bricks, AACs, Fly Ash Lime Gypsum blocks, Compressed earth blocks, and other environment friendly materials.
- viii) Fly ash should be used as building material in the construction as per the provision of Fly Ash Notification of September, 1999 and amended as on 27th August, 2003 and 25th January, 2016. Ready mixed concrete must be used in building construction.
- ix) Any wastes from construction and demolition activities related thereto shall be managed so as to strictly conform to the Construction and Demolition Rules, 2016.
- x) Used CFLs and TFLs should be properly collected and disposed off/sent for recycling as per the prevailing guidelines/ rules of the regulatory authority to avoid mercury contamination.

VII. Green Cover

- i) No tree can be felled/transplant unless exigencies demand. Where absolutely necessary, tree felling shall be with prior permission from the concerned regulatory authority. Old trees should be retained based on girth and age regulations as may be prescribed by the Forest Department. Plantations to be ensured species (cut) to species (planted).
- ii) At least single line plantation all around the boundary of the project as proposed shall be provided. The open spaces inside the plot should be suitably landscaped and covered with vegetation of indigenous species/variety. The project proponent shall ensure planting of 2498 trees in the project area at the identified location, as per proposal submitted, with plants of native species preferably having broad leaves. The size of the plant thus planted should not be less than 3 ft and each plant shall be protected with a fence and properly maintained. The project proponent shall make adequate provisions of funds to ensure maintenance of the plants for a further period of three years. The plants shall be protected and maintained by the project proponent or Residents Welfare Association, as the case may be, even after three years. The species with heavy foliage, broad leaves and wide canopy cover are desirable. Water

intensive and/or invasive species should not be used for landscaping. The plantation should be provided as per SEIAA guidelines

- iii) Where the trees need to be cut with prior permission from the concerned local Authority, compensatory plantation in the ratio of 1: 10 (i.e. planting of 10 trees for every 1 tree that is cut) shall be done and maintained. Plantations to be ensured species (cut) to species (planted). Area for green belt development shall be provided as per the details provided in the project document.
- iv) Topsoil should be stripped to a depth of 20 cm from the areas proposed for buildings, roads, paved areas, and external services. It should be stockpiled appropriately in designated areas and reapplied during plantation of the proposed vegetation on site.
- v) The project proponent shall not use any chemical fertilizer /pesticides /insecticides and shall use only Herbal pesticides/insecticides and organic manure in the green area.
- vi) The green belt along the periphery of the plot shall achieve attenuation factor conforming to the day and night noise standards prescribed for commercial land use.

VIII. Transport

- i) A comprehensive mobility plan, as per MoUD best practices guidelines (URDPFI), shall be prepared to include motorized, non-motorized, public, and private networks. Road should be designed with due consideration for environment, and safety of users. The road system can be designed with these basic criteria.
 - a) Hierarchy of roads with proper segregation of vehicular and pedestrian traffic.
 - b) Traffic calming measures.
 - c) Proper design of entry and exit points.
 - d) Parking norms as per local regulation.
- ii) Vehicles hired for bringing construction material to the site should be in good condition and should have a pollution check certificate and should conform to applicable air and noise emission standards be operated only during non-peak hours.
- iii) A detailed traffic management and traffic decongestion plan shall be drawn up to ensure that the current level of service of the roads within a 05 kms radius of the project is maintained and improved upon after the implementation of the project. This plan should be based on cumulative impact of all development and increased habitation being carried out or proposed to be carried out by the project or other agencies in this 05 Kms radius of the site in different scenarios of space and time and the traffic management plan shall be duly validated and certified by the State Urban Development department and the P.W.D./ competent authority for road

augmentation and shall also have their consent to the implementation of components of the plan which involve the participation of these departments.

- iv) Traffic congestion near the entry and exit points from the roads adjoining the proposed project site must be avoided. Parking should be fully internalized and no public space should be utilized.

IX. Human health issues

- i) All workers working at the construction site and involved in loading, unloading, carriage of construction material and construction debris or working in any area with dust pollution shall be provided with dust mask.
- ii) For indoor air quality the ventilation provisions as per National Building Code of India.
- iii) Emergency preparedness plan based on the Hazard identification and Risk Provision shall be made for the housing of construction labour within the site with all necessary infrastructure and facilities such as fuel for cooking, mobile toilets, mobile STP, safe drinking water, medical health care, creche etc. The housing may be in the form of temporary structures to be removed after the completion of the project.
- iv) Occupational health surveillance of the workers shall be done on a regular basis.
- v) A First Aid Room shall be provided in the project both during construction and operations of the project.

X. Environment Management Plan

- i) The company shall have a well laid down environmental policy duly approved by the Board of Directors. The environmental policy should prescribe for standard operating procedures to have proper checks and balances and to bring into focus any infringements/deviation/violation of the environmental / forest / wildlife norms / conditions. The company shall have defined system of reporting infringements / deviation / violation of the environmental / forest / wildlife norms / conditions and / or shareholders / stake holders. The copy of the board resolution in this regard shall be submitted to the MoEF&CC as a part of six-monthly report.
- ii) A separate Environmental Cell both at the project and company head quarter level, with qualified personnel shall be set up under the control of senior Executive, who will directly to the head of the organization.
- iii) Action plan for implementing EMP and environmental conditions along with the responsibility matrix of the company shall be prepared and shall be duly approved by competent authority. The year-wise funds earmarked for environmental protection measures shall be kept in separate accounts and not to be diverted for any other purpose. The project proponent shall spend the minimum amount of Rs. 598.50 Lacs towards the capital cost and Rs. 33.5 Lacs/annum towards recurring cost in the construction phase of the project

including the environmental monitoring cost and shall spend the minimum amount of Rs. 66.5 Lacs/annum towards the recurring cost in operation phase of the project including the environmental monitoring cost. The entire cost of the environmental management plan will continue to be borne by the project proponent until the responsibility of the environmental management plan is transferred to the occupier/person society under proper MOU under intimation to SEIAA, Punjab. Year-wise progress of implementation of the action plan shall be reported to the Ministry/Regional Office along with the Six-monthly Compliance Report.

XI. Validity

- i) This environmental clearance will be valid for a period of seven years from the date of its issue or till the completion of the project, whichever is earlier.

XII. Miscellaneous

- i) The project proponent before allowing any occupancy shall obtain completion and occupancy certificate from the Competent Authority and submit a copy of the same to the SEIAA, Punjab.
- ii) The project proponent shall comply with the conditions of CLU, if obtained.
- iii) The project proponent shall prominently advertise it at least in two local newspapers of the District or State, of which one shall be in the vernacular language within seven days indicating that the project has been accorded environment clearance and the details of MoEF&CC/SEIAA website where it is displayed.
- iv) The copies of the environmental clearance shall be submitted by the project proponents to the Heads of local bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government who in turn has to display the same for 30 days from the date of receipt.
- v) The project proponent shall upload the status of compliance of the stipulated environment clearance conditions, including results of monitored data on their website and update the same on half-yearly basis.
- vi) The project proponent shall submit six-monthly reports on the status of the compliance of the stipulated environmental conditions on the website of the ministry of Environment, Forest and Climate Change at Environment Clearance portal.
- vii) The project proponent shall submit the environmental statement for each financial year in Form-V to the concerned State Pollution Control Board as prescribed under the Environment (Protection) Rules, 1986, as amended subsequently and put on the website of the company.
- viii) The project proponent shall inform the Regional Office as well as the Ministry, the date of financial closure and final approval of the project by the concerned

authorities, commencing the land development work and start of production operation by the project.

- ix) The project authorities must strictly adhere to the stipulations made by the State Pollution Control Board and the State Government.
- x) The project proponent shall abide by all the commitments and recommendations made in the EIA/EMP report, commitment made during Public Hearing and also that during their presentation to the Expert Appraisal Committee.
- xi) No further expansion or modifications in the plant shall be carried out without prior approval of the Ministry of Environment, Forests and Climate Change (MoEF&CC).
- xii) Concealing factual data or submission of false/fabricated data may result in revocation of this environmental clearance and attract action under the provisions of Environment (Protection) Act, 1986.
- xiii) The SEIAA/Ministry may revoke or suspend the clearance, if implementation of any of the above conditions is not satisfactory.
- xiv) The SEIAA/ Ministry reserves the right to stipulate additional conditions if found necessary. The Company in a time bound manner shall implement these conditions.
- xv) The Regional Office of this Ministry and Punjab Pollution Control Board shall monitor compliance of the stipulated conditions. The project authorities should extend full cooperation to the officer (s) of the Regional Office by furnishing the requisite data/information/monitoring reports.
- xvi) The above conditions shall be enforced, inter-alia under the provisions of the Water (Prevention & Control of Pollution) Act, 1974, the Air (Prevention & Control of Pollution) Act, 1981, the Environment (Protection) Act, 1986, Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 and the Public Liability Insurance Act, 1991 along with their amendments and Rules and any other orders passed by the Hon'ble Supreme Court of India / High Courts and any other Court of Law relating to the subject matter.
- xvii) Any appeal against this EC shall lie with the National Green Tribunal, if preferred, within a period of 30 days as prescribed under Section 16 of the National Green Tribunal Act, 2010.

Item No. 207.08 Application for issuance of Environment Clearance under category- B2 for expansion of API and intermediate Bulk Drug Pharmaceutical Manufacturing Unit-I by M/s Nectar Life Sciences Ltd (Unit-I) at village Saidpura, P.O. & Tehsil Dera Bassi, District SAS Nagar, Punjab. (Proposal No. SIA/PB/IND2/206514/2021).

Earlier the unit obtained Environmental Clearance from MoEF vide no. J11011/112/2006-IA II (I) dated 15.06.2006 for the unit. Later on, the industry obtained Change in product use from Punjab Pollution Control Board vide letter no. 3037 dated 26.05.2016. Now, the industry has applied for obtaining Environment Clearance for expansion of existing unit with increase in the capacity from 2.325MTD to 2.486 MTD at village Saidpura, P.O. & Tehsil Dera Bassi, District SAS Nagar, Punjab. The industry has submitted all the requisite documents as per the EIA notification dated 14.09.2006 along with requisite fee of Rs. 100,000/- against the expansion of Rs. 10.00 Cr. vide UTR No. UBIN0903191/031922010000041 dated 25.03.2021.

The project proponent has applied the application as B2 project in light of O.M dated 27.03.2020, 21.05.2020, 15.10.2020 & 16.07.2021, the project can be considered as B2 category project up to 31.12.2021.

The Punjab Pollution Control Board was requested vide this office letter no. 4216 dated 21.05.2021 to send the certified compliance report of the conditions of the Environment Clearance granted to Project Proponent earlier. Now, the Punjab Pollution Control Board vide letter no. 4618 dated 13.08.2021 has sent the compliance report of the previous conditions imposed in the Environment Clearance.

1.0 Deliberations during 207th meeting of SEAC held on 07.10.2021

The meeting was attended by the following:

1. Sh. Sital Singh, EIA coordinator, M/s Chandigarh Pollution Testing Laboratory, E-126, Phase-VII, Industrial Area, Mohali.
2. Sh. H.P Singh, President (Operations) on behalf of the Project Proponent.

SEAC allowed the Environmental Consultant of the Project Proponent to present salient features of the project which he presented as under:

1.	Nature of project (EC for new project/EC for Expansion/ EC for existing & proposed project)	EC for Expansion
2.	a) Category/ Activity	B2 As per S.O. 2859(E) dated: 16.07.2021, "All proposals for projects or activities in respect of Active Pharmaceutical

		Ingredients (API) received up to the 31 st December 2021, shall be appraised as Category 'B2' Projects										
3.	<p>a. Whether the project falls in the critical polluted area notified by MoEF&CC/CPCB. (Yes/No)</p> <p>b. If no and the proposed project site lies in the same or neighbouring district of critically polluted area, then details the distance of project site from the boundary of critically polluted area verified by the regional office of SPCB. (Submitted/Not submitted)</p>	Already obtained Environmental Clearance. Expansion case.										
4.	<p>a. Total Project Cost (In Crores) :</p> <p>b. Total project cost breakup at current price level duly certified by Chartered Engineer/ Approved valuer or Chartered Accountant</p>	<p>a. Total Project Cost for expansion (In Crores) : Rs. 10.0 Crores</p> <p>b. Total project cost breakup at current price level duly certified by Chartered Engineer/ Approved valuer or Chartered Accountant is following:</p> <table border="1"> <thead> <tr> <th>Description</th> <th>Cost</th> </tr> </thead> <tbody> <tr> <td>Land</td> <td>NIL</td> </tr> <tr> <td>Mechanical / Utility/ Civil</td> <td>8.0 Crores</td> </tr> <tr> <td>Treatment Facilities</td> <td>2.0 Crores</td> </tr> <tr> <td>Total Cost</td> <td>10.0 Crores</td> </tr> </tbody> </table>	Description	Cost	Land	NIL	Mechanical / Utility/ Civil	8.0 Crores	Treatment Facilities	2.0 Crores	Total Cost	10.0 Crores
Description	Cost											
Land	NIL											
Mechanical / Utility/ Civil	8.0 Crores											
Treatment Facilities	2.0 Crores											
Total Cost	10.0 Crores											
5.	Plot Area Details	<p>Total Area – 8.98 Acres</p> <p>Green Area Development- 2.96 Acres (33% of total area)</p>										
6.	<p>a. Type of project land as per master plan (Industrial/Agriculture/Any other),</p> <p>b. If non industrial land then the details of Land Use Certificate / permissibility Certificate from Competent Authority (DTP/CTP) intimating land use pattern of the project site as per proposals of Master Plan of the area. (Submitted/Not Submitted)</p>	<p>This is an existing industrial land, and expansion project.</p> <p>The industry falls under existing industrial zone as per master plan of Dera bassi.</p>										

7.	<p>a. Whether any litigation pending against the project or any direction/order passed by SPCB/ Court of Law against the project, if so, details there of shall also be included.</p> <p>b. Has the unit received any notice under the Section 5 of Environment (Protection) Act, 1986 or relevant Sections of Air and Water Acts? If so, details thereof and compliance/ATR to the notice(s) and present status of the case.</p>	<p>No litigation is pending as per undertaking submitted by the project proponent.</p> <p>No</p>		
8.	Manpower requirement	Total Manpower -600		
9.	Details of Emissions (After expansion)	During the manufacture various drugs products, traces HCL, Particulate matter gas shall be generated. In order to control the emissions to be generated from additional proposed alkali scrubber has been installed.		
10	Water requirement			
	S. NO.	Fresh water requirement (Existing) (KLD)	Fresh water requirement (Proposed) (KLD)	Fresh water requirement (After expansion-KLD)
1	Process wastewater (HTDS)	25	121	146.0
2	Domestic	15	20	35
4	Cooling tower	100	43	143
5	Boiler & others	35	65	100
6	Gardening	--	2	2
TOTAL		175KLD	251.0	426.0 KLD

11	Permission from CGWA/PWRDA	Obtained
12	Water balance chart for Summer, Rainy and Winter seasons (Submitted/Not Submitted)	Submitted
13	Rain Water utilization proposal during monsoons (Submitted/Not Submitted)	Submitted
14	Rain Water Harvesting proposal (within/outside premises) along with NOC from concerned village sarpanch (Submitted/Not Submitted)	<p>Outside: - For RWH, 6 pounds of Haripur Hinduan, Pandwala, Bahadargarh, Nimbua and Khalawar villages are adopted. In the pond, three filling will be done and total 298200 Kl/annum water will be recharged. All the waste water of nearby said villages which will be directed towards the village ponds will be first treated in trenches through CSIR-NEERI's Phytorid waste water treatment technology and overflow water will be discharged into the pond. NOC for RWH from concerned Panchyat has been obtained.</p> <p>Inside: - As per PPCB letter no.- EE(ZP-1)/2007/PTA/LM/124/10735 dated 05/09/2007 issued to industry, the pharma industry cannot be allowed to construct rain water harvesting system inside the premises.</p>
15	Block-wise details of No. of trees to be planted in proposed greenbelt area (1500 Trees to be planted @ 10000 Sqm area):	As per guidelines they need to plant 1817 numbers of trees. 500 numbers of trees have already been planted, and rest 1317 plants will be planted in monsoon of year 2021 and 2022.

16	<p>a. Energy requirements & savings:</p> <p>b. Energy saving measures to be adopted within industry:</p>	<p>a. The details of the energy are given below:</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-bottom: 10px;"> <thead> <tr> <th style="text-align: center;">S. No.</th> <th style="text-align: center;">Description</th> <th style="text-align: center;">Unit</th> <th style="text-align: center;">Consumption</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">1.</td> <td>Power load</td> <td style="text-align: center;">KVA</td> <td style="text-align: center;">3000</td> </tr> </tbody> </table> <p>b. Energy saving measures to be adopted within industry:</p> <p>Following Energy conservation methods shall be adopted:</p> <ul style="list-style-type: none"> LED shall be used in place of inter lighting. Street lighting shall be done completely with solar energy. Likely saving of energy will be as follows: <p>Likely saving of energy will be as follows: -</p> <p>Load Distribution:</p> <ul style="list-style-type: none"> Total Internal Lighting Load = 40 KW Outer Lighting Load = 20 KW Other Power load = 2880 KW <p>Total Load = 2940 KW</p> <p>Saving:</p> <p>By using LEDs with tube lights = 10 KW</p> <p>By adopting solar energy for outer Lighting (100%) = 10 KW</p> <p>TOTAL = 20 KW</p> <p>Percentage (20/2940X100) = 0.68 %</p>	S. No.	Description	Unit	Consumption	1.	Power load	KVA	3000
S. No.	Description	Unit	Consumption							
1.	Power load	KVA	3000							

The Project Proponent informed that there is small change in the quantity of two products namely Cefazolin Sodium (0 TPD to 0.064 TPD) & Cloxacillin Sodium (0.1 TPD to 0.03600 TPD) for which undertaking was submitted by the Project Proponent. The same has been incorporated in the table below:

Details of Products:

S.NO.	Name of the product/ Bye product	Existing Capacity (TPD)	Addition/Subtraction (TPD)	Total (After Expansion)
1	Cefixime Trihydrate	0.007	0	0.007
2	Cefuroxime Axetil	0.00715	-0.00265	0.0045
3	Cefpodoxime Proxetil	0.858	0	0.858
4	Cefditoren Pivoxil	0.0003	Product removed	Product removed

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5	Cefdinir	0.0105	0	0.0105
6	Ceftriaxone Sodium	0.48	0	0.48
7	Cefotaxime Sodium	0.2	0	0.2
8	Cefepime Injection	0.00641	0	0.0064
9	Cefuroxime Sodium	0.0641	0	0.0641
10	Cephalothin Sodium	0.016	0	0.016
11	Cefazolin Sodium	0.064	0	0.064
12	Cefprozil	0.00003	Product removed	Product removed
13	Tazo + Pipra Sodium	0.16	0.29	0.45
14	Tazobactam Sodium	0.042	-0.001	0.041
15	Meropenem TH	0.03	0	0.03
16	Doripenem	0.00003	Product removed	Product removed
17	Imipenem	0.0175	Product removed	Product removed
18	Cloxacillin Sodium	0.05208	-0.01608	0.036
19	Dicloxacillin Sodium	0.0035	Product removed	Product removed
20	Sulbactam Sodium	0.07	Product removed	Product removed
21	Pantoparazole Sodium	0.00174	0.00826	0.01
22	Ampicillin Sodium	0.17	Product removed	Product removed
23	Ceftiofur Sodium	0.00003	Product removed	Product removed
24	Omeprazole Sodium	0.00087	0.00913	0.01
25	Cefpirome Injection	0.00868	0.00002	0.0087
26	Sodium Carbonate	0.0026	-0.0006	0.002
27	L-Arginine	0.0026	0	0.0026
28	Chloramphenicol Sodium Succinate	0.05	0	0.05
29	Ceftibuten Intermediate	0	0.0652	0.0652

30	Ceftazidime Pentahydrate	0	0.05	0.05
31	Rabeprazole Sodium	0	0.01	0.01
32	Sulbactam Sodium	0	0.01	0.01
	Total	2.325	0.161	2.486

The Project Proponent submitted that there will be no increase in the pollution load due to change in the production capacity of some products as detailed in above table. This is due to the fact that process involved in the production of these products (Lyophilization) where the product is dissolved and then loaded in drier where water is evaporated from the product and the product is dried without phase change i.e. frozen stage to dry stage without sublimation. Evaporated water is condensed and frozen as ice over the condenser by refrigeration. Since, ice is pure form of water, the melted water is recycled in the process.

The details w.r.t change in the pollution load as per presentation is given as under:

Effluent Generation details

S. No.	Effluent	Existing (KLD)	Proposed (KLD)	Total (After Expansion (KLD))	Treatment (KLD)
1.	LTDS	88.4	175.6	264	ETP (Unit-II) of capacity of 1500 KLD and will be upgraded to the capacity of 1800 KLD.
2.	HTDS	72.4	119.6	192	MEE (Unit-II) of 90 KLD & 350 KLD capacity will be upgraded to 500 KLD.

Hazardous waste Generation

Description	Cat. No.	UOM	Existing for EC (TPA)	Total (After expansion)	Proposed Disposal
Used/Spent Oil	5.1	KL/Y	0.9	1	Will be given to registered recyclers.
Process Residue & Wastes	28.1	MT/Y	33	35	Incineration in unit-II
Spent Carbon	28.3	MT/Y	28	30	-do-
Off Specification Products	28.4	MT/Y	1.7	2.0	-do-

Spent Solvents	28.6	MT/Y	1285	1335	Will be given to authorized recyclers
Discarded containers/barrels/ Liners	33.1	Nos/Y	9500	10000	Will be given to registered recyclers.
Discarded Plastic bags/Sheets	33.1	MT/Y	6.8	7.0	Will be given to registered recyclers.
Chemicals Sludge from wastewater treatment	35.3	MT/Y	9.2	10.0	Common TSDF
Spent Carbon or Filter medium	36.2	MT/Y	9.0	10.0	Incineration in unit-II

Solid waste Generation

Waste	Existing	After expansion	Disposal
Corrugated boxes	180 kg/day	200 kg/day	Sold out in the market being non-hazardous
Wooden Pallets	50 kg/day	100 kg/day	Sold out in the market being non-hazardous
Thermocol	24 kg/day	25 kg/day	Sold out to the recyclers being non-hazardous
Boiler Ash	4.5 Ton/day	5 Ton/day	Used for land filling, given to the farmers for soil conditioning and to the brick kilns for making bricks

SEAC was satisfied with the presentation submitted by the Project Proponent and took a copy of the same on record.

After detailed deliberations, SEAC decided to award 'Silver Grading' to the project proposal under category B2, Activity 5 (f) as per MOEF&CC OM dated 13.04.2020 and to forward the application to SEIAA with the recommendations to grant Environmental Clearance for expansion of the API and intermediate Bulk Drug Pharmaceutical Manufacturing Unit namely M/s Nectar Life Sciences Ltd (Unit-I) at village Saidpura, P.O. & Tehsil Dera Bassi, District SAS Nagar, Punjab, as per the details mentioned in the application & subsequent presentation /clarifications made by the project proponent & his consultant with following conditions:

I. Statutory compliance

- i. The project proponent shall obtain forest clearance under the provisions of the Forest (Conservation) Act, 1986, in case of the diversion of forest land for non-forest purpose involved in the project.

- ii. The project proponent shall obtain clearance from the National Board for Wildlife, if applicable.
- iii. The project proponent shall prepare a Site-Specific Conservation Plan & Wildlife Management Plan and approved by the Chief Wildlife Warden. The recommendations of the approved Site-Specific Conservation Plan / Wildlife Management Plan shall be implemented in consultation with the State Forest Department. The implementation report shall be furnished along with the six-monthly compliance report. (in case of the presence of schedule-I species in the study area)
- iv. The project proponent shall obtain the necessary permission from the Central Ground Water Authority/ competent authority concerned, in case of drawl of ground water and also in case of drawl of surface water required for the project. In case of non- grant of permission by CGWA for ground water abstraction, the industry shall make alternative arrangements by using surface water or treated city sewage effluent after obtaining permission from competent authority.
- v. The project proponent shall obtain Consent to Establish/Operate under the provisions of Air (Prevention & Control of Pollution) Act, 1981 and the Water (Prevention & Control of Pollution) Act, 1974 from the Punjab State pollution Control Board/ Committee.
- vi. The project proponent shall obtain authorization under the Hazardous and other Waste Management Rules, 2016 as amended from time to time.
- vii. The project proponent shall comply with the siting criteria, standard operating practices, code of practice and guidelines if any prescribed by the SPCB/CPCB/MoEF&CC for such type of units.
- viii. The project proponent shall comply with the CLU conditions imposed by competent authority, if any
- ix. The Company shall strictly comply with the rules and guidelines under Manufacture, Storage and Import of Hazardous Chemicals (MSIHC) Rules, 1989 as amended time to time. All transportation of Hazardous Chemicals shall be as per the Motor Vehicle Act (MVA), 1989.

II. Air quality monitoring and preservation

- i. The project proponent shall install 24x7 continuous emission monitoring system at process stacks to monitor stack emission with respect to standards prescribed in Environment (Protection) Rules 1986 and connected to SPCB and CPCB online servers and calibrate these systems from time to time according to equipment supplier specification through labs recognised under Environment (Protection) Act, 1986 or NABL accredited laboratories.

- ii. The project proponent shall monitor fugitive emissions in the plant premises at least once in every quarter through labs recognised under Environment (Protection) Act, 1986 or NABL accredited laboratories.
- iii. The project proponent shall install a system to carryout Continuous Ambient Air Quality monitoring for common/criterion parameters relevant to the main pollutants released (e.g. PM10 and PM2.5 in reference to PM emission, and SO₂ and NO_x in reference to SO₂ and NO_x emissions) within and outside the plant area (at least at four locations one for small units) within and three outside the plant area at an angle of 120°each), covering upwind and downwind directions.
- iv. To control source and the fugitive emissions, suitable pollution control devices shall be installed to meet the prescribed norms and/or the NAAQS. Sulphur content should not exceed 0.5% in the coal for use in coal fired boilers to control particulate emissions within permissible limits (as applicable). The gaseous emissions shall be dispersed through stack of adequate height as per CPCB/SPCB guidelines.
- v. Storage of raw materials, coal etc shall be either stored in silos or in covered areas to prevent dust pollution and other fugitive emissions.
- vi. National Emission Standards for Organic Chemicals Manufacturing Industry issued by the Ministry vide G.S.R. 608(E) dated 21st July, 2010 and amended from time to time shall be followed.
- vii. The National Ambient Air Quality Emission Standards issued by the Ministry vide G.S.R. No. 826(E) dated 16th November, 2009 shall be complied with
- viii. The DG sets shall be equipped with suitable pollution control devices and the adequate stack height so that the emissions are in conformity with the extant regulations and the guidelines in this regard.
- ix. Ambient air & noise levels should conform to prescribed standards both during day and night. Incremental pollution loads on the ambient air quality, noise especially during worst noise generating activities, water quality and soil should be periodically monitored during construction phase as well as operation & entire life phase as per the MoEF&CC guidelines, maintain the record for the same and all the mitigation measures should be taken to bring down the levels within the prescribed standards.

III. Water quality monitoring and preservation

- i. The project proponent shall provide online continuous monitoring of effluent, the unit shall install web camera with night vision capability and flow meters in the channel/drain carrying effluent within the premises.
- ii. Low TDS effluent to the tune of 264 KLD will be treated in the ETP of unit-II of the promoter company adjoining to its premises & will be discharge on to land

for plantation after treatment. High TDS effluent to the tune of 192 KLD will be treated in MEE of unit-II.

- iii. The effluent discharge shall conform to the standards prescribed under the Environment (Protection) Rules, 1986, or as specified by the State Pollution Control Board while granting Consent under the Air/Water Act, whichever is more stringent.
- iv. Total fresh water requirement shall not exceed the 426KLD. Prior permission shall be obtained from the concerned regulatory authority/CGWA in this regard.
- v. Process effluent/any wastewater shall not be allowed to mix with storm water. The storm water from the premises shall be collected and discharged through a separate conveyance system.
- vi. The Company shall store the rainwater from the roof tops of the buildings and utilize the same for different industrial operations within the plant.
- vii. Water demand during construction should be reduced by use of ready mixed concrete, curing agents and other best practices.
- viii. Provide electromagnetic flow meter at intake of water supply from the at the borewell for abstraction of ground water if any, outlet of the ETP/STP and any pipeline to be used for re-using the treated wastewater back into the system and for horticulture purpose/greenbelt etc.
- ix. A proper record regarding groundwater abstraction, water consumption, its reuse and disposal shall be maintained on daily basis and shall maintain a record of readings of each such meter on daily basis.
- x. Fixtures for showers, toilet flushing and drinking should be of low flow either by use of aerators or pressure reducing devices or sensor-based control.
- xi. Separation of drinking water supply, treated sewage supply and treated permeate line leading back to the process water should be done by the use of different colors.

IV. Noise monitoring and prevention

- i. Acoustic enclosure shall be provided to DG set for controlling the noise pollution.
- ii. The overall noise levels in and around the plant area shall be kept well within the standards by providing noise control measures including acoustic hoods, silencers, enclosures etc. on all sources of noise generation.
- iii. The ambient noise levels should conform to the standards prescribed under EPA Rules, 1986 viz. 75 dB(A) during day time and 70 dB(A) during night time

V. Energy Conservation measures

- i. The energy sources for lighting purposes shall preferably be LED based.
- ii. The project proponent shall make efforts to ensure the reduction of overall power demand which may be met by solar system including the provision of solar water heating or through any other innovative environment friendly techniques.

VI. Waste management

- i. All the topsoil excavated during construction activities should be stored for use in horticulture / landscape development within the project site.
- ii. Disposal of muck during construction phase should not create any adverse effect on the neighbouring communities and be disposed off after taking the necessary precautions for general safety and health aspects of people with the approval of competent authority. The project proponent will comply with the provisions of Construction & Demolition Waste Rules, 2016. Dust, smoke & debris prevention measures such as wheel washing, screens, barricading and debris chute shall be installed at the site during construction including plastic / tarpaulin sheet covers for trucks bringing in sand & material at the site.
- iii. Construction spoils, including bituminous material and other hazardous material, must not be allowed to contaminate watercourses. The dump sites for such material must be secured, so that they should not leach into the groundwater.
- iv. Hazardous chemicals shall be stored in tanks, tank farms, drums, carboys etc. Flame arresters shall be provided on tank farm and the solvent transfer through pumps.
- v. Process organic residue and spent carbon, if any, shall be sent to cement industries. ETP sludge, process inorganic & evaporation salt shall be disposed off to the TSDF.
- vi. The Project proponent shall abide by the provisions of Solid Waste Management Rules, 2016 (amended from time to time), if applicable.
- vii. The company shall undertake waste minimization measures as below: -
 - a. Metering and control of quantities of active ingredients to minimize waste.
 - b. Reuse of by-products from the process as raw materials or as raw material substitutes in other processes.
 - c. Use of automated filling to minimize spillage.
 - d. Use of Close Feed system into batch reactors.
 - e. Venting equipment through vapour recovery system.
 - f. Use of high-pressure hoses for equipment clearing to reduce wastewater generation

VII. Green Belt

- i. The green belt shall be developed in more than 33% of the total project area, mainly along the plant periphery, in downward wind direction, and along road sides etc. Selection of plant species shall be as per the CPCB guide lines in consultation with the State Forest Department. Total 1817 trees to be planted without accounting the shrubs and protect the same with tree guard made of concrete. There are already 500 plants in the premises and further 1317 more trees will be planted in phase manner.

VIII. Safety, Public hearing and Human health issues

- i. Emergency preparedness plan based on the Hazard identification and Risk Assessment (HIRA) and Disaster Management Plan shall be implemented.
- ii. The unit shall make the arrangement for protection of possible fire hazards during manufacturing process in material handling. Fire fighting system shall be as per the norms.
- iii. The PP shall provide Personal Protection Equipment (PPE) as per the norms of Factory Act.
- iv. Training shall be imparted to all employees on safety and health aspects of chemicals handling. Pre-employment and routine periodical medical examinations for all employees shall be undertaken on regular basis. Training to all employees on handling of chemicals shall be imparted.
- v. Provision shall be made for the housing of construction labour within the site with all necessary infrastructure and facilities such as fuel for cooking, mobile toilets, mobile STP, safe drinking water, medical health care, creche etc. The housing may be in the form of temporary structures to be removed after the completion of the project.
- vi. Occupational health surveillance of the workers shall be done on a regular basis and records maintained as per the Factories Act.
- vii. There shall be adequate space inside the plant premises earmarked for parking of vehicles for raw materials and finished products, and no parking to be allowed outside on public places.
- viii. A first aid room will be provided in the project both during construction and operation phase of the project.

IX Validity of Environmental Clearance.

- i. This environmental clearance will be valid for a period of seven years from the date of its issue or till the completion of the project, whichever is earlier

X. Environment Management Plan

- i) As proposed, the project proponent shall adhere to the commitments made in the proposal for spending at least a minimum amount of Rs. 10 lacs on the following activities under the Corporate Environment Responsibility: -

S. No.	Activity	Environment aspect	Cost (Rs Lac)	Timeline	
				Start	End
1.	Science Lab equipment	Infrastructure	3.0	March, 2022	September, 2022
2.	RO Water Coolers	Public Utility	1.0	January, 2022	May, 2022
3.	Toilet Block for students	Water Hygiene and sanitation	4.0	January, 2022	June, 2022
4.	Building renovation	Infrastructure	2.0	As & When Required	
	TOTAL		10.0		

The amount to be spent on aforesaid activities shall be proportionate to the amount spent on project & such activities shall run parallel to the project execution. All the activities must be completed with the completion of the project.

- ii. The company shall have a well laid down environmental policy duly approved by the Board of Directors. The environmental policy should prescribe for standard operating procedures to have proper checks and balances and to bring into focus any infringements/deviation/violation of the environmental/ forest /wildlife norms/ conditions. The company shall have defined system of reporting infringements/ deviation/ violation of the environmental/ forest/ wildlife norms/ conditions to all shareholders/ stake holders. The copy of the board resolution in this regard shall be submitted to the MoEF&CC as a part of six-monthly report.
- iii. A separate Environmental Cell both at the project and company head quarter level, with qualified personnel shall be set up under the control of senior Executive, who will directly report to the head of the organization.

- iv. Action plan for implementing EMP and environmental conditions along with responsibility matrix of the company shall be prepared and shall be duly approved by the competent authority. The year wise funds earmarked for environmental protection measures shall be kept in separate account and not to be diverted for any other purpose. Year wise progress of implementation of action plan shall be reported to the Ministry/Regional Office along with the Six-Monthly Compliance Report. The project proponent shall adhere to the commitments made in the Environment Management Plan and shall spend minimum amount of Rs. 2.60 Crore as a Capital expenditure and Rs. 23.8 lacs per annum as recurring expenditure as proposed in the EMP as under:

S. No.	Title	Capital Cost Rs. Lakh	Recurring Cost Rs. Lakh
1	Pollution Control during construction stage	---	6.0
2	Air Pollution Control (Installation of APCD)	200.0	5.0
3	Noise Pollution Control	2.0	0.20
4	Landscaping/ Green Belt Development	9.0	3.5
5	Solid/Hazardous Waste Management	20.0	5.0
6	Environment Monitoring and Management	--	2.0
7	Occupational Health, Safety and Risk Management	10.0	1.0
8	RWH	10.0	0.60
9	Energy conservation	5.0	0.50
10	Miscellaneous	4.0	--
	TOTAL	260.0	23.8

- v. Self-environmental audit shall be conducted annually. Every three years third party environmental audit shall be carried out.

XI Miscellaneous

- i. All other statutory clearances such as the approvals for storage of diesel from Chief Controller of Explosives, Fire Department, Civil Aviation Department etc. shall be obtained, by project proponent from the competent authorities including Punjab Pollution Control Board and from other statutory bodies as applicable.
- ii. In the case of any change(s) in the scope of the project, the project would require a fresh appraisal by State Environment Impact Assessment Authority, Punjab.
- iii. The environmental safeguards contained in the application of the promoter / mentioned during the presentation before State Level Environment Impact Assessment Authority/State Expert Appraisal Committee should be implemented in letter and spirit.
- iv. The project proponent shall make public the environmental clearance granted for their project along with the environmental conditions and safeguards at their cost by prominently advertising it at least in two local newspapers of the District or State, of which one shall be in the vernacular language within seven days and in addition this shall also be displayed in the project proponent's website permanently.
- v. The copies of the environmental clearance shall be submitted by the project proponents to the Heads of local bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government who in turn has to display the same for 30 days from the date of receipt.
- vi. The project proponent shall upload the status of compliance of the stipulated environment clearance conditions, including results of monitored data on their website and update the same on half-yearly basis.
- vii. The project proponent shall monitor the criteria pollutants level namely; PM10, SO₂, NO_x (ambient levels as well as stack emissions) or critical sectoral parameters, indicated for the projects and display the same at a convenient location for disclosure to the public and put on the website of the company.
- viii. The project proponent shall submit six-monthly reports on the status of the compliance of the stipulated environmental conditions on the website of the ministry of Environment, Forest and Climate Change at environment clearance portal.
- ix. The project proponent shall submit the environmental statement for each financial year in Form-V to the concerned State Pollution Control Board as prescribed under the Environment (Protection) Rules, 1986, as amended subsequently and put on the website of the company.
- x. The project proponent shall inform the Regional Office of the Ministry and PPCB, the date of financial closure and final approval of the project by the concerned authorities, commencing the land development work and start of production/operation by the project.
- xi. The project authorities must strictly adhere to the stipulations made by the State Pollution Control Board and the State Government.

- xii. The project proponent shall abide by all the commitments and recommendations made in the EIA /EMP report, commitment made during Public Hearing and also that during their presentation to the SEAC and SEIAA.
- xiii. No further expansion or modifications in the plant shall be carried out without prior approval of the Ministry of Environment, Forests and Climate Change (MoEF&CC).
- xiv. Concealing factual data or submission of false/fabricated data may result in revocation of this environmental clearance and attract action under the provisions of Environment (Protection) Act, 1986.
- xv. The SEIAA/Ministry may revoke or suspend the clearance, if implementation of any of the above conditions is not satisfactory.
- xvi. The SEIAA/ Ministry reserves the right to stipulate additional conditions if found necessary. The Company in a time bound manner shall implement these conditions.
- xvii. The Regional Office of this Ministry or Punjab Pollution Control Board shall monitor compliance of the stipulated conditions. The project authorities should extend full cooperation to the officer (s) of the Regional Office and PPCB by furnishing the requisite data / information/monitoring reports.
- xviii. The above conditions shall be enforced, inter-alia under the provisions of the Water (Prevention & Control of Pollution) Act, 1974, the Air (Prevention & Control of Pollution) Act, 1981, the Environment (Protection) Act, 1986, Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 and the Public Liability Insurance Act, 1991 along with their amendments and Rules and any other orders passed by the Hon'ble Supreme Court of India / High Courts and any other Court of Law relating to the subject matter.
- xix. Any appeal against this EC shall lie with the National Green Tribunal, if preferred, within a period of 30 days as prescribed under Section 16 of the National Green Tribunal Act, 2010.

Item No. 207.09 Application for issuance of Environment Clearance under category- B2 for expansion of API and intermediate Bulk Drug Pharmaceutical Manufacturing Unit-II by M/s Nectar Life Sciences Ltd (Unit-II) at village Saidpura, P.O. & Tehsil Dera Bassi, District SAS Nagar, Punjab. (Proposal No. SIA/PB/IND2/206890/2021).

Earlier the unit obtained Environmental Clearance from MoEF vide no. J11011/112/2006-IA II (I) dated 15.06.2006 for the unit. Later on, the industry obtained Change in product use from Punjab Pollution Control Board vide letter no. 3037 dated 26.05.2016 for production capacity of 4.934TPD. After obtaining Environmental Clearance, the industry also started production of Menthol Crystal, Menthol Flakes & menthol liquid products/derivatives to the tune of 39.8TPD. However, since the production of Menthol related products was not required Environmental Clearance, thus the industry did not obtain Environmental Clearance for the same. As an integrated industry, the existing production capacity of the industry is 44.73TPD. Now, the industry has applied for obtaining Environment Clearance for expansion of current unit with increase in production capacity of various API and intermediate Bulk Drugs from existing 4.934TPD to 4.936TPD & @ 44.73 MT/Day as an integrated unit after taking into production of Menthol Crystal, Menthol Flakes & menthol liquid products/derivatives. The industry has submitted all the requisite documents as per the EIA notification dated 14.09.2006 along with requisite fee of Rs. 400,000 /- against the expansion of Rs. 40.00 crores vide through NEFT dated 24.03.2021.

The project proponent has applied the application as B2 project in light of O.M dated 27.03.2020, 21.05.2020, 15.10.2020 & 16.07.2021, the project can be considered as B2 category project upto 31.12.2021.

The Punjab Pollution Control Board was requested vide this office letter no. 4218 dated 21.05.2021 to send the certified compliance report of the conditions of the Environment Clearance granted to Project Proponent earlier. Now, the Punjab Pollution Control Board vide letter no. 4626 dated 13.08.2021 has sent the compliance report of the previous conditions imposed in the Environment Clearance.

1.0 Deliberations during 207th meeting of SEAC held on 07.10.2021

The meeting was attended by the following:

1. Sh. Sital Singh, EIA coordinator, M/s Chandigarh Pollution Testing Laboratory, E-126, Phase-VII, Industrial Area, Mohali.
2. Sh. H.P Singh, President (Operation), on behalf of the Project Proponent.

SEAC allowed the Environmental Consultant of the Project Proponent to present salient features of the project which he presented as under:

1.	Nature of project (EC for new project/EC for Expansion/ EC for existing & proposed project)	EC for Expansion
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2.	a) Category/ Activity	B2 As per S.O. 2859(E) dated: 16.07.2021, "All proposals for projects or activities in respect of Active Pharmaceutical Ingredients (API) received up to the 31 st December 2021, shall be appraised as Category 'B2' Projects										
3.	a. Whether the project falls in the critical polluted area notified by MoEF&CC/CPCB. (Yes/No) b. If no and the proposed project site lies in the same or neighbouring district of critically polluted area, then details the distance of project site from the boundary of critically polluted area verified by the regional office of SPCB. (Submitted/Not submitted)	No No										
4.	a. Total Project Cost : b. Total project cost breakup at current price level duly certified by Chartered Engineer/ Approved valuer or Chartered Accountant	a. Total Project Cost: Rs. 40.0 Crores b. Total project cost breakup at current price level duly certified by Chartered Engineer/ Approved valuer or Chartered Accountant is following: <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Description</th> <th style="text-align: left;">Cost</th> </tr> </thead> <tbody> <tr> <td>Land</td> <td>NIL</td> </tr> <tr> <td>Civil /Mechanical / Utility</td> <td>15.0 Crores</td> </tr> <tr> <td>Treatment Facilities</td> <td>25.0 Crores</td> </tr> <tr> <td>Total Cost</td> <td>40.0 Crores</td> </tr> </tbody> </table>	Description	Cost	Land	NIL	Civil /Mechanical / Utility	15.0 Crores	Treatment Facilities	25.0 Crores	Total Cost	40.0 Crores
Description	Cost											
Land	NIL											
Civil /Mechanical / Utility	15.0 Crores											
Treatment Facilities	25.0 Crores											
Total Cost	40.0 Crores											
5.	Plot Area Details	Total Area – 51.98 Acres Green Area Development- 17.15 Acres (33% of total area) Layout is attached at page no. 5 of PFR.										

6.	<p>a. Type of project land as per master plan (Industrial/Agriculture/Any other),</p> <p>b. If non industrial land then the details of Land Use Certificate / permissibility Certificate from Competent Authority (DTP/CTP) intimating land use pattern of the project site as per proposals of Master Plan of the area. (Submitted/Not Submitted)</p>	This is an existing industrial land, and expansion project.
7.	ToR compliance report (Submitted/ not submitted)	NA. As it is a B2 project.
8.	Compliance report of public hearing proceedings (Action Taken) submitted or not submitted	NA. As it is a B2 project.
9.	<p>a. Whether any litigation pending against the project or any direction/order passed by SPCB/ Court of Law against the project, if so, details there of shall also be included.</p> <p>b. Has the unit received any notice under the Section 5 of Environment (Protection) Act, 1986 or relevant Sections of Air and Water Acts? If so, details thereof and compliance/ATR to the notice(s) and present status of the case.</p>	<p>No litigation is pending as per undertaking submitted.</p> <p>No</p>

10.	Manpower requirement	Total Manpower -1700			
11.	Details of Emissions (After expansion)	During the manufacture various drugs products, traces HCL, H ₂ SO ₄ gas shall be generated. In order to control the emissions to be generated from additional proposed alkali scrubber has been installed.			
12.	Permission from CGWA/PWRDA	Obtained			
13.	Breakup of Water Requirements & its source in Operation Phase:				
	S. NO.	DESCRIPTION	Existing Water requirement (KLD)	Proposed	
				Total Water requirement (KLD)	
	1	Process wastewater (HTDS)	129	373	502
	2	Domestic	40	30	70
	3	Cooling tower	446	832	1278 (will be met from permeate of RO to be installed for treated waste water)
	4	Boiler & others	440	660	1100
	TOTAL		1055	1895	2950 KLD
	Fresh water requirement		1055 KLD	617	2950 - 1278 =1672KLD
14.	Water balance chart for Summer, Rainy and Winter seasons (Submitted/Not Submitted)	Submitted			
15.	Rain Water utilization proposal during monsoons (Submitted/Not Submitted)	Submitted			

16.	Rain Water Harvesting proposal (within/outside premises) along with NOC from concerned village sarpanch (Submitted/Not Submitted)	<p>Outside: - For RWH, ten ponds of Nimbua and Khalawar villages are adopted. In the pond, three filling will be done and total 206500 KI/annum water will be recharged. All the waste water of nearby said villages which will be directed towards the village ponds will be first treated in trenches through CSIR-NEERI's Phytorid waste water treatment technology and overflow water will be discharged into the pond. NOC for RWH from concerned Panchyat has been obtained.</p> <p>Inside: - As per PPCB letter no.- EE(ZP-1)/2007/PTA/LM/124/10735 dated 05/09/2007 issued to industry, being Pharmaceutical unit highly, the industry cannot be allowed to construct rain water harvesting system inside the premises.</p>								
17.	Block wise details of no. of trees to be planted in proposed greenbelt area (1500 Trees to be planted @ 10000 Sqm area):	As per guidelines they need to plant 10405 numbers of trees. Already 10000 numbers of trees have already been planted, and rest 405 plants will be planted in monsoon of year 2021 and 2022.								
18.	<p>a. Energy requirements & savings:</p> <p>b. Energy saving measures to be adopted within industry:</p>	<p>a. The details of the energy are given below:</p> <table border="1" data-bbox="671 1077 1358 1245"> <thead> <tr> <th>S. No</th> <th>Description</th> <th>Unit</th> <th>Consumption</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Power load</td> <td>KVA</td> <td>3999</td> </tr> </tbody> </table> <p>b. Energy saving measures to be adopted within industry:</p> <p>Following Energy conservation methods shall be adopted:</p> <ul style="list-style-type: none"> LED shall be used in place of inter lighting. Street lighting shall be done completely with solar energy. Likely saving of energy will be as follows: <p>Likely saving of energy will be as follows: -</p> <p>Load Distribution:</p> <ul style="list-style-type: none"> Total Internal Lighting Load =250 KW Outer Lighting Load =100 KW Other Power load =3569 KW <p>Total Load = 3919 KW</p> <p>Saving:</p> <p>By using LEDs with tube light = 100 KW</p> <p>By adopting solar energy for outer Lighting (100%) = 40 KW</p>	S. No	Description	Unit	Consumption	1.	Power load	KVA	3999
S. No	Description	Unit	Consumption							
1.	Power load	KVA	3999							

		TOTAL	= 140 KW
		Percentage (20/2940X100)	= 3.6 %

The details w.r.t change in the products and the pollution load as per presentation is given as under:

Details of Products:

Sr. No.	Product Name	Product Code	Existing Production Capacity in metric tonnes per day	Addition/Subtraction (TPD)	Proposed Production Capacity in metric tonnes per day
1	Cefixime Trihydrate	CFXN	1.786	0	1.786
2	Cefuroxime Axetil (Amorphous)	CFCN	1.65	0	1.65
3	Cefuroxime Axetil (Coated)	CFSN (COATED)	0	0.007	0.007
4	Cefpodoxime Proxetil	CPPN	0.003	0.007	0.01
5	Cefditoren Pivoxil	CDPN	0.0035	0	0.0035
6	Cefdinir	CDRN	0.036	0.014	0.05
7	Ceftriaxone Sodium	CFTR-S	0.84	0	0.84
8	Cefotaxime Sodium	CFTS	0.442	-0.042	0.4
9	Cefepime Injection	CFPS	0.0577	0	0.0577
10	Cefuroxime Sodium	CFUS	0.01603	0.0112	0.02723
11	Cephalothin Sodium	CPLS	0.02404	0.02596	0.05
12	Cefazolin Sodium		0.00321	Product removed	Product removed

13	Cefprozil		0.00052	0.00002	0.0005
14	Cefoxitin Sodium		0.00005	0.00095	0.001
15	Ceftiofur		0.00003	Product removed	Product removed
16	Ceftaroline		0.00002	0	0.00002
17	Metformin Hcl		0.07	Product removed	Product removed
18	Cefcapine Pivoxil		0.00002	0	0.00002
19	Ceftazime Pentahydate		0	0.015	0.015
20	Ceftibutene Hydrate	CBN	0	0.02	0.02
21	Cefotium HCL		0	0.015	0.015
22	Sodium Carbonate		0.002	0	0.002
23	L-Arginine		0.0026	-0.0006	0.002
TOTAL			4.934	0.002	4.936
Menthol related product (Not covered in EC)					
24	Menthol Crystal		16.6	0	16.6
25	Menthol Flakes		6.6	0	6.6
26	Menthol Liquid Products/Derivatives		16.6	0	16.6
GRAND TOTAL			44.73	0	44.73

Effluent Generation details:

S. No.	Effluent	Existing (KLD)	Proposed (KLD)	Total (After Expansion (KLD))	Treatment (KLD)
1.	LTDS	1224.1	109.9	1334	ETP of capacity of 1500KLD and will be upgraded to the capacity of 1800KLD.
2.	HTDS	74.29	119.6	195	MEE of 90KLD & 350KLD capacity. Will be upgraded to 500KLD.

Hazardous waste Generation details:

Description	Cat. No.	UO M	Existing for EC (TPA)	Proposed for EC (TPA)	Total After expansion	Disposal
Used/Spent Oil	5.1	KL/Y	4.3	3.3	5.0	Will be given to registered recyclers.
Process Residue & Wastes	28.1	MT/Y	78	2.0	80.0	Incineration
Spent Carbon	28.3	MT/Y	57	3	60.0	-do-
Off Specification Products	28.4	MT/Y	3.7	0.3	4.0	-do-
Spent Solvents	28.6	MT/Y	4142	42	4100	Will be given to authorized recyclers
Discarded containers/barrels /Liners	33.1	Nos/Y	14250	750	15000	Will be given to registered recyclers.
Discarded Plastic bags/Sheets	33.1	MT/Y	9.4	0.6	10.0	Will be given to registered recyclers.
Chemicals Sludge from wastewater treatment	35.3	MT/Y	198	2.0	200.0	Common TSDF
Spent Carbon or Filter medium	36.2	MT/Y	19	1.0	20.0	Incineration
Incinerator Ash	37.2	MT/Y	250	175	75.0	Common TSDF

Solid waste Generation details:

Waste	Existing	Proposed	Total Expansion (After)	Disposal
Corrugated boxes	450 kg/day	50 kg/day	500 kg/day	Sold out in the market being non-hazardous
Wooden Pallets	40 kg/day	0 kg/day	40 kg/day	Sold out in the market being non-hazardous

Thermocol	230 kg/day	20 kg/day	250 kg/day	Sold out to the recyclers being non-hazardous
Boiler Ash	80 Ton/day	4 ton/day	84 Ton/day	Used for land filling, given to the farmers for soil conditioning and to the brick kilns for making bricks

SEAC was satisfied with the presentation submitted by the Project Proponent and took a copy of the same on record.

After detailed deliberations, SEAC decided to award 'Silver Grading' to the project proposal under category B2, Activity 5 (f) as per MOEF&CC OM dated 13.04.2020 and to forward the application to SEIAA with the recommendations to grant Environmental Clearance for expansion of the API and intermediate Bulk Drug Pharmaceutical Manufacturing Unit namely M/s Nectar Life Sciences Ltd (Unit-II) at village Saidpura, P.O. & Tehsil Dera Bassi, District SAS Nagar, Punjab, as per the details mentioned in the application & subsequent presentation /clarifications made by the project proponent & his consultant with following conditions:

I. Statutory compliance

- i. The project proponent shall obtain forest clearance under the provisions of the Forest (Conservation) Act, 1986, in case of the diversion of forest land for non-forest purpose involved in the project.
- ii. The project proponent shall obtain clearance from the National Board for Wildlife, if applicable.
- iii. The project proponent shall prepare a Site-Specific Conservation Plan & Wildlife Management Plan and approved by the Chief Wildlife Warden. The recommendations of the approved Site-Specific Conservation Plan / Wildlife Management Plan shall be implemented in consultation with the State Forest Department. The implementation report shall be furnished along with the six-monthly compliance report. (in case of the presence of schedule-I species in the study area)
- iv. The project proponent shall obtain the necessary permission from the Central Ground Water Authority/ competent authority concerned, in case of drawl of ground water and also in case of drawl of surface water required for the project. In case of non- grant of permission by CGWA for ground water abstraction, the industry shall make alternative arrangements by using surface water or treated city sewage effluent after obtaining permission from competent authority.
- v. The project proponent shall obtain Consent to Establish/Operate under the provisions of Air (Prevention & Control of Pollution) Act, 1981 and the Water (Prevention & Control of Pollution) Act, 1974 from the Punjab State pollution Control Board/ Committee.
- vi. The project proponent shall obtain authorization under the Hazardous and other Waste Management Rules, 2016 as amended from time to time.

- vii. The project proponent shall comply with the siting criteria, standard operating practices, code of practice and guidelines if any prescribed by the SPCB/CPCB/MoEF&CC for such type of units.
- viii. The project proponent shall comply with the CLU conditions imposed by competent authority, if any
- ix. The Company shall strictly comply with the rules and guidelines under Manufacture, Storage and Import of Hazardous Chemicals (MSIHC) Rules, 1989 as amended time to time. All transportation of Hazardous Chemicals shall be as per the Motor Vehicle Act (MVA), 1989.

II. Air quality monitoring and preservation

- i. The project proponent shall install 24x7 continuous emission monitoring system at process stacks to monitor stack emission with respect to standards prescribed in Environment (Protection) Rules 1986 and connected to SPCB and CPCB online servers and calibrate these systems from time to time according to equipment supplier specification through labs recognised under Environment (Protection) Act, 1986 or NABL accredited laboratories.
- ii. The project proponent shall monitor fugitive emissions in the plant premises at least once in every quarter through labs recognised under Environment (Protection) Act, 1986 or NABL accredited laboratories.
- iii. The project proponent shall install a system to carryout Continuous Ambient Air Quality monitoring for common/criterion parameters relevant to the main pollutants released (e.g. PM10 and PM2.5 in reference to PM emission, and SO₂ and NO_x in reference to SO₂ and NO_x emissions) within and outside the plant area (at least at four locations one for small units) within and three outside the plant area at an angle of 120°each), covering upwind and downwind directions.
- iv. To control source and the fugitive emissions, suitable pollution control devices shall be installed to meet the prescribed norms and/or the NAAQS. Sulphur content should not exceed 0.5% in the coal for use in coal fired boilers to control particulate emissions within permissible limits (as applicable). The gaseous emissions shall be dispersed through stack of adequate height as per CPCB/SPCB guidelines.
- v. Storage of raw materials, coal etc shall be either stored in silos or in covered areas to prevent dust pollution and other fugitive emissions.
- vi. National Emission Standards for Organic Chemicals Manufacturing Industry issued by the Ministry vide G.S.R. 608(E) dated 21st July, 2010 and amended from time to time shall be followed.
- vii. The National Ambient Air Quality Emission Standards issued by the Ministry vide G.S.R. No. 826(E) dated 16th November, 2009 shall be complied with
- viii. The DG sets shall be equipped with suitable pollution control devices and the adequate stack height so that the emissions are in conformity with the extant regulations and the guidelines in this regard.
- ix. Ambient air & noise levels should conform to prescribed standards both during day and night. Incremental pollution loads on the ambient air quality, noise

especially during worst noise generating activities, water quality and soil should be periodically monitored during construction phase as well as operation & entire life phase as per the MoEF&CC guidelines, maintain the record for the same and all the mitigation measures should be taken to bring down the levels within the prescribed standards.

III. Water quality monitoring and preservation

- i. The project proponent shall provide online continuous monitoring of effluent, the unit shall install web camera with night vision capability and flow meters in the channel/drain carrying effluent within the premises.
- ii. Low TDS effluent to the tune of 1334 KLD will be treated in the ETP and treated wastewater will be utilized onto land for plantation. High TDS effluent to the tune of 195 KLD which will be treated in MEE. MEE condensate will be sent to RO plant and RO permeate will be used in cooling tower and irrigation of green belt. The concentrate of MEE will be passed through ATFD.
- iii. The effluent discharge shall conform to the standards prescribed under the Environment (Protection) Rules, 1986, or as specified by the State Pollution Control Board while granting Consent under the Air/Water Act, whichever is more stringent.
- iv. Total fresh water requirement shall not exceed the 1672KLD. Prior permission shall be obtained from the concerned regulatory authority/CGWA in this regard.
- v. Process effluent/any wastewater shall not be allowed to mix with storm water. The storm water from the premises shall be collected and discharged through a separate conveyance system.
- vi. The Company shall store the rainwater from the roof tops of the buildings and utilize the same for different industrial operations within the plant.
- vii. Water demand during construction should be reduced by use of ready mixed concrete, curing agents and other best practices.
- viii. Provide electromagnetic flow meter at intake of water supply from the at the borewell for abstraction of ground water if any, outlet of the ETP/STP and any pipeline to be used for re-using the treated wastewater back into the system and for horticulture purpose/greenbelt etc.
- ix. A proper record regarding groundwater abstraction, water consumption, its reuse and disposal shall be maintained on daily basis and shall maintain a record of readings of each such meter on daily basis.
- x. Fixtures for showers, toilet flushing and drinking should be of low flow either by use of aerators or pressure reducing devices or sensor-based control.
- xi. Separation of drinking water supply, treated sewage supply and treated permeate line leading back to the process water should be done by the use of different colors.

IV. Noise monitoring and prevention

- i. Acoustic enclosure shall be provided to DG set for controlling the noise pollution.

- ii. The overall noise levels in and around the plant area shall be kept well within the standards by providing noise control measures including acoustic hoods, silencers, enclosures etc. on all sources of noise generation.
- iii. The ambient noise levels should conform to the standards prescribed under EPA Rules, 1986 viz. 75 dB(A) during day time and 70 dB(A) during night time

V. Energy Conservation measures

- i. The energy sources for lighting purposes shall preferably be LED based.
- ii. The project proponent shall make efforts to ensure the reduction of overall power demand which may be met by solar system including the provision of solar water heating or through any other innovative environment friendly techniques.

VI. Waste management

- i. All the topsoil excavated during construction activities should be stored for use in horticulture / landscape development within the project site.
- ii. Disposal of muck during construction phase should not create any adverse effect on the neighbouring communities and be disposed off after taking the necessary precautions for general safety and health aspects of people with the approval of competent authority. The project proponent will comply with the provisions of Construction & Demolition Waste Rules, 2016. Dust, smoke & debris prevention measures such as wheel washing, screens, barricading and debris chute shall be installed at the site during construction including plastic / tarpaulin sheet covers for trucks bringing in sand & material at the site.
- iii. Construction spoils, including bituminous material and other hazardous material, must not be allowed to contaminate watercourses. The dump sites for such material must be secured, so that they should not leach into the groundwater.
- iv. Hazardous chemicals shall be stored in tanks, tank farms, drums, carboys etc. Flame arresters shall be provided on tank farm and the solvent transfer through pumps.
- v. Process organic residue and spent carbon, if any, shall be sent to cement industries. ETP sludge, process inorganic & evaporation salt shall be disposed off to the TSDF.
- vi. The Project proponent shall abide by the provisions of Solid Waste Management Rules, 2016 (amended from time to time), if applicable.
- vii. The company shall undertake waste minimization measures as below: -
 - a. Metering and control of quantities of active ingredients to minimize waste.
 - b. Reuse of by-products from the process as raw materials or as raw material substitutes in other processes.
 - c. Use of automated filling to minimize spillage.
 - d. Use of Close Feed system into batch reactors.
 - e. Venting equipment through vapour recovery system.

- f. Use of high-pressure hoses for equipment clearing to reduce wastewater generation

VII. Green Belt

- i. The green belt shall be developed in more than 33% of the total project area, mainly along the plant periphery, in downward wind direction, and along road sides etc. Selection of plant species shall be as per the CPCB guide lines in consultation with the State Forest Department. Total 10405 trees to be planted without accounting the shrubs and protect the same with tree guard made of concrete. There are already 10000 plants in the premises and further 405 more trees will be planted in phase manner.

VIII. Safety, Public hearing and Human health issues

- i. Emergency preparedness plan based on the Hazard identification and Risk Assessment (HIRA) and Disaster Management Plan shall be implemented.
- ii. The unit shall make the arrangement for protection of possible fire hazards during manufacturing process in material handling. Fire fighting system shall be as per the norms.
- iii. The PP shall provide Personal Protection Equipment (PPE) as per the norms of Factory Act.
- iv. Training shall be imparted to all employees on safety and health aspects of chemicals handling. Pre-employment and routine periodical medical examinations for all employees shall be undertaken on regular basis. Training to all employees on handling of chemicals shall be imparted.
- v. Provision shall be made for the housing of construction labour within the site with all necessary infrastructure and facilities such as fuel for cooking, mobile toilets, mobile STP, safe drinking water, medical health care, creche etc. The housing may be in the form of temporary structures to be removed after the completion of the project.
- vi. Occupational health surveillance of the workers shall be done on a regular basis and records maintained as per the Factories Act.
- vii. There shall be adequate space inside the plant premises earmarked for parking of vehicles for raw materials and finished products, and no parking to be allowed outside on public places.
- viii. A first aid room will be provided in the project both during construction and operation phase of the project.

IX Validity of Environmental Clearance.

- i. This environmental clearance will be valid for a period of seven years from the date of its issue or till the completion of the project, whichever is earlier

X. Environment Management Plan

- i) As proposed, the project proponent shall adhere to the commitments made in the proposal for spending at least a minimum amount of Rs. 10 lacs on the Corporate Environment Responsibility: -

S. No.	Activity	Environment aspect	Cost (Rs Lac)	Timeline	
				Start	End
1.	Renovation of Crematorium	Infrastructure	10	Feb, 2022	March, 2023
2.	Providing cement concrete benches	Infrastructure	8	Jan, 2022	July, 2022
4.	Providing Public Toilets	Infrastructure	8	Feb, 2022	September, 2022
5.	Planation	Greenbelt development	6	June,2022	July 2022
6.	Paved road and rain shelter	Infrastructure and resource conservation	8	Jan,2022	Feb, 2023
	Total		40		

The amount to be spent on aforesaid activities shall be proportionate to the amount spent on project & such activities shall run parallel to the project execution. All the activities must be completed with the completion of the project.

- vi. The company shall have a well laid down environmental policy duly approve by the Board of Directors. The environmental policy should prescribe for standard operating procedures to have proper checks and balances and to bring into focus any infringements/deviation/violation of the environmental/ forest /wildlife norms/ conditions. The company shall have defined system of reporting infringements/ deviation/ violation of the environmental/ forest/ wildlife norms/ conditions to all shareholders/ stake holders. The copy of the board resolution in this regard shall be submitted to the MoEF&CC as a part of six-monthly report.
- vii. A separate Environmental Cell both at the project and company head quarter level, with qualified personnel shall be set up under the control of senior Executive, who will directly report to the head of the organization.
- viii. Action plan for implementing EMP and environmental conditions along with responsibility matrix of the company shall be prepared and shall be duly approved by the competent authority. The year wise funds earmarked for environmental

protection measures shall be kept in separate account and not to be diverted for any other purpose. Year wise progress of implementation of action plan shall be reported to the Ministry/Regional Office along with the Six-Monthly Compliance Report. The project proponent shall adhere to the commitments made in the Environment Management Plan and shall spend minimum amount of Rs. 9.15 Crore as a Capital expenditure and Rs. 758.1 lacs per annum as recurring expenditure as proposed in the EMP as under:

Sr. No	Particulars	Approx. Capital Cost(Crore)	Approx. Recurring Cost Annually (Lakh)
1.	Multi-Cyclone & Scrubbers	Rs 0.50	Rs 5.0
2.	Multi Effect Evaporator (MEE)	Rs 5.0	Rs 400
3.	ATFD	Rs 1.5	Rs 75.0
4.	Effluent Treatment Plant	Rs 2.0	Rs 250.0
5.	Green Belt Development	Rs.0.025	Rs 19
6.	Solid/Hazardous Waste Management	0.20	5.0
7.	Environment Monitoring and Management	--	2.0
8.	Occupational Health, Safety and Risk Management	0.10	1.0
9.	Rwh	0.10	0.60
10.	Energy conservation	0.05	0.50
11.	Miscellaneous	0.04	--
TOTAL		Rs. 9.515	Rs 758.1

- ix. Self-environmental audit shall be conducted annually. Every three years third party environmental audit shall be carried out.

XI Miscellaneous

- i. All other statutory clearances such as the approvals for storage of diesel from Chief Controller of Explosives, Fire Department, Civil Aviation Department etc. shall be obtained, by project proponent from the competent authorities including Punjab Pollution Control Board and from other statutory bodies as applicable.
- ii. In the case of any change(s) in the scope of the project, the project would require a fresh appraisal by State Environment Impact Assessment Authority, Punjab.
- iii. The environmental safeguards contained in the application of the promoter / mentioned during the presentation before State Level Environment Impact Assessment Authority/State Expert Appraisal Committee should be implemented in letter and spirit.
- iv. The project proponent shall make public the environmental clearance granted for their project along with the environmental conditions and safeguards at their cost by prominently advertising it at least in two local newspapers of the District or State, of which one shall be in the vernacular language within seven days and in addition this shall also be displayed in the project proponent's website permanently.
- v. The copies of the environmental clearance shall be submitted by the project proponents to the Heads of local bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government who in turn has to display the same for 30 days from the date of receipt.
- vi. The project proponent shall upload the status of compliance of the stipulated environment clearance conditions, including results of monitored data on their website and update the same on half-yearly basis.
- vii. The project proponent shall monitor the criteria pollutants level namely; PM10, SO₂, NO_x (ambient levels as well as stack emissions) or critical sectoral parameters, indicated for the projects and display the same at a convenient location for disclosure to the public and put on the website of the company.
- viii. The project proponent shall submit six-monthly reports on the status of the compliance of the stipulated environmental conditions on the website of the ministry of Environment, Forest and Climate Change at environment clearance portal.
- ix. The project proponent shall submit the environmental statement for each financial year in Form-V to the concerned State Pollution Control Board as prescribed under the Environment (Protection) Rules, 1986, as amended subsequently and put on the website of the company.
- x. The project proponent shall inform the Regional Office of the Ministry and PPCB, the date of financial closure and final approval of the project by the concerned authorities, commencing the land development work and start of production/ operation by the project.
- xi. The project authorities must strictly adhere to the stipulations made by the State Pollution Control Board and the State Government.
- xii. The project proponent shall abide by all the commitments and recommendations made in the EIA /EMP report, commitment made during Public Hearing and also that during their presentation to the SEAC and SEIAA.

- xiii. No further expansion or modifications in the plant shall be carried out without prior approval of the Ministry of Environment, Forests and Climate Change (MoEF&CC).
- xiv. Concealing factual data or submission of false/fabricated data may result in revocation of this environmental clearance and attract action under the provisions of Environment (Protection) Act, 1986.
- xv. The SEIAA/Ministry may revoke or suspend the clearance, if implementation of any of the above conditions is not satisfactory.
- xvi. The SEIAA/ Ministry reserves the right to stipulate additional conditions if found necessary. The Company in a time bound manner shall implement these conditions.
- xvii. The Regional Office of this Ministry or Punjab Pollution Control Board shall monitor compliance of the stipulated conditions. The project authorities should extend full cooperation to the officer (s) of the Regional Office and PPCB by furnishing the requisite data / information/monitoring reports.
- xviii. The above conditions shall be enforced, inter-alia under the provisions of the Water (Prevention & Control of Pollution) Act, 1974, the Air (Prevention & Control of Pollution) Act, 1981, the Environment (Protection) Act, 1986, Hazardous and Other Wastes (Management and Transboundary Movement) Rules, 2016 and the Public Liability Insurance Act, 1991 along with their amendments and Rules and any other orders passed by the Hon'ble Supreme Court of India / High Courts and any other Court of Law relating to the subject matter.
- xix. Any appeal against this EC shall lie with the National Green Tribunal, if preferred, within a period of 30 days as prescribed under Section 16 of the National Green Tribunal Act, 2010.