

Proceedings of 191st meeting of State Environment Impact Assessment Authority (SEIAA) held on 11.10.2021 in the Conference Hall no. 1 (Room No 311), 2nd Floor of MGSIPA at 10:30 AM, MGSIPA Complex, Sector-26, Chandigarh.

The meeting was attended by the following members:

- 1) Sh. Hardeep Singh Gujral,
Chairman, SEIAA
- 2) Sh. Charandeep Singh, PCS
Member Secretary, SEIAA
- 3) Dr. Adarsh Pal Vig, Member SEIAA -cum
Chairman Punjab Pollution Control Board, Patiala

Er. Parveen Saluja Environmental Engineer SEIAA and Sh. Aushwinder Singh, Scientist-B along with other supporting staff also attended.

Item No. 01: Confirmation of the proceedings of 190th meeting of State Environment Impact Assessment Authority held on 24.09.2021.

The proceedings of 190th meeting of State Environment Impact Assessment Authority (SEIAA) held on 24.09.2021 were circulated through E-mail on 27.09.2021. Since no observations have been received from any member of SEIAA, the Proceedings of the 190th meeting as circulated stand confirmed.

Item No. 02: Action taken on the proceedings of 189th and 190th meeting of State Environment Impact Assessment Authority held on 13.09.2021 & 24.09.2021 respectively.

SEIAA was apprised that Action on the proceedings of 189th and 190th meeting of State Environment Impact Assessment Authority (SEIAA) held on 13.09.2021 and 24.09.2021 respectively have been completed. SEIAA noted the same.

Further, it was decided that Environmental Engineer SEIAA shall complete the actions to be taken as per the decisions of 191st meeting of SEIAA held on 11.10.2021. Environmental Engineer, SEIAA is also authorized to issue reminders and other follow up action including routine communication (ToR/EC/Excerpt) on behalf of Member Secretary, SEIAA in accordance with decisions taken and recorded in the proceedings of SEIAA meetings. Show cause notices, communications to Government of India / State Government and other letters involving policy matters will continue to be issued under the signatures of Member Secretary, SEIAA.

Item no.191.01: Application for grant of Environment Clearance for expansion of group housing project namely "Homeland Heights" at Sector 70, SAS Nagar, by M/s Homeland Buildwell Pvt. Ltd. (Proposal No. SIA/PB/MIS/175313/ 2020).

SEIAA observed as under:

Earlier, the Project Proponent was granted Environmental Clearance for development of group housing project namely "Homeland Heights" at Sector 70, SAS Nagar vide letter no. SEIAA/2014/5863 dated 24.01.2014. The said Environment Clearance was granted for development of project having total built up area of 50,837.37 Sqm.

Thereafter, the Project Proponent applied for expansion in the said Environment Clearance for total built up area of 84448.397 sqm as violation case vide proposal no. IA/PB/NCP/68564/2017 on 13/09/2017 to MOEF&CC, for issuance of TORs for obtaining Environmental Clearance for expansion of residential project located at Sector-70, SAS Nagar (Mohali), Punjab. Later on, in accordance with amended notification No S.O.1030 (E) dated 08/03/2018 MoEF&CC, New Delhi has transferred proposal no. IA/PB/NCP/68564/2017 dated 13.09.2017 to SEIAA vide proposal no. SIA/PB/NCP/22978/2018 on 28/03/2018 for appraisal of the project in compliance to the amended notification dated 08.03.2018. In connection with said application, the Project Proponent was issued Additional Specific ToR vide letter no. SEIAA/2018/906 dated 16.07.2018.

Now, the Project Proponent has submitted the EIA report. The Project Proponent has deposited Rs. 1,27,667/- through NEFT dated 18.09.2020 & Rs. 42,556/- has been paid through NEFT dated 30.07.2021 as verified by SEIAA.

Earlier, the Regional Office MoEF&CC was requested vide this office letter no. 4126 dated 13.05.2021 to send the certified compliance report of the conditions of Environment Clearance granted to the Project Proponent, earlier. However, it was informed by the Regional Office MoEF&CC that their office was not carrying out the field visits due to COVID-19 pandemic. Accordingly, in compliance to the OM dated 07.09.2017, Punjab Pollution Control Board was requested vide this office letter no. 4212 dated 21.05.2021 to send the certified compliance report. A complaint was also received by SEIAA against the Project Proponent and was forwarded to the Punjab Pollution Control Board vide letter no. 4448 dated 25.06.2021 to conduct an enquiry regarding the contents of the complaint. The complaint was made w.r.t. the following:

- 1) STP of capacity 200 KLD was not working properly to its capacity and no arrangement has been made for utilizing the treated water for flushing purposes.
- 2) Rain water harvesting pits were non-functional.
- 3) 18 no. commercial shops were constructed illegally by utilizing green area in place of four utility shops.

Punjab Pollution Control Board vide letter no. 4037 dated 20.07.2021 has sent consolidated report covering the contents of the complaint as well as the compliance report of the conditions of Environment Clearance granted to the Project Proponent earlier. The said report is attached as Annexure – A. The report of the Punjab Pollution Control Board w.r.t. the contents of the complaint are reproduced as under:

1. During visit, STP was in operation and effluent sample from outlet and inlet of STP was collected and send to Punjab Pollution Control Board HO Lab for analysis and result are awaited. The Project Proponent has installed STP of 200 KLD capacity based on MBBR Technology. The Project Proponent has installed EMF meter over the outlet of STP, treated water line leading to flushing and treated water line leading to plantation. The reading of the same was 20564 Kwh. The Project Proponent was advised to maintain sludge generation and disposal record. On average basis, 140-190 KLD water is being treated in the STP. The treated wastewater is presently being used in flushing, green areas water into flushing and green area w.e.f. 01.07. 2021. The Project Proponent has provided cemented overhead tanks of capacity 50,000 Ltr capacity on each tower for supplying STP treated water in flushing activities.
2. The Project Proponent has provided 5 no. rain water recharging pits which were in functional condition.
3. "The work regarding construction of 5 towers and 18 commercial shops have been completed. As per the representative, in the 5 towers, 298 flats & 18 SCOs have been constructed, out of which all the flats have been sold out, but approx.150-250 families are living in the towers. Further, out of 18 shops, 6 shops have been occupied. Further, a club and restaurant has been constructed at ground floor of tower no. 05. The layout plan of the 18 SCOs have been approved by GMADA vide letter no. 54508 dated 30.11.2018 and the SCOs have not been built up in the green area as per the layout plan.
4. The representative informed that fresh water is extracted from the ground by using 1 no. borewell. The reading of EMF meter installed over the fresh water line was 2739.439 m³. The Project Proponent is maintaining record of consumption of fresh water. As per record, on average basis 180-210 KLD fresh water is extracted from ground. The Project Proponent has provided sand filter followed by activated carbon filter for cleaning the raw water before supplying in the towers for domestic purposes.
5. The Project Proponent has made agreement with M/s B.N. Concast Pvt. Ltd., Plot no. 18, HSIIDC Complex, Barwala, Panchkula valid till 31.032026 for lifting of hazardous waste of category 5.1.
6. The Project Proponent has installed 5 KW solar plant for lighting of basement common area.

7. The Project Proponent has obtained CTO under water Act, 1974 vide no. CTOW/Fresh/SAS/2021/14576336 dated 21.04.2021 expired on 08.05.2021 and CTO under Air Act, 1981 vide no. CTOA/Fresh/SAS/2021/14576303 dated 21.04.2021 expired on 08.05.2021 for 276 flats and 4 shops (built up area of 50,837.34 sqm).”

Further, Punjab Pollution Control Board has filed complaint against the Project Proponent u/s 15, 16 of the Environment (Protection) Act, 1986 for violation of the provisions of the EIA notification, 14.09.2006 and the same has been conveyed Punjab Pollution Control Board letter no. 1368 dated 06.05.2021 and e-mail dated 11.08.2021. The Project Proponent has also submitted a certified copy of the said complaint.

1.0 Deliberations during 205th meeting of SEAC held on 21.08.2021

The meeting was attended by the following:

1. Mr. Puneet Bhandari on behalf of the Project Proponent.
2. Dr. Sandeep Garg and Ms. Priyanka, EIA Coordinator, M/s Eco laboratories Pvt Ltd.

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

Sr. no.	Description	Details
1.	Name & Location of the project	Group Housing Project namely “Homeland Heights” located at Site No. 5, Sector 70, SAS Nagar (Mohali), Punjab by M/s Homeland Buildwell Pvt. Ltd.
2.	Project/activity covered under item of scheduled to the EIA Notification,14.09.2006	The project falls under S. No. 8(a) - ‘Building & Construction Project’ as the built-up area of the project is 85,111.5 sq.m.
3.	Copy of the Master plan duly marked with the project site	Project falls within the residential zone as per Master Plan of Mohali.
4.	Proof of ownership of land mentioning Khasra no. & ownership details (Latest Jamabandi or Registry)	Allotment letter from GMADA has been submitted.

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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.	Memorandum of Article & Association of the company and current directors has been submitted along with EIA report.
6.	Proposed ToRs (based on the standard ToRs)	Submitted along with EIA report.
7.	Does it attract the general condition? If yes, please specify	No
8.	Whether the proposal involves approval/clearance under the Forest (Conservation) Act, 1980	The project does not involve any forest land as land has been allotted by GMADA.
9.	Does the project cover under PLPA, 1900	Same as above
10.	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)	a) As per proposal, Project is situated at a distance of approx. 7.5 km from City Bird Sanctuary and approx. 12 km from Sukhna Wildlife Sanctuary. b) As per proposal, the project is located outside of the eco-sensitive zone of the City Bird Sanctuary and Sukhna Wildlife Sanctuary; thus, there is no need of obtaining NBWL clearance.
11.	Classification/Land use pattern as per Master Plan	As per Master Plan of Mohali, project falls within the residential zone.

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12.	Cost of the project	Total expenditure incurred till 31 st October, 2019 is Rs. 268.81 Crores. While, expenditure incurred on the project till 31 st March, 2021 is Rs. 297.59 Crores.			
13.	Processing Fee details (Amount/NEFT no./dated)	<p>Built-up area of the project = 85111.5 sq.m. Total processing fees applicable for EC = Rs. 2 per sq.m. of built-up area = 85,111.5 * 2 = Rs. 1,70,223/-</p> <ul style="list-style-type: none"> • Rs. 1,27,667/- has been deposited vide NEFT No. N262201248817110 dated 18.09.2020. • Rs. 42,556/- has been paid vide UPI transaction reference no. 121166948753 dated 30.07.2021. 			
14.	Detail of various components				
15.	S. No	Description	Particulars		
			EC Accorded	Total (After expansion)	
	1.	Plot Area (4.6019 acres)	18,623.325		
	2.	Built-up Area	50,837.34 sq. m.	85,111.5 sq. m.	
	3.	Number of Building Blocks	276 DUs, Club house	303 DUs, 18 Shops, Club House, Restaurant	
	4.	Total no. of Saleable DU's	276 DUs	303 DUs	
	5.	Max. No. of Floors	Residential (S+17)	Residential (S+17) & Shops (G+1)	
	6.	Expected Population	1380 Persons	1400 Persons	
16.	Breakup of Water Requirements & source in Operation Phase (Summer, Rainy, Winter):				
	S. No	Season	Fresh water		Total KLD water
			Domestic (KLD)	Reuse Water	
			Flushing (KLD)	Green area (KLD)	
	1.	Summer	124	62	16
2.	Winter	124	62	5	191
3.	Rainy	124	62	2	188

	S. No.	Description	Source of water																
	1.	Domestic	Borewell																
	2.	Flushing purposes	Treated water from STP																
	3.	Green area	Treated water from STP																
17.	Details of acknowledgement of application filed to CGWA/ Competent Authority for obtaining permission for abstraction of ground water		Permission has already been obtained from CGWA; copy submitted with EIA report. NOC has also been obtained from Punjab Water Regulation & Development Authority (PWRDA) for seeking permission regarding abstraction of ground water.																
18.	Details of Wastewater generation, Treatment facility & its Disposal arrangements in Operation Phase and if waste water being disposed in MC sewer then also mention the details of NOC from competent authority		<p>During Operation Phase, total wastewater generation from the project on full occupancy is 149 KLD which is being treated in already installed STP of capacity 200 KLD based on MBBR technology. Total 146 KLD of treated wastewater will available after STP.</p> <p>The details of the breakup of the utilization of wastewater are as under: -</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th style="width: 25%;">Season</th> <th style="width: 25%;">Flushing (KLD)</th> <th style="width: 25%;">Green area (KLD)</th> <th style="width: 25%;">Excess Disposal * (KLD)</th> </tr> </thead> <tbody> <tr> <td>Summer</td> <td style="text-align: center;">62</td> <td style="text-align: center;">16</td> <td style="text-align: center;">68</td> </tr> <tr> <td>Winter</td> <td style="text-align: center;">62</td> <td style="text-align: center;">5</td> <td style="text-align: center;">79</td> </tr> <tr> <td>Monsoon</td> <td style="text-align: center;">62</td> <td style="text-align: center;">2</td> <td style="text-align: center;">82</td> </tr> </tbody> </table> <p>Excess to already laid GMADA sewer.</p>	Season	Flushing (KLD)	Green area (KLD)	Excess Disposal * (KLD)	Summer	62	16	68	Winter	62	5	79	Monsoon	62	2	82
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19.	Details of Rainwater recharging/Harvesting (m ³ /hr) proposal & technology proposed to be adopted		5 rain water recharging pits are already constructed within project premises in order to recharge the ground water.																
20.	Details of Solid waste generation (Qty), treatment facility and its disposal arrangement		During Operation Phase, on full occupancy about 553 kg/day (@ 0.40 kg/capita/day for residential and @ 0.2 kg/capita/day for floating) of solid waste will be generated. Letter has been obtained from GMADA recently regarding management of solid waste and enclosed with EIA report. Biodegradable waste is being treated in mechanical composter of 300 kg capacity & 12 nos. daily dumps and manure generated is being																

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		utilized within the project for landscaping. Recyclable waste is being recycled through authorized recyclers. Inert waste is being disposed at its own cost to approved dumping site or disposal site of MC located at Industrial Area, Phase VIII B, Mohali, While, domestic hazardous waste is being handed over to authorized vendors approved by PPCB. Thus, solid waste is being managed as per provision of Solid Waste Management Handling Rules, 2016 & amendments thereof.			
		S. No.	Description	EC accorded	Total (After expansion)
		1.	Solid waste Generation	554 kg/day	553 kg/day
21.	Details of Hazardous Waste & E- Waste generation (Qty), Treatment facility and its disposal arrangement	Used oil from DG set is being generated and given 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	S. No.	Description	Earlier EC	Total (After expansion)
		1.	Power load	2,400 KW	3,861 KVA
		2.	DG set details	4 DG sets of total 550 KVA (i.e., 1 DG of 240, 2 DG of 125 & 1 DG of 60 KVA)	2 DG sets of capacity 500 KVA each (Already installed)
23.	Energy Requirements & Saving	LEDs have been provided instead of CFLs. 5KW solar energy system has been provided.			
24.	Details of Environmental Management Plan	S. No	Environmental Protection Measures	Capital Cost Rs. Lakh	Recurring Cost Rs. Lakh
		1.	Construction Phase	Already incurred	Already incurred
		2.	Operational Phase	--	7

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25	<p>a. Details of Corporate Environmental Responsibility (CER) indicating various activities to be undertaken as per the provision of OM dated 01.05.2018</p> <p>b. Details of NOC from the village Sarpanch, Certificate from the School Principal & concerned Govt. Departments etc.</p>	<p>Various Corporate Social Responsibility (CSR) activities are being done. Details of the same are given below:</p> <ul style="list-style-type: none"> • Rs. 10 Lakhs has been paid to 'Dr. Narayan Dutt Shrimali Foundation International Charitable Trust Society' through RTGS mode vide UTR No. HDCFR 52018070284628539 dated 02.07.2018. • Donation of Rs. 2,51,000/- has been given to Anubhuti Sewa Samiti Charitable Society vide dated 22.08.2019, focusing on providing relief and disaster management to flood and earthquake affected areas, organizing health camps throughout India and provide education & vocational training to underprivileged youth. • Maintenance of Green belts in financial year 2017-18 at the entry of Airport & Banur Road Crossing Triangles and an amount of approx. Rs. 4,68,000/- has been spent thereon through a professional horticulturist firm namely Shri Ajit Nursery.
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) Plot area: 18,623.325 sq.m No. of trees required: 233 trees (1 tree per 80 sq.m of plot area) No. of trees existing: 441 trees</p> <p>b) Total organized green area measures 2,855.16 sq.m i.e., 15.33% of the total project area which is area covered under parks within the project premises.</p>

SEAC observed that:

- (i) GMADA vide letter no. 3372 dated 18/07/2013 has allowed the project proponent the water supply and sewer connection for the project. Further, it has also certified to take care of the solid waste to be generated from the project.

- (ii) The project proponent has submitted satisfactory report on the Additional ToR issued vide letter no. SEIAA/2014/5863 dated 20.01.2014.
- (iii) The Project Proponent was complying with all the conditions of Environment Clearance issued vide letter no. SEIAA/2014/5863 dated 24.04.2014.
- (iv) The Project Proponent is complying with all the points highlighted in the complaint, as per report submitted by the Punjab Pollution Control Board vide letter no. 4037 dated 20.07.2021.
- (v) GMADA vide memo no. 1638 dated 01.11.2018 has certified that the number of Dwelling Units (DUs) has been changed from 276 to 303.
- (vi) Permission from PWRDA has been obtained for abstraction of 124 kld ground water vide permission no. PWRDA/07/2021/L2/177 dated 29.07.21. A copy of the same was also submitted.
- (vii) GMADA vide letter no. 79435 dated 06.08.21 has certified that the total built-up area of the project is 85111.5 sqm.

The Project Proponent informed that the impact due to construction of 5th tower on environmental parameters such as air, water, noise, land and ecological environment is low. An amount of Rs. 59.7 lacs have already been spent on the environment protection measures during the construction phase as capital expenditure. Thus, no additional action/ work is required to be done from the pollution angle. However, as the 5th tower has been constructed without obtaining environmental clearance, few activities have been proposed in Natural & Community Resource Augmentation Plan on the basis of need-based assessment of the affected area.

SEAC raised following observations to the Project Proponent:

Sr. No.	Observation	Reply						
1.	The Project Proponent shall revise the cost of Natural & Community Resource Augmentation Implementation Plan.	<p>The Project Proponent submitted that same with details as under:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">Sr. No.</th> <th style="text-align: center;">Description</th> <th style="text-align: center;">Budget</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">1</td> <td>Develop greenery in vicinity of project site along external roads, roundabouts, greenbelts, parks, etc. in consultation with local authorities</td> <td style="text-align: center;">Rs. 4 lakhs</td> </tr> </tbody> </table>	Sr. No.	Description	Budget	1	Develop greenery in vicinity of project site along external roads, roundabouts, greenbelts, parks, etc. in consultation with local authorities	Rs. 4 lakhs
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		2	Providing rain water harvesting in Govt. School, Sohana	Rs. 1 lakh
		3	Provision of water cooler in nearby bus shelter	Rs. 1 lakh
			Total	Rs. 6 lakhs
2.	The Project Proponent shall submit Bank Guarantee of Rs. 6 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 submitted by the Project Proponent.

After detailed deliberations, SEAC decided to award 'Silver Grading' to the project proposal under category B2, Activity 8 (a) and to forward the application to SEIAA with the recommendations to grant Environmental Clearance **for expansion of group housing project namely "Homeland Heights" at Sector 70, SAS Nagar, by M/s Homeland Buildwell Pvt. Ltd.,** subject to submission of Bank Guarantee of Rs. 6 Lakhs with the Punjab Pollution Control Board, as per the details mentioned in the application & subsequent presentation /clarifications made by the project proponent & his consultant and conditions are as under:

Additional Conditions:

- i. The project proponent shall submit a Bank Guarantee of amount Rs. 6 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 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 up to 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 186 KL/day, out of which fresh water demand of 124 KL /day shall be met through borewell and remaining through recycling of treated wastewater from the already installed STP of 200 KLD 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 149 KL/day, which will be treated in already installed STP of 200 KLD within the 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	62	16	68

2.	Winter	62	5	79
3.	Rainy	62	2	82

- 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 5 no. rain water recharge pits have already been constructed 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.

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 of/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 441 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. 7 Lacs 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.

2.0 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) Mr. Puneet Bhandari, on behalf of the Project Proponent.
- (ii) Dr. Sandeep Garg and Ms. Priyanka, EIA Coordinator, M/s Eco laboratories Pvt. Ltd.

Before allowing the presentation by the project proponent, to a query by SEIAA, Environmental Consultant informed that the amount of Rs 6 lakhs proposed for remediation and Natural and Community resource Augmentation Implementation Plan has been calculated on the following basis:

- a) The project was already granted Environmental Clearance for the built-up area of 50837.37 sqm and most of the conditions of Environmental Clearance are being complied with. Hence negligible ecological damage was observed and the same was limited to construction phase only. Project proponent had also taken the adequate measures to reduce Air, Water and Noise pollution during the construction phase.
- b) The amount of Rs 6 lacs has, therefore, been proposed for the activities to be carried out under community resources augmentation plan such as developing greenery in the vicinity of the project, rain water harvesting for nearby Govt. School and provision of Water Cooler nearby Bus Shelter.

SEIAA was not satisfied with reply of the Environmental Consultant due to the following reasons:

- (i) The actual built-up area of 85111 sqm is about 68% more than the permissible built-up area of 50,837 sq mts for which Environmental Clearance has been granted. Considering the fact that the total cost of the project is Rs 297.59 Crores, the proposed amount of just Rs. 6 lacs to be incurred on cost of Natural & Community Resource Augmentation Implementation plan is prima facie inadequate.
- (ii) As per the EIA Notification dated 14.03.2017 as amended on 08.03.2018, Economic Benefits derived due to the violation have also to be taken into consideration while determining the Natural & Community Resource Augmentation Implementation plan

which does not appear to have been considered in this case. Moreover, no scientific basis/ defined methodology has been adopted to arrive at the aforementioned figure of Rs 6 lakhs proposed by the Environmental Consultant.

(iii) SEIAA therefore asked the Environmental Consultant to re-submit the proposal for the Remediation and Natural & Community Resource Augmentation Implementation plans by adopting a scientific approach/defined methodology as per the letter and spirit of MOEF&CC OMs dated 14.03.2017 and 08.03.2018 on the subject which clearly state that the scale of violations and economic benefits derived are to be taken into consideration while preparing the plan.

To this, Environmental Consultant sought some time to prepare and re-submit the proposal for Remediation and Natural & Community Resource Augmentation Implementation plans.

After deliberations, SEIAA decided to accept the request of the Environmental Consultant and defer the case till Environmental Consultant re-submits the proposal for Remediation and Natural & Community Resource Augmentation Implementation plans.

In compliance with the aforesaid decision, Additional Details sought on 21.09.2021 from the project proponent on the Parivesh portal.

Accordingly, project proponent submitted the reply to the aforesaid observation, which is annexed as Annexure-3 of the Agenda for kind perusal please.

3.0 Deliberations during 191st meeting of SEIAA held on 11.10.2021

The case was considered by SEIAA in its 191st meeting held on 11.10.2021 which was attended by the following:

- (i) Mr. Puneet Bhandari, on behalf of the Project Proponent.
- (ii) Dr. Sandeep Garg and Ms. Priyanka, EIA Coordinator, M/s Eco laboratories Pvt. Ltd.

During the meeting, Environmental Consultant of the promoter company informed that revised proposal of Rs 25 Lakhs for Remediation and Natural & Community Resource Augmentation Implementation plans (against the earlier proposal of Rs 6 Lakhs submitted to and recommended by SEAC) has been submitted in compliance of directions of SEIAA issued in its meeting held on 24.09.2021. SEIAA perused the detailed methodology provided in Annexure-3 of the agenda and observed that activities proposed under the Natural & Community Resource Augmentation Implementation plan are given as under: -

S.No.	Description	Implementation Budget (in Rs. lakhs)
1.	Develop greenery in vicinity of project site along external roads, roundabouts, greenbelts, parks, etc. in consultation with local authorities	6
2.	Provision of 2 rain water recharging pits & solar panel in Govt. School, Sohana	10
3.	Provision of water cooler in nearby bus shelter and Maintenance of surroundings	4
4.	Maintenance of Gaushala	5

Total	Rs. 25 lakhs
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Environmental Consultant further certified that Balance Sheets of M/s Homeland Heights prepared by Sh. Deepak Kainth, Chartered Accountants of the Firm which depicted that the Project as a whole had incurred losses of over Rs 9.40 crores from the Assessment Year 2014-15 to 2019-20, had been personally checked by them. Project Proponent and their Environmental Consultant also stated that the increase in Built up area from 50,837 sqm to 85,111 sqm was only on account of inadvertent clerical exclusion of the built-up areas of the 5th Tower and of non-FAR basement area in the original EC.

In support of this submission, they drew attention to the fact that the number of Flats had only increased marginally from 276 to 303 (on account of conversion of some large flats to smaller units) and total project population had also increased to only 1400 persons against 1380 persons as per original EC. Environmental Consultant, therefore, stressed that no significant increase in pollution load had occurred, most of the conditions of Environmental Clearance were being complied with. Hence negligible ecological damage was observed and the same was limited to construction phase only. Moreover, M/s Homeland Heights had also not derived any economic benefits as the Project as a whole had incurred substantial loss.

SEIAA took note of the submissions made by the PP and their Environmental Consultant but was not fully satisfied with the proposed outlay of Rs 25 Lakhs for the Remediation plan.

After careful consideration of the proposal of the Environmental Consultant (Annexure 3 of the agenda) and other relevant issues, it was decided that keeping in mind the increase of 68% in the built-up area and the outlay of Rs 59.7 Lakhs EMP of the original EC, the outlay of the Remediation and Natural & Community Resource Augmentation plan needs to be pro rata enhanced by the same factor of 68% to Rs 40 Lakhs.

SEIAA therefore directed Project Proponent and their Environmental Consultant to submit revised Remediation and Natural & Community Resource Augmentation plan with an outlay of Rs 40 Lakhs for approval of SEIAA by 05.11.2021. The plans should be site specific with clearly stipulated and measurable works to be undertaken and completed within 6 months.

SEIAA further directed that Bank Guarantee equivalent to amount of Remediation and Natural & Community Resource Augmentation plan i.e. Rs 40 Lakhs be deposited by the Project Proponent with PPCB in place of the Bank Guarantee of Rs 6.0 Lakh in compliance with MoEF&CC Notification dated 14.03.2017 as amended on 08.03.2018 as an assurance to complete activities which will be released on the recommendations of Regional Office, MoEF&CC, Chandigarh or SEIAA /SEAC Committee.

Thereafter, SEIAA allowed the Environmental Consultant to present the compliance report of the conditions of Environmental Clearance granted to the project and salient features of the project. A copy of the presentation submitted by the project proponent was taken on record.

To a query by SEIAA, it was informed that bank guarantee of amount of Rs. 40 lacs in place of Bank Guarantee amounting to Rs.6.0 Lacs as an assurance to complete activities of remediation plan and Natural and Community Resource Augmentation Plan shall be

submitted to the Environmental Engineer, Regional Office, Mohali, within 15 days and copy of the receipt of the same shall be submitted to SEIAA Punjab.

An undertaking submitted with respect to the above was taken on record.

During discussions, the representative of the promoter company agreed to fully comply with all the conditions proposed by SEAC as also undertake the activities of Rs 40 Lakhs as per Remediation and Natural & Community Resource Augmentation plan to be submitted by them and approved by SEIAA.

The SEIAA observed that the case stands recommended by SEAC and the Committee has awarded 'Silver Grading' to the project proposal. The SEIAA looked into the details of the case and was satisfied with the same.

After detailed deliberations, SEIAA decided to accept the recommendations of SEAC and grant Environmental Clearance for the expansion of the Project "Homeland Heights" having total built-up area of 85,111.5 sqm in land area of 18,623.325 located at Sector 70, SAS Nagar by M/s Homeland Buildwell Pvt. Ltd. as per the details mentioned in the Form 1, 1A, EMP and subsequent presentations /clarifications made by the project proponent and his consultant with proposed measures and subject to additional conditions as under: -

Additional Conditions:

- i) The project proponent shall submit revised Remediation and Natural & Community Resource Augmentation plan of Rs 40 Lakhs to SEIAA, Punjab, by 05.11.2021.
- ii) Amount of Rs. 40 lacs shall be spent on the activities taken under the Remediation and Natural & Community Resource Augmentation plan of the proposed project (to be submitted by the PP by 05.11.2021 for consideration / approval of SEIAA) and said plan shall be implemented within a period of 6 months.
- iii) Bank Guarantee of Rs 40 Lakhs will be deposited by the Project Proponent with the Regional Office, Punjab Pollution Control Board, Mohali in place of Bank Guarantee amounting to Rs.6.0 Lacs as an assurance to complete activities taken under remediation plan and Natural and Community Resource Augmentation Plan and copy of the receipt of the same shall be submitted to SEIAA Punjab by 05.11.2021. The Bank Guarantee will be released by SEIAA after successful implementation of the activities prescribed and approved in the Remediation and Natural & Community Resource Augmentation plan on the recommendations of Regional Office, MoEF&CC, Chandigarh or SEIAA /SEAC Committee.
- iv) This Environmental Clearance is liable to be revoked without any further notice to the Project Proponent in case of failure to comply with conditions (i), (ii) and (iii) above.

Item no. 191.02: Application for expansion in Environmental Clearance under EIA notification dated 14.09.2006 for M/s Viva-API Labs Private Limited located at village- Raikot, Tehsil Raikot, District Ludhiana, (Proposal no. SIA/PB/IND2/224627/2021).

SEIAA observed as under:

M/s Viva API Labs Private Limited was accorded Environmental Clearance (EC) for setting up of Pharmaceutical APIs/Intermediate Manufacturing Plant in the revenue estate of Raikot (Adjacent to Industrial Focal Point), Tehsil- Raikot, District- Ludhiana vide letter no.: - SEIAA/MS/2021/3999 dated 04.05.2021. The said Environment Clearance was granted for products given as under:

Sr. no	Name of the product	Production capacity (TPD) as per previous EC
1.	Naproxen	10
2.	Paracetamol	20
3.	Aspirin	10
4.	Propyl Acetate	50
5.	4-methyl-2 cyanobiphenyl (OTBN)	2
6.	Thiophene-2- Ethanol	2
7.	Ethyl Acetate	Nil
8.	IBB (Isobutyl Benzene)	Nil
9.	Acetic anhydride	Nil
10	API/Intermediates e.g. : Metformin, Fenofibrate, Clopidogrel Bisulphate, UDCA (Ursodeoxycholic acid), Esomeprazole, Gabapentin, Calcium gluconate) etc.	Nil
	Total	94

The project proponent has now applied for obtaining expansion in the Environmental Clearance granted to it. The Project Proponent has submitted that while implementing the project, it came to the notice that there was drastic variation in the demand as well as rates of the proposed products in recent times. He further submitted that due to present Pandemic situation the world/Domestic market scenario of Pharmaceutical industries is changing very fast. As such the industry decided to add some more products with details as under:

Sr. no	Name of the product	Production capacity (TPD) as per previous EC	Proposed Production Capacity (TPD)
1.	Naproxen	10	10

2.	Paracetamol	20	20
3.	Aspirin	10	10
4.	Propyl Acetate	50	50
5.	4-methyl-2 cyanobiphenyl (OTBN)	2	2
6.	Thiophene-2- Ethanol	2	2
7.	Ethyl Acetate	Nil	100
8.	IBB (Isobutyl Benzene)	Nil	25
9.	Acetic anhydride	Nil	60
10	API/Intermediates e.g. : Metformin, Fenofibrate, Clopidogrel Bisulphate, UDCA (Ursodeoxycholic acid), Esomeprazole, Gabapentin, Calcium gluconate) etc.	Nil	50
	Total	94	329

The Project cost with the expansion has increased from Rs. 135.91 Cr. to Rs. 207 Cr. The Project Proponent has deposited Rs. 7,10,000/- on 09.08.2021 and Rs. 900/- on 23.08.2021 in the account of Society for Mission Tandrust Punjab, as verified by supporting staff SEIAA. Further, Punjab Pollution Control Board vide e-mail dated 26.08.2021 has been requested to send the latest construction status report. However, the report is yet awaited.

1.0 Deliberations during 206th meeting of SEAC held on 18.09.2021

The meeting was attended by the following:

1. Sh. Pardeep Goyal, GM, on behalf of Project Proponent.
2. Sh. Sital Singh, EIA coordinator, M/s Chandigarh Pollution Testing Laboratory, E-126, Phase-VII, Industrial Area, Mohali.

SEAC observed that the Punjab Pollution Control Board vide letter no. 80604 dated 17.09.2021 has sent the latest construction status report of the site and the relevant contents of the report are reproduced as under:

"In reference to above email, it is submitted that the subject cited industry had earlier obtained Environment Clearance for the project vide no. SEIAA/M.S./2020/3999 dated 04.05.2021, under "B2" project category in accordance with the MoEF & CC notification dated 13.04.2020 & the EIA notification dated 14.09.2006. Thereafter, the industry had obtained Consent to

Establish (NOC) from pollution angle for production of bulk drug at Plot No. A-1, Industrial Focal Point, Adjacent to Focal Point, Tehsil Raikot, District Ludhiana vide no. CTE/Fresh/LDH4/2021/15590456 dated 01/01/2021, up to 31/03/2023.

The site of the subject cited project was visited by officer of the Board on 28.04.2021 and Mr. Pardeep Goyal, GM of the project site was contacted. It was observed that the Industry has planned to carry out the expansion in its exiting premises only and has provided boundary wall of the site. The work regarding levelling has been completed and the construction of storage shed, production block for already approved product, panel room & cooling tower was being carried out. The site of the project is located in designated industrial area. The industry has submitted copy of land use classification certification District Town Planner, Ludhiana vide 2377 DPT(L) M2A dated 15.10.2020 mentioning that the proposed site measuring 13.59 acres falls under industrial zone as per Master Plan, Raikot. The site of the area is suitable for carrying out the proposed expansion."

SEAC observed that the Project Proponent had not started any construction activity related to the project.

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	Expansion in the Proposed Pharmaceuticals Manufacturing Unit at Village Raikot Tehsil-Raikot, District -Ludhiana, and State Punjab 141109, by Viva API Labs Private Limited.			
2.	Project Cost	After expansion: Rs. 207 crores			
3.	Waste water generation & its disposal Arrangement in Operation Phase:				
	Sr. No.	Liquid Effluents	Quantity	Unit	Mode of Treatment/ Disposal
	1.	Industrial waste water	397	KLD	Low TDS Effluent Treated in To ETP (capacity 400 M ³ /Day) & ETP comprises of Four Stage, One Stage Anaerobic, One Stage MBBR and One Stage Aeration and Tertiary Treatment RO System. After treatment treated water is used in cooling tower and process. High TDS effluent Treated in to MEE (capacity 50 M ³ /Day). Condensate recovery will be reused in plant. Concentrated stream will be sent to ATFD for further treatment. MEE salt will be disposed into TSDF
	2.	Domestic waste water	22	KLD	The domestic sewage will be treated in proposed STP having capacity of 25 KLD. Treated water is being utilized for plantation

4.	Details of the block in which the project site is located as per CGWA guideline (Notified/ Non -Notified area and name of block)		The industry will utilize canal water for fresh requirement					
5.	Breakup of Water Requirements & its source in Operation Phase:							
The existing water demand is 914 KLD. The total water demand after expansion is estimated as 1010 KLD. Daily fresh water demands 695 KLD and 315 KLD water will be recycled after treatment, moreover, 22 KLD from STP will be re-used in plantation after treatment.								
	S. No.	Purpose	Fresh water (KLD)	Recycled Water (KLD)		Water Demand (KLD)		
	1.	Domestic	25	-		25		
	2.	Industrial	670	315 Cooling Tower – (From ETP- 269 KLD & MEE -46 KLD)		985		
	3.	Green Belt Development.	-			120 (Treated Water)		
	Total		695	315		1130		
6.	Hazardous/Non-Hazardous Waste Generation details & their storage, utilization and its disposal. Copy of Agreement clearly mentioning the Quantity							
	Sr. No	Type of Waste	Category (As per Schedule)	Generation (TPA/KLA)		Source of Generation	Mode of Storage	Mode of Treatment and Disposal
				Existing	After expansion			
	1	Distillation Residues	20.3	3.5 TPA	3.5 TPA	From Solvent Distillation	Drums	Sent to Authorized Dealer for Disposal or In house incineration
	2	Distillation Residue	28.1	10.0 TPA	10.0 TPA	From Distillation	Drums	Sent to Authorized Dealer for Disposal or In house incineration
	3	Mobile Oil	5.1	1.0 KLA	1.2 KLA	From Periodic Service of DG sets	Drums	Sale to Authorized Recyclers
	4	Spent Catalyst	28.2	2.00 TPA	2.00 TPA	Catalyst Residue	Drums/HDP E Bags	Send to TSDF facility
	5	Spent Carbon	28.3	4.00 TPA	6.00 TPA	Waste Carbon	HDPE Bags	Send to TSDF facility

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6	Off specification products	28.4	2.00 TPA	2.00 TPA	Out of Specification Products	HDPE Bags	Sent to Authorized Dealer for Disposal or In house incineration
7	Date Expired Products	28.5	2.00 TPA	2.00 TPA	Products after Expiry	HDPE Bags	Sent to Authorized Dealer for Disposal or Inhouse incineration
8	Spent Solvents	28.6	20.0 TPA	20.0 TPA	Waste Solvent	HDPE Bags	Sent to Authorized Dealer for Disposal or In house incineration
9	Empty Barrels/Containers/Liners Contained with Hazardous Chemicals/Waste	33.1	15.00 TPA	15.00 TPA	Raw Material Empty Bags, Empty Drums/Jerricans	Isolated Storage area	Sale to Recyclers
10	Contaminated Cotton Rags or other Cleaning Materials	33.2	1.000 TPA	1.000 TPA	Contaminated Cleaning Cloth/ Oil Soaked Cloth	HDPE Bags	Sent to Authorized Dealer for Disposal or In house incineration
11	ETP Sludge	35.3	36.00 TPA	50.00 TPA	From Effluent Treatment Plant	HDPE Bags	Sent to Authorized Dealer for Disposal or In house incineration
12	Spent Carbon or Filter Medium	36.2	1.000 TPA	1.000 TPA	From Filter Material, Spent Carbon	HDPE Bags	Send to TSDF facility
13	Sludge from Wet Scrubbers	37.1	0.3 TPA	0.3 TPA	Sludge from Scrubber	HDPE Bags	Send to TSDF facility
14	Ash from Incinerator	37.2	15.0 TPA	15.0 TPA	Ash of Incinerator	HDPE Bags	Send to TSDF facility
7.	EMP Details:						
	S. No.	Description of Item	EMP Cost (Rs. in Lacs) Capital	EMP Cost (Rs. in Lacs/annum) Recurring	Basis for cost estimates		
	1.	Air pollution control & Noise Pollution Monitoring	10	3	Air pollution controlling equipment's, Monitoring of Air Environment, Ambient noise monitoring.		

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2.	Water Pollution control	340	125	Capital cost would include cost of ETP, RO, MVR and STP including Civil work, mechanical work, and electrical work and piping work is included. Recurring cost is cost of treatment of waste water at site
3.	Solid and hazardous waste management	15	5	Capital cost would include providing storage space for hazardous waste. Recurring cost would include cost of transportation & disposal,
4.	Environment monitoring and management	10	5	The recurring cost would be incurred on hiring of consult-ants and payment of various statutory fees to regulatory agencies.
5.	Disaster and Risk Management	15	5	Periodic Health check-up, PPEs etc
6.	Green belt	1.5	12	Capital cost would include cost of plant species and labor cost and recurring cost would include cost of maintenance of that green belt including cost of required water for plant growth
7.	Energy conservation	10.0	2.0	
8.	Air Pollution Control Devices	120	6	Multi-cyclone, Bag Filters, Scrubber etc.
Total		521.5	163	

SEAC further observed that the Project Proponent has proposed to Send hazardous wastes to be generated from the premises to Authorized Dealer for Disposal or to carry out in house incineration. SEAC observed that in case the Project Proponent carries out in house

incineration, the Project Proponent shall provide proper Air Pollution Control Device of adequate capacity with the incinerator.

SEAC was satisfied with the presentation given 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) and to forward the application to SEIAA with the recommendations to grant Environmental Clearance for expansion of Pharmaceutical APIs/Intermediate Manufacturing Plant for M/s Viva-API Labs Private Limited, located at village- Raikot, Tehsil Raikot, District Ludhiana, 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 Condition:

1. The Project Proponent shall provide appropriate Air Pollution Control Equipment with the incinerator, in case, the Project Proponent proposes to incinerate the hazardous waste generated from the process within the premises.

2.0 Deliberations during 190th meeting of SEIAA held on 24.09.2021

The case was considered by SEIAA in its 190th meeting held on 24.09.2021 which was attended by the following:

- (i) Sh. Pardeep Goyal, GM, on behalf of Project Proponent.
- (ii) Sh. Sital Singh, EIA coordinator, M/s Chandigarh Pollution Testing Laboratory, E-126, Phase-VII, Industrial Area, Mohali.

Before allowing the presentation, to a query by SEIAA, Environmental Consultant informed that 521.5 lacs towards the capital cost and Rs. 163 lacs per annum towards the recurring cost will be spent for implementation of Environmental Management Plan for the proposed expansion project.

SEIAA observed that earlier while granting the Environmental Clearance, Rs. 562 lacs towards the capital cost and Rs. 157 lacs per annum towards the recurring cost for the implementation of Environmental Management Plan (EMP) was proposed to be spent for the existing project. However, whereas production is now proposed to be increased by more than three times from 94 to 329 TPD, proposed amount to be incurred on the EMP has been reduced from 562 lacs to 521.5 lacs which is prime facia unacceptable and unjustifiable.

To another query by SEIAA, Environmental Consultant informed that incinerator equipped with adequate APCD shall be installed within the project premises to incinerate the hazardous waste generated from the process as and when sufficient quantity is available and until then the hazardous waste will be disposed of to CWTSDF Nimbua for which agreement has already been made. SEIAA was not satisfied with the reply of the project proponent and advised to install incinerator equipped with APCD as an integral part of the project. To this,

Environmental Consultant agreed to install the incinerator of adequate capacity equipped with APCD to handle the hazardous waste generated from the process.

After detailed deliberations, SEIAA decided to defer the case till the project proponent submits detailed note w.r.t reduction of cost in the EMP or revised EMP considering all the activities of expansion part of the project to mitigate the adverse impact on the environment.

In compliance with the aforesaid decision, Additional Details sought on 28.09.2021 from the project proponent on the Parivesh portal.

Accordingly, project proponent submitted the reply to the aforesaid observation, which is annexed as Annexure-2 of the Agenda for kind perusal please.

3.0 Deliberations during 191st meeting of SEIAA held on 11.10.2021

The case was considered by SEIAA in its 191st meeting held on 11.10.2021 which was attended by the following:

- (i) Sh. Pardeep Goyal, GM, on behalf of Project Proponent.
- (ii) Sh. Rajeev Garg and Sh. Sital Singh, EIA coordinator, M/s Chandigarh Pollution Testing Laboratory, E-126, Phase-VII, Industrial Area, Mohali.

In reply to the earlier raised observation, Environmental Consultant of the promoter company presented as under:

- (i) The production capacity for which the EC has been granted was 94 TPD, which will increase to 329 TPD as per revised proposal. However, even though the production will become 3.5 times the capacity proposed in the original EC, the generation of wastewater will only increase from 248 KLD to 397 KLD as the major quantity of additional products is single reaction intermediates/chemicals with only marginal increase in the generation of waste water from these products as per details provided in Table below:

Sr. No.	Name of the products	Production Capacity (TPD)	Remarks
1	Ethyl Acetate	100	21.3 KLD wastewater will be generated in the reaction having TDS less than 10 PPM, which will be reused as Cooling Tower make up water. Process flow diagram attached as Annexure 1 of the reply.
2	IBB (Isobutyl Benzene)	25	10.7 KLD wastewater will be generated in the reaction having TDS less than 10 PPM, which will be reused as Cooling Tower make up water.

			Process flow diagram attached as Annexure 2 of the reply.
3	Acetic anhydride	60	8.8 KLD wastewater will be generated in the reaction having TDS less than 10 PPM, which will be reused as Cooling Tower make up water. Process flow diagram attached as Annexure 3 of the reply.

(ii) In order to mitigate the increase in the pollution load, the revised EMP has been proposed as under:

S. No.	Description of Item	EMP Cost (Rs. in Lacs) Capital	EMP Cost (Rs. in Lacs/annum) Recurring	Basis for cost estimates
1.	Air pollution control & Noise Pollution Monitoring	10	3	Air pollution controlling equipment's, Monitoring of Air Environment, Ambient noise monitoring.
2.	Water Pollution control	375	150	Capital cost would include cost of ETP, RO, MVR and STP including Civil work, mechanical work, and electrical work and piping work is included. Recurring cost is cost of treatment of waste water at site
3.	Solid and hazardous waste management	20	5	Capital cost would include providing storage space for hazardous waste. Recurring cost would include cost of transportation & disposal,
4.	Environment monitoring and management	10	5	The recurring cost would be incurred on hiring of consultants and payment of various statutory fees to regulatory agencies.
5.	Disaster and Risk Management	15	5	Periodic Health checkup, PPEs etc

6.	Green belt	10	12	Capital cost would include cost of plant species and labor cost and recurring cost would include cost of maintenance of that green belt including cost of tree guards, manure, water etc.
7.	Energy conservation	12	2	Solar panels/ LED lights etc.
8.	Air Pollution Control Devices	120	6	Multi-cyclone, Bag Filters, Scrubber etc.
9.	Rain Water Harvesting	40	5	Village pond adoption & provision in Govt. schools
Total		612	193	

SEIAA took the reply of the project proponent on record. SEIAA also noted that its primary concern as recorded in the proceedings of the meeting held on 24-09-2021 (that EMP outlays had decreased whereas production had significantly increased) had been addressed by the PP in the revised EMP whereby the Capital and Recurring outlays had now been increased by the PP from Rs 521.5 Lakhs to Rs 612 Lakhs and from Rs 163 Lakhs to Rs 193 lakhs respectively.

Thereafter, Environmental Consultant of the promoter company presented the salient features of the project. A copy of the presentation was taken on record by SEIAA.

During discussions, the representative of the promoter company agreed to fully comply with all the standard conditions recommended by MoEF&CC vide OM dated 09.08.2018 for grant of Environmental Clearance. SEIAA observed that the case stands recommended by SEAC and the Committee has awarded 'Silver Grading' to the project proposal. SEIAA examined the details of the case and was satisfied with the same.

After detailed deliberations, SEIAA decided to accept the recommendations of SEAC and grant Environmental Clearance for expansion of Pharmaceutical APIs/Intermediate Manufacturing Plant project located at village- Raikot, Tehsil Raikot, District Ludhiana by M/s Viva-API Labs Private Limited for increase in the production capacity from 94 TPD to 329 TPD as per the details mentioned in the application (Form-2) and subsequent presentation /clarifications made by the project proponent and it's consultant with proposed measures and amended conditions as agreed by the project proponent and following conditions :

I. Statutory compliance

- i. The project proponent shall obtain forest clearance under the provisions of 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 397 KLD will be generated and will be treated into ETP of capacity 400 m³/day having 04 Stages consisting Anaerobic, MBBR and Aeration and RO System. After treatment treated waste water used in cooling tower and process. High TDS effluent will be treated into MEE of capacity 50 m³/day. Condensate recovery will be reused in cooling tower/ process/green belt. Concentrated stream will be sent to ATFD for further treatment. MEE salt will be disposed into TSDF. The domestic sewage @ 22KLD will be treated in proposed STP having capacity of 25 KLD. Treated water will be utilized for plantation.
- 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 695 KLD. 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/green belt 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 of 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 of 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 3764 trees to be planted without accounting the shrubs and protect the same with tree guard made of concrete.

VIII. Transport

- i) 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 and be operated only during non-peak hours.
- ii) 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. 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.

X. Environment Management Plan

- i. As proposed by the project proponent, amount of Rs. 165 lacs as capital cost and Rs 4.75 lacs/annum as recurring cost shall be spent on the following activities to be undertaken under the Environmental Management Plan (EMP) of the proposed project in compliance with the provision of OM dated 25.02.221 issued by MoEF&CC:

S. No.	Activities proposed	Cost (Rs. in lacs)	Capital Investment year wise (Rs. in Lacs)			Recurring cost (Rs. in Lacs)	Time Line	
			I year	II year	III year		Start Date	End Date
1.	To provide tools and tackles required in the local skill development Center for vocational training	15	5	5	5	0.5	After grant of EC	Till 3 years
2.	Health camp and given medicine in dispensaries of Raikot	20	10	5	5	0.5	After grant of EC	Till 3 years

3.	Renovation of toilets in Govt. School, nearby village provision of furniture in class rooms	25	10	10	5	0.5	After grant of EC	Till 3 years
4.	Providing smart class room in village Govt. school	15	5	5	5	0.25	After grant of EC	Till 3 years
5.	Renovation of public toilet of village- Raikot	5	2	2	1	-	After grant of EC	Till 3 years
6.	Women income generating programmes through the various economic activities- Cutting & Tailoring Pickle & Sauces making soft toys & Gem Jeweller and Beautician courses	15	5	5	5	-	After grant of EC	Till 3 years
7.	Plantation in nearby by area	50	20	20	10	3		
8.	Providing water cooler & filter in the school of nearby area	10	5.0	5.0	-	-		
9	Rain Water Harvesting	10	5.0	5.0	-	-		
Total		165	67	62	36	4.75		

- 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. 6.12 Crore as a Capital expenditure and Rs. 193 lacs per annum as recurring expenditure as proposed in the EMP as under:

S. No.	Description of Item	Capital Cost (Rs. in Lacs)	Recurring Cost (Rs. in Lacs/annum)	Basis for cost estimates
1.	Air pollution control & Noise Pollution Monitoring	10	3	Air pollution controlling equipment's, Monitoring of Air Environment, Ambient noise monitoring.
2.	Water Pollution control	375	150	Capital cost would include cost of ETP, RO, MVR and STP including Civil work, mechanical work, and electrical work and piping work is included. Recurring cost is cost of treatment of waste water at site
3.	Solid and hazardous waste management	20	5	Capital cost would include providing storage space for hazardous waste. Recurring cost would include cost of transportation & disposal,
4.	Environment monitoring and management	10	5	The recurring cost would be incurred on hiring of consultants and payment of various statutory fees to regulatory agencies.

5.	Disaster and Risk Management	15	5	Periodic Health checkup, PPEs etc
6.	Green belt	10	12	Capital cost would include cost of plant species and labor cost and recurring cost would include cost of maintenance of that green belt including cost of tree guards, manure, water etc.
7.	Energy conservation	12	2	Solar panels/ LED lights etc.
8.	Air Pollution Control Devices	120	6	Multi-cyclone, Bag Filters, Scrubber etc.
9.	Rain Water Harvesting	40	5	Village pond adoption & provision in Govt. schools
Total		612	193	

In addition to the above, the CER activities with outlay of Rs 165 Lakhs capital cost and Rs 4.75 Lakhs recurring cost (as mentioned above at (i) of EMP) will also be deemed to be part of the EMP. The entire cost of the Environmental Management Plan including CER activities will be borne by the project proponent. Progress of implementation of the action plan shall be reported to the Ministry/Regional Office along with the Six-monthly Compliance Report.

XI 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

XII. 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.

XIII. ADDITIONAL CONDITIONS:

- i. The Environmental Clearance is granted to the project subject to the condition that industry shall obtain change of land use for the industrial purposes and submit a copy of the same to SEIAA. In case, CLU has been rejected for industrial use for any reason, SEIAA will not be responsible for the cost incurred on the project.
- ii. To achieve the Zero Liquid Discharge, waste water generated from different industrial operations should be properly collected, treated to the prescribed standards and then recycled or reused for the identified uses.
- iii. The project proponent shall make necessary arrangements for the recovery and reuse of steam condensate resulting from the indirect steam applications and shall not allow to discharge such effluents into drain.
- iv. The project proponent shall provide advanced scrubbing systems with proper neutralizing media to handle the acidic/alkaline emissions from storage, handling & processing activities. Wherever required, packed bed scrubbers will also be provided. The suction and scrubbing systems shall also be designed to handle the inherent odours from such units.
- v. The project proponent shall provide the Air Pollution Control Devices as proposed by the PPCB to control the emissions generated from the boiler within the prescribed parameter.
- vi. The project proponent shall practice rainwater harvesting to maximum possible extent. For this village ponds located at Villages- Jalaldiwal, Ramgarh Sivian, Bassian, Johlan, Tajpur, Talwandi Rai, Andlu, Tehsil Raikot, District Ludhiana, shall be adopted for desilting to recharge the rainwater. As an additional safety measure, the stream carrying waste water of the village shall be diverted in one corner of Phytoid plants trench (designed based on the technology developed by CSIR-NEERI's) divided in different parts, the overflow of each chamber shall be allowed to enter into another chamber which will ultimately lead to purification of water and collected into pond to avoid any contamination of ground water aquifer. Pond water will percolate through natural strata (without injection) to augment the ground water and remaining water shall be used for irrigation purposes by pumping method in the nearby fields.
- vii. The Project Proponent will submit the NOC from the concerned territorial and wildlife DFO's that no Forest/PLPA/Wildlife areas are involved, within the two months.

- viii. The Project Proponent shall ensure that the natural drainage channels in the project site including streams, drains, choes, creeks, rivulets etc. are not disturbed so that the natural flow of rain water etc is not impeded or disrupted in any manner.
- ix. As agreed to by the Project Proponent, incinerator shall be installed as integral part of the project for management of incinerable Hazardous/Solid wastes to be generated from various processes as well as treatment of wastewater and the same will be equipped with requisite Air Pollution Control systems as per provisions and specifications of the CPCB/PPCB from time to time. Monitoring of air emission generated from the Incinerator shall be carried out on quarterly basis.

Item No.191.03: Application for amendment in TOR for proposed development a residential complex project namely "AGI Sky Garden Jalandhar" at village Khazurla, Tehsil Phagwara, District Kapurthala, Punjab by M/s AGI Infra Ltd. (Proposal No. SIA/PB/MIS/220758/2021).

SEIAA observed as under:

The project Proponent was earlier granted EC vide no. SEIAA/2018/339 dated 21.03.2018 for construction of residential project namely "AGI Sky Garden Jalandhar" at village Khazurla, Tehsil Phagwara, District Kapurthala with total built up area of 146685 m² in land area of 50585 m² (12.5 acres).

Later on, the Project Proponent was issued ToR vide no. SEIAA/2020/1723 dated 19.07.2020 for expansion of the project with increase in the built-up area from 146685 m² to 250047 m² in land area of 76181 m² (18.825 acres).

Now, the project proponent has applied for amendment in ToR issued vide no. SEIAA/2020/1723 dated 19.07.2020. The Project Proponent has submitted that the project planning has been further revised, wherein the total built up will increase from 250047 m² to 273334 m² in land area of 86059 m² (21.27 acres). Project is covered under Schedule 8 (b) & Category 'B1' as per EIA Notification, 2006. The total Project cost is Rs. 409.6 Cr.

The project proponent had submitted the Form I, Pre-feasibility report and other additional documents on online portal. Earlier at the time of obtaining initial ToR for built up area of 250047 m², the Project Proponent deposited Rs. 30,000/- through DD. Now the Project Proponent has deposited an additional amount Rs. 5000/- vide NEFT No. PUNBH21217787293 on 05.08.2021. Thus, a total fee Rs. 35000/- has been paid for the ToR application, as verified by the supporting staff SEIAA. The total fee applicable on the project as per notification dated 27.06.2019 for the Environmental Clearance is Rs. 1,26,649/-. The fee applicable for the ToR is Rs. 31,662.25/- (25% of the total fee). Thus, the Project Proponent has deposited adequate fee.

The project proponent submitted an undertaking that the project site does not cover under the Forest Conservation Act, 1980 or Punjab Land Preservation Act, 1900, Wildlife area under Wildlife (Protection) Act, 1972. Further no litigation against the project is pending in any Court of Law and no construction activity relating to the project has been started. The project site neither fall in Eco-sensitive Zone nor in the boundary of critical polluted area. The project does not attract the general condition and specific condition.

The project proponent during the presentation to the Committee be asked to present the applicability of General Condition, suitability of site, land details etc.

1.0 Deliberations during 206th meeting of SEAC held on 18.09.2021

The meeting was attended by the following:

1. Sh. Aswani Kant Aggarwal, on behalf of Project Proponent.
2. Sh. Sital Singh, EIA coordinator, M/s Chandigarh Pollution Testing Laboratory, E-126, Phase-VII, Industrial Area, Mohali.
3. Sh. Vishal Duggal, Environmental Advisor.

SEAC raised following observations to the Project Proponent:

Sr. No.	Observations	Reply by the Project Proponent
1.	The Project Proponent has purchased additional land of about 2.44 acres as compared to the proposal for which earlier ToR were issued. Whether the land was purchased after the initial ToR were issued vide no. SEIAA/2020/1723 dated 19.07.2020 or before that.	The additional land was purchased on 09.06.2021 and the Project Proponent submitted copy of the Jamabandi having details about the mutation carried out on 11.06.2021.
2.	The Project Proponent shall submit compliance report of the conditions of the previous Environmental Clearance issued vide no. SEIAA/2018/339 dated 21.03.2018.	Submitted
3.	The Project Proponent shall submit photographs of the STP, green area and rainwater recharge structure.	Submitted

SEAC was satisfied with the proposal and the reply to the observations raised by the SEAC.

After detailed deliberations, SEAC decided to forward the application to SEIAA with recommendations to allow amendment in the Terms of References granted under the EIA notification dated 14.09.2006, as per details given below:

Particulars	Land area	Built-up area (gross)	Number of apartments	Green area under parks/play-grounds
Environment Clearance granted vide no. SEIAA/2018/339 dated 21.03.2018	50585 m ² (12.5 acres)	146685 m ²	1274	10913 m ² (21.6%)
ToR for expansion already issued vide no.	76181 m ² (18.825 acres)	250047 m ²	1901	17868 m ² (23.45%)

SEIAA/2020/1723 dated 19.07.2020				
Proposed amendment in ToR	86059 m ² (21.27 acres)	273334 m ²	2176	20449 m ² (23.8%)

2.0 Deliberations during 190th meeting of SEIAA held on 24.09.2021

The case was considered by SEIAA in its 190th meeting held on 24.09.2021 which was attended by the following:

- (i) Sh. Ashwini Kant, General Manager on behalf of the project proponent.
- (ii) Sh. Sital Singh, EIA coordinator, M/s Chandigarh Pollution Testing Laboratory, E-126, Phase-VII, Industrial Area, Mohali.
- (iii) Sh. Vishal Duggal, Environmental Advisor of the promoter company.

Before allowing presentation, to a query by SEIAA, Environmental Consultant informed that six monthly compliance report of earlier granted EC could not be uploaded on the Parivesh portal due to some technical problem as proposal was not available in the login ID of AGI Sky Garden. However, hard copy of six-monthly report was submitted to Regional office of MoEF&CC, Chandigarh on 15.06.2021.

SEIAA was not satisfied with the reply of the Environmental Consultant due to the following reasons:

- i). Submission of six-monthly report is a basic condition imposed in the Environmental Clearance and it has already been informed to all the consultants that no case will be considered without uploading of six-monthly report on Parivesh portal. Environmental Consultant has not raised concerned with MoEF&CC or SEIAA regarding the occurrence of technical problem on Parivesh portal while uploading the six-monthly report.
- ii). Hard copy of six-monthly report submitted to Regional Office of MoEF&CC, Chandigarh, was perused and found un-satisfactory as there was negligible progress in respect of most items and generalised remarks like “agreed and undertake to ensure” or “understand and accepted”, “agreed and being done” had been provided whereas specific quantitative details of action taken were required to be provided.

To another query by SEIAA, Environmental Consultant informed that no forest land is involved in the additional land procured for the proposed project. The same approach road will be used for expansion part of the project which was earlier proposed for project to which EC has already been granted by SEIAA. They had already obtained NOC from the Forest Department, while obtaining the EC for the earlier project.

After detailed deliberations, SEIAA decided to defer the case and ask the project proponent to submit the proper compliance report of conditions of the earlier granted Environmental Clearance and upload the six-monthly compliance report on the Parivesh portal.

In compliance with the aforesaid decision, Additional Details sought on 28.09.2021 from the project proponent on the Parivesh portal.

Accordingly, project proponent submitted the reply to the aforesaid observation, which is annexed as Annexure-1 of the Agenda for kind perusal please.

3.0 Deliberations during 191st meeting of SEIAA held on 11.10.2021

The case was considered by SEIAA in its 191st meeting held on 11.10.2021 which was attended by the following:

- (i) Sh. Ashwini Kant, General Manager on behalf of the project proponent.
- (ii) Sh. Vishal Duggal, Environmental Advisor of the promoter company.

On being asked by SEIAA, Environmental consultant of the promoter company presented the report on compliance of the conditions of the earlier granted Environmental Clearance and informed that six-monthly compliance report has been uploaded on the Parivesh portal. A copy of the report was also submitted which was taken on record. SEIAA observed from the 6 monthly status report that against the revised Project outlay of Rs 200 crores, an expenditure of Rs 130 crores (65% of total outlay) had already been incurred. However, the % expenditure on EMP activities (Capital + Recurring) was lagging far behind at less than 30% of the total outlay for EMP activities. PP assured that the deficit in EMP expenditure vis-à-vis total expenditure would be covered up soon.

Thereafter, Environmental Consultant presented the salient features of the project. A copy of the presentation was also submitted which was taken on record.

SEIAA observed that the case stands recommended by SEAC for amendment in the Environmental Clearance granted to the project proposal. SEIAA also examined the details of the case and was satisfied with the same.

After detailed deliberations, SEIAA decided to accept the recommendation of SEAC and amend Terms of Reference granted vide no. SEIAA/2020/1723 dated 19.07.2020 for increase in the total built-up area from 250047 sqm to 273334 sqm in land area from 76181 sqm to 86059 sqm of the project namely "AGI Sky Garden Jalandhar" at village Khazurla, Tehsil Phagwara, District Kapurthala, Punjab as proposed by SEAC.

Item No 191.04: Application for issuance of ToRs for carrying out EIA study for obtaining environmental clearance under EIA notification dated 14.09.2006 for setting up of new residential colony project namely "Suntec City by M/s the Indian Co-operative House Building Society Ltd, Proposal No. (SIA/PB/NCP/42854/2019).

SEIAA observed as under:

1.0 Present case:

The project proponent has applied for issuance of TORs to M/s Suntec City for setting up of new residential colony project namely "Suntec City ", located at village Palheri (H.B. no. 173), Tehsil- Kharar and Village Raihmanpur (H.B no. 172), Tehsil- Majri, District- SAS Nagar, New Chandigarh, Punjab with proposed built-up area as 2,08,819.52 Sqm. The Project is covered under Activity 8(b) as per EIA notification-2006.

The project proponent submitted the Form I (Appendix I),1A, Conceptual Plan and other additional documents on online portal. They have also deposited the processing fee amounting to Rs.52,205/- (25% of the total fee) through DD No. 004758 dated 13.12.2019.

The application was scrutinized & essential details were sought on 12.01.2020 and 15.04.2020, to which the project proponent replied dated 27.02.2020 and 09.07.2020 respectively. The brief details are as under:

Sr. No.	Detail of the Document	Reply submitted by PP dated 12.01.2020
1.	Cost of the project duly certified by Chartered Engineer/ Approved valuer and Chartered Accountant	Rs 370 Cr, Certificate submitted
2.	Copy of the Master plan duly marked with project site.	Submitted.
3.	Pre-feasibility report/ conceptual Plan as per Ministry of Environment & Forests, Circular dated 30.12.2010.	Submitted.
4.	Proof of ownership of land	MOA submitted in favour of Sh. Ajay Sehgal

Sr. No.	Detail of the Document	Reply submitted by PP dated 09.07.2020
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1.	Certificate of accreditation of EIA consultant	Consultant: P and M Solution Certificate No. NABET/EIA/1922/IA0053
2.	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	MOA submitted in favour of Sh. Ajay Sehgal
3.	Submit a Copy of Master Plan of the area showing land use pattern of the proposed site/certificate from Competent Authority intimating land use pattern of the project site as per proposals of the Master Plan of	Submitted.
4.	Undertaking for no litigation pending against the project.	No litigation is pending w.r.t. project, Undertaking submitted.

Environmental Engineer, PPCB, RO, SAS Nagar was requested vide email dated 15.09.2020 to send the construction status of the project site. However, the report was not sent by PPCB till the time of SEAC meeting.

The details of the project as given in Form 1, Pre-feasibility Report / Conceptual Plan, above EDS replies and other additional documents are as under:

Sr. no.	Description	Details
1.	Name & Location of the project	M/s. The Indian Co-op House Building Society Ltd. at Village Palheri (H.B. No. 173), Tehsil Kharar and village Raihmanpur (H.B. No. 172), Tehsil Majri, Distt. SAS Nagar (Area 108.58 acres). New Chandigarh, Punjab
2.	Project/activity	8(B)
3.	Co-ordinates of all the corners of the project site as per following:	
	S.No.	Latitude
	1.	30°47'40.11"N
	2.	30°47'41.38"N
	3.	30°47'26.04"N
	4.	30°47'22.05"N
	5.	30°47'28.91"N
		Longitude
		76°41'42.76"E
		76°41'40.67"E
		76°41'7.23"E
		76°41'7.36"E
		76°41'12.53"E

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	6.	30°47'14.41"N	76°41'9.72"E
	7.	30°47'6.62"N	76°41'15.94"E
	8.	30°47'8.30"N	76°41'19.70"E
	9.	30°47'14.38"N	76°41'13.93"E
	10.	30°47'16.23"N	76°41'24.71"E
	11.	30°47'12.20"N	76°41'29.77"E
	12.	30°47'4.14"N	76°41'42.25"E
	13.	30°47'4.27"N	76°41'37.25"E
	14.	30°47'11.87"N	76°41'42.42"E
	15.	30°47'31.82"N	76°41'36.99"E
	16.	30°47'31.54"N	76°41'41.51"E
	17.	30°47'38.45"N	76°41'51.49"E
	18.	30°47'22.28"N	76°41'15.37"E
4.	Copy of the Master plan duly marked with the project site		Submitted
5.	Copy of duly signed Layout plan		Submitted approved Layout plan vide Letter No. 5542-CTP(PB)/SP-454 dated 11-11-2016.
6.	Pre-feasibility/ conceptual report		Submitted
7.	Proof of ownership of land		Submitted
8.	Details of CLU certificate		Submitted CLU by Department of Town & Country Planning, Punjab Memo no. 2629 CTP(PB)/SP-432 dated 03-06-16.
9.	Copy of Memorandum of Article & Association.		Submitted Copy of Memorandum of Article in favour of Sh. Ajay Sehgal
10.	Proposed ToRs (based on the standard ToRs)		Submitted
11.	Classification/Land use pattern as per Master Plan		As per the New Chandigarh Master plan 2031 project falls in residential area.
12.	Cost of the project		Rs. 370 Cr (Development 37.50 + Land 332.50) EDS reply submitted Dated: 12.01.2020
13.	Processing Fee details (Amount/NEFT no./dated)		Amount Rs 52,205/- Ref No:183512003671 DD No: "004758" dated 13-12-2019
14.	Detail of various components		

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S.no.	Description	Particulars	Unit
7.	Plot Area (acres)	439407.67 sq.m. (108.58 acres / 43.94 Ha)	SQM
8.	Proposed Built Up Area	208819.52 sq.m	SQM
9.	Number of Building Blocks	557 (Plots) including Shopping, Education Site & EWS	Nos
10.	Total no of Saleable DU's	557 (Plots)	Nos
11.	Max Height of Building	28	Meter
12.	Max No of Floors	3	Nos
13.	Expected Population	13280	Persons
14.	Total Water Requirement	1647 Summer 1559 Winter 1532 Monsoon	KLD
15.	Freshwater requirement	1046	KLD
16.	Wastewater Generation	1307	KLD
17.	Proposed STP Capacity	2000	KLD
18.	Treated Water Available for Reuse	1176	KLD
19.	Rain Water Harvesting Potential	2805.06	CUM
20.	Proposed Total Parking	To be Done by individual flat owner	
21.	Surface Parking	To be Done by individual flat owner	ECS
22.	Basement Parking	Done by individual flat owner	ECS
23.	Required Green Area as per Plan	19837.69	SQM
24.	Proposed Green Area (7.195% as approved plan)	23791.47 Sq.m. as per approved plan	SQM

	25.	Municipal Solid Waste Generation	5850	KG/DAY	
	26.	Quantity of Hazardous Waste Generation	Not submitted	LTS/DAY	
	27.	Quantity of Sludge Generated from STP	Not submitted	KG/DAY	
15.	Breakup of Water Requirements & source in Operation Phase (Summer, Rainy, Winter):				
	S.No.	Season	Freshwater Domestic (KLD) Others (KLD)	Reuse water Flushing (KLD) Green area (KLD) HVAC (KLD)	Total (KLD)
	1.	Summer	1046 642	470 172 ---	1647
	2.	Winter	1046 526	470 56 ---	1559
	3.	Rainy	1046 486	470 16 ---	1532
	S.No.	Description	Source of water		
	1.	Domestic	Water will be supplied by GAMADA		
	2.	Flushing purposes	Recycle water		
	3.	Green area	Recycle water		
16.	Details of acknowledgement of application filed to CGWA /Competent Authority for obtaining permission for abstraction of ground water		Not Applicable		
17.	Specify block of project site as per CGWA norms (Notified/Non-Notified)		Non- Notified		
18.	Details of Wastewater generation, Treatment facility & its Disposal arrangements in Construction Phase		Not submitted Qty Details of Wastewater generation. During Construction: Septic tank followed by soak pit		
19.	Details of Wastewater generation, Treatment facility & its Disposal arrangements in Operation Phase		Total wastewater generation will be 1307KLD which will be treated in proposed STP of 2000KLD based on SBR technology to be installed within project premises. The details of the breakup of the utilization of wastewater are as under: -		

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		Season	Flushing (KLD)	Green area (KLD)	Disposal in GMADA Sever (KLD)
		Summer	470	172	534
		Winter	470	56	650
		Monsoon	470	16	690
		NOC regarding permission for disposal op treated water in proposed Sever Line of GMADA vide letter dated: 11.01.2019			
20.	Details of Rainwater recharging/Harvesting(m ³ /hr) proposal & technology proposed to be adopted	Total Rain Water: 2805.06 Cum/hr Harvesting pit and Tank total capacity: 137 cum No. of Pits proposed 21			
21.	Details of Solid waste generation (Qty), treatment facility and its disposal arrangement	5850.3 Kg/day during operation Treat as per the Solid Waste Management Rule 2016. GAMADA waste treatment facility			
22.	Details of Hazardous Waste&E-Waste generation (Qty), Treatment facility, and its disposal arrangement	Project Proponent informed that it is a residential project, hence, no Hazardous and E-Waste generated, A very less amount will be generated that will be treated as per the Solid Waste Management Rule 2016.			
23.	Detail of DG sets	Individual plot owners will make their own arrangement, 25 kVa D.G. will be provided to power failure.			
24.	Air pollution control device details	Water sprinkler will be used at site for regular water sprinkling			
25.	Energy Requirements & Saving	50. Nos of Solar Light, Energy-saving equipment Solar water heater will be used.			
26.	Details of Environmental Management Plan				
		Sr. No	Environmental Protection Measures	Capital Cost Rs. Lakh	Recurring Cost Rs. Lakh
		1.	Monitoring of Environment components	--	3

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		2	Water Conservation measures	500	20
		3	Energy Conservation Measures	6	0.5
		4.	Green Belt Development	215	5
		5.	Solid Waste Management	5	2
			Total	726	30.5
27.	<p>c. Details of Corporate Environmental Responsibility (CER) indicating various activities to be undertaken as per the provision of OM dated 01.05.2018</p> <p>d. Details of NOC from the village Sarpanch, Certificate from the School Principal & concerned Govt. Departments etc.</p>	<p>Corporate Environment Responsibility (CER) Budget towards capital expenditure in accordance with the MoEF&CC Office Memorandum F.No. 22-65/2017-IA.III dated 01.05.2018 for Social Welfare.</p> <p>The estimated cost of the project is Rs 370 Crores 2% of the project cost has been earmarked for the Corporate environment Responsibility (CER) to meet expenditures for the stakeholders as per social impact assessments. As per the commitment made during the public hearing an amount of Rs. 7.4 Crores will be spent</p> <p>Timeline and CER activity will be done at the time of EIA study</p>			
28.	<p>Details of green belt development shall include the 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 will be examined during the EIA Study</p> <p>b) 7.195 % (5.897 Acre/ 23791.47 Sq.m.) as per approved plan and 7526.54 additional.</p>			

2.0 Deliberations during the 193rd meeting of SEAC held on 26.09.2020

The meeting was attended by Sh. Ajay Sehgal, Director of the company and Mr. S. Brahma, Environmental Consultant, M/s Shivalik Solid Waste Management Ltd., Zirakpur. Environmental Consultant of the promoter company was not allowed to make a presentation for the proposal before SEAC as the construction status report was not sent by PPCB till the time of the meeting.

After detailed deliberations, SEAC decided to defer the case and the same shall be placed in the next meeting of SEAC after getting the construction status report from PPCB.

In compliance with the above decision, the Member Secretary, PPCB, was requested vide email dated 19.10.20 to send the construction status of the project site. However, the report is yet awaited.

3.0 Deliberations during the 194th meeting of SEAC held on 23.10.2020

The meeting was attended by Sh. Devipal Sharma, Manager from the promoter company, Ms. Shivani Dutt & Sh. Suryakant Srivastva, Environment Consultant from M/s P & M Solutions Consultancy Services.

SEAC was apprised that construction status report from the PPCB has not yet received.

Environmental Consultant of the promoter company was not allowed to make a presentation for the proposal before SEAC as the construction status report was not sent by PPCB till the time of the meeting.

After detailed deliberations, SEAC decided to defer the case and the same be placed in the next meeting of SEAC after getting the construction status report from PPCB.

4.0 Deliberations during the 196th meeting of SEAC held on 01.03.2021

The case was considered by SEAC in its 196th meeting held on 01.03.2021 and same was attended by following:

1. Sh. Devi Pal Sharma, representative of the Project Proponent.
2. Ms. Shivani Dutt, M/s P & M solutions, Noida.

It is submitted that the Punjab Pollution Control Board vide letter no. 4185 dated 23.10.2020 has sent latest construction status report which was placed before SEAC for consideration. SEAC perused the report and observed that the site of the project was visited by the Regional Office of the Punjab Pollution Control Board on 25.09.2020 and it was observed that the project proponent had laid sewer and inner roads in one pocket only i.e., approximately 4-5% of the total area. SEAC further observed that the project proponent affords an opportunity of personal hearing before the Chairman of the Board on 01.07.2019 due to the reason that the project proponent had started construction without obtaining Environmental Clearance under the EIA notification dated 14.09.2006. After hearing it was decided as under:

- i) The promoter company shall not carry out any development work at proposed site without getting environmental clearance as required under EIA notification no. S.O.4533 E dated 14.09.2006.
- ii) The promoter company shall furnish a bank guarantee amounting to Rs. 10.00 lacs which shall be valid for at least one year, to the Environmental Engineer, Regional Office, SAS Nagar within 7 days as an assurance to not to carry out any development work at site without getting environmental clearance as required under EIA notification dated 14.09.2006 as well as assurance to comply with the various environmental Laws/Rules.
- iii) The NOC applied by the promoter company be granted (after the submission of said bank guarantee) subject to the specific condition that the promoter company shall not carry out any development/construction work at site without getting environmental clearance as required under EIA notification dated 14.09.2006.

SEAC observed that as per EIA Notification dated 14.09.2006, the project proponent was required to obtain Environmental Clearance before starting any construction activity. But in the present case, the project proponent has already laid sewer and inner roads in one pocket only which is 4-5% of the total area. However, SEAC was of the view that laying of sewer and

internal roads in one pocket is a minor construction activity and no major civil construction has been constructed by the project proponent. Moreover, Chairman, Punjab Pollution Control Board has already granted NOC to the project proponent after giving personal hearing on 01.07.2019.

SEAC further observed that the window for considering violation cases given by MoEF&CC, GoI had already expired on 13.04.2018 and thereafter no specific instruction for dealing with violation cases have been issued by MoEF&CC.

In view of above observations, SEAC after due deliberations decided to forward this case to SEIAA with the recommendation to allow SEAC to process cases of minor violation in the interest of development of State and to avoid unnecessary litigation.

5.0 Deliberations during 178th meeting of SEIAA held on 22.03.2021

The case was considered by SEIAA in its 178th meeting held on 22.03.2021, wherein SEIAA observed that the EIA notification dated 14.09.2006 stipulates that all projects mentioned in the Schedule appended to the said notification are required to obtain Environmental Clearance prior to commencement of any construction or pre-construction work including preparation of land (except securing of land for the Project).

As per the construction status report of the PPCB the project proponent had commenced construction in the Project site by laying sewer pipes and making internal roads in part of the area without obtaining the requisite prior Environmental Clearance which is a clear case of violation of the EIA notification.

SEIAA, therefore, did not agree with the recommendations of SEAC that it may be allowed to process the case being one of "minor violation" since the EIA Notification neither defines nor differentiates between "minor" and "major" violations. The EIA Notification also does not empower SEIAA or SEAC to condone violations "in the interest of development of the State" or "to avoid unnecessary litigation" as recommended by SEAC.

SEIAA further observed that the MoEF&CC vide its notifications dated 14.03.2017, 08.03.2018, 15.03.2018, 16.03.2018 and 09.09.2019 had laid down procedures for entertaining and processing violation cases in respect of which Project Proponents had sought condonation prior to the final cut off window of 13.04.2018. However, no procedure has been prescribed by the MOEF&CC in respect of cases of violations after 13.04.2018. Taking into consideration the fact that more such cases of violations are bound to come up in future too, SEIAA decided that a detailed reference should be made to MOEF&CC suggesting a procedure for dealing with such cases keeping in view the spirit of the orders of various Courts and the NGT on the subject.

SEIAA further observed that effective mechanisms needed to be put in position to ensure that all the projects coming in the ambit of the EIA Notification apply for and obtain prior Environmental Clearance before start of project activities as stipulated in the Notification dated 14.09.2006.

After detailed deliberations, SEIAA decided as under:

- i) A detailed reference be made to MoEF&CC seeking clarity on dealing with cases in which violations of the EIA notification have occurred or come to light after 13.04.2018.

- ii) A copy of the EIA Notification dated 14-9-2006 be sent to all concerned Departments, Corporations, Boards and Municipalities in Punjab State which regulate activities falling in the schedule attached to the EIA Notification dated 14.09.2006. All such Departments / Organizations should be requested to make it mandatory that projects falling under the ambit of EIA notification should have the requisite Environmental Clearance before statutory clearances are issued to such projects by the concerned Departments / Organizations.
- iii) The above issues will also be discussed in the next Joint meeting of SEIAA and SEAC.

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

- i) A detailed reference has been made to MoEF&CC by SEIAA vide letter No 3772 dated 09.04.2021 requesting clarification on the procedure to be adopted for violations after 13.04.2018.
- ii) A copy of the EIA Notification dated 14-9-2006 has been sent through email to all concerned Departments, Corporations, Boards and Municipalities in Punjab State which regulate activities falling in the schedule attached to the EIA Notification dated 14.09.2006. All such Departments / Organizations have also been requested to make it mandatory that projects falling under the ambit of EIA notification should have the requisite Environmental Clearance before statutory clearances are issued to such projects by the concerned Departments / Organizations.
- iii) The above issue has been flagged and noted separately to discuss the same in the next Joint meeting of SEIAA and SEAC.

In the meanwhile, the Indian Cooperative Housing Building Society Ltd. (Registered SAS Nagar, Mohali vide letter dated 22.03.2021 (received on 24.03.2021) informed as under: -

- (i) Earlier, application was filed for grant of Environmental Clearance for residential colony project namely Suntec City located at Village Palheri (H.B. no. 173), Tehsil Kharar and Village Raihmanpur (H.B. no. 172), Tehsil Majri, District SAS Nagar, New Chandigarh, Punjab having plot area of 108.58 acre and built-up area of 2,08,819.52 sq.m.
- (ii) Now, they have changed the planning of the project in a way that only development work will be undertaken by them in the form of laying of roads, plumbing, electrical lines, etc. within the project and no construction on any plot or group housing will be done by them.
- (iii) They wish to draw SEIAA attention towards EIA Notification, 2006 and its amendments, if the plot area of the project is more than 50 ha or built-up area is more than 1,50,000 sq.m. then, it comes under schedule 8 (b). As plot area of their project is 108.58 acres (44.34 ha) which is less than 50 ha and no construction on any plot or group housing will be done by them; thus, project does not fall under the purview of Environmental Clearance.
- (iv) Further, they assure that consent to Establish will be obtained from Punjab Pollution Control Board for the said development work. And if, the group housing site within the project will be having built-up area more than 20,000 sqm. then separate

Environmental Clearance will be obtained for the said group housing site by the individual plot owner.

- (v) As such, it is requested to kindly allow the withdrawal of their application submitted for the Environmental Clearance.

6.0 Deliberations during 179th meeting of SEIAA held on 12.04.2021

The case was considered by SEIAA in its 179th meeting held on 12.04.2021, which was attended by Sh. Devi Pal Sharma and Dr. Sandeep Garg Environmental Consultant on behalf of the promoter company.

During the meeting, SEIAA was apprised that Member Secretary, PPCB vide letter no. 1777 dated 05.04.2021 in reference to the email dated 19.10.2020 informed that the proposed site of the project is situated in the residential area as per the notified Master Plan of New Chandigarh. Further, there is no MAH industry within a radius of 250 m from the boundary of the proposed site of the project. There is no Air Polluting Industry within 100 m radius from the boundary of the proposed site of the project. Therefore, the site of the project is conforming to siting guidelines laid down by the Govt. of Punjab, Department of Science, Technology & Environment vide order dated 25.07.2008 as amended on 30.10.2009.

As per the record of this office, the industry has applied for consent to establish (NOC) of the Board through OCMMS in the month of January, 2019. The industry has submitted proposal to abstract ground water @2200 KLD and 1887 KLD effluent will be treated. The project proponent has submitted proposal to install STP of capacity 2 MLD based on SBR technology. The treated effluent @ 1698.3 KLD will be utilized onto land for horticulture and plantation area (35.565 acre horticulture land and 6.5 acre onto land for plantation as per Karnal technology). The remaining treated effluent will be discharge into GMADA sewer. The project proponent has submitted a proposal to dump the solid waste at authorized dumping site for which GMADA has issued permission to the project proponent vide no. SE(C1)/GMADA/2019/84 dated 11.01.2019.

Environmental Consultant of the promoter company informed that the planning of the project has been changed and they are in the process of getting the approval for the revised layout plan of the project. To a query by SEIAA regarding commencing construction of internal roads and laying of sewers in violation of the EIA 2006 as reported by PPCB vide letter No 4185 dated 23.10.2020, Environmental Consultant stated that the planning has been changed by the promoter company and construction work has been stopped. Environmental Consultant reiterated the submissions made vide their aforementioned letter dated 22.03.2021 that the Project Proponent would not be undertaking any construction itself and hence no violation has been made by the project proponent at this stage.

To another query of SEIAA, the project proponent and Environmental Consultant both stated that if their present application for withdrawal is accepted, they will apply afresh for Environmental Clearance for their project after getting the revised layout plan of the Township & Area Development project.

SEIAA was not satisfied with the reply of project proponent due to the following reasons:

- i) The application for withdrawal appears to have been submitted by the Project proponent only to escape the anticipated action against them regarding the violations made by them by commencing work on the project prior to obtaining EC in contravention of the EIA Notification, 2006. This is evidenced by the fact that they have submitted detailed maps, plans and extensive other documentation for the Project which all consistently state that the built-up area of the project will be 2,08,819.52 sq mts. They have also consistently been following up their case since 2019. Even as late as the SEAC meeting held on 01.03.2021 attended by the Project Proponent and their Environmental Consultant, no mention has been made of any change in plans or withdrawal of their application. The request for withdrawal has suddenly been made only after SEIAA took cognizance of the violations made by the Project Proponent and prima facie appears to have been done only to escape action against them for the said violations.
- ii) The Project Proponent's main contention is that since the construction of the built-up area is no longer proposed to be undertaken by them, the EIA Notification 2006 will not be applicable to their Project. This argument is not tenable since the EIA Notification 2006 is applicable to all projects having total area above 50 hectares and /or built-up area above 1,50,000 sq mts regardless of whether the Project Proponent or any other agency / person undertakes the actual construction. The application for obtaining EC has been made by the Project Proponent in which an exact figure of 2,08,819.52 sq mts built-up area has been computed. Since this built-up area is in excess of the threshold figure of 1,50,000 hectares, the Project is covered under the EIA Notification 2006, irrespective of whether the construction is done by the Project Proponent or by any other agency.
- iii) The violations reported by the PPCB vide their letter dated 23.10.2020 obviously ante-date the said letter of the PPCB. Hence the violations occurred well before the Project Proponent requested withdrawal of their application vide letter dated 22.03.2021 and thus, attract the relevant provisions of EIA Notification 2006.

After detailed deliberations, SEIAA decided to issue notice to the Project Proponent to show cause why action should not be initiated against them in respect of the aforementioned violations under Section 5 of the Environmental Protection Act, 1986. SEIAA further decided that a copy of the notice be also sent to PPCB stating that "Consent to Operate" may not be granted to the Project Proponent till a final decision is taken in the matter. Project Proponent also be directed not to undertake any further construction till a final decision in the matter is taken by SEIAA.

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

- i) Show cause notice has been issued vide letter no 4069 dated 04.05.2021 to the project proponent. A copy of the notice has been endorsed vide no 4070 dated 04.05.2021 to PPCB stating that "Consent to Operate" may not be granted to the Project Proponent till a final decision is taken in the matter
- ii) Project Proponent has been directed vide letter no 4071 dated 04.05.2021 not to undertake any further construction.

The project proponent vide letter no 2161 dated 17.05.2021 sought additional time to reply the show cause notice issued by SEIAA vide letter no 2176 dated 11.06.2021 due to reason that management and most of the employees were suffering from COVID-19 pandemic; thus;

they will not be able to submit the reply of show cause in the given timeline. Therefore, it was requested to give additional time frame of 15 days,

The project proponent has now submitted the reply to show cause notice vide letter no 2176 dated 11.06.2021 in reference to SEIAA letter no 4069 dated 04.05.2021. A copy of reply was annexed as Annexure-B of the agenda.

7.0 Deliberations during 183rd meeting of SEIAA held on 15.06.2021

The case was considered by SEIAA in its 183rd meeting held on 15.06.2021, which was attended by Sh. Devi Pal Sharma and Dr. Sandeep Garg Environmental Consultant on behalf of the promoter company.

Environmental Consultant of the promoter company submitted that they agreed to pay for the Environmental degradation as well as to undertake the CSR activity in the area around the Project site in lieu of the minor violation done by the Project Proponent. Further, violation window for the Environmental Clearance given by MoEF&CC has already been closed on 13.04.2018. As such, it is requested to take a lenient view on their case and consider the case for out of court settlement by imposing Environmental Compensation as applicable and grant them the Environmental Clearance on the basis of MoEF&CC Notification dated 08.03.2018.

SEIAA was also apprised that the matter regarding procedure to be adopted for violation cases identified after the final cut off window of 13.04.2018, was also considered in the 12th Joint Meeting of SEIAA/SEAC held on 09.06.2021 and it was noticed that no reply has been received from the MoEF&CC in reference to the letter no. 3772 dated 09.04.2021 to provide clarity on dealing with cases in which violations of the EIA notification have occurred or come to light after 13.04.2018 so that SEIAA Punjab may adopt similar procedures for dealing with such cases. A reminder has also been sent vide email dated 19.05.2021 to the Ministry but a reply is still awaited.

As such, it was decided by the Joint Committee that another reminder may be issued to the Ministry. In case, clarification is still not received, matter may be re-examined and decision taken whether the procedure prescribed in MOEF&CC Notification dated 14.03.2017 for dealing with the violation cases (which is continuing to be adopted by the MoEF&CC for post 14.03.2018 violations) may also be adopted by SEIAA/SEAC, Punjab for such fresh violations which come to notice after 14.03.2018.

After detailed deliberations, SEIAA decided to defer the case for a period of 01 month during which efforts should continue to be made to get the required clarification from MOEF&CC.

In compliance with the aforesaid decision, Joint Secretary, MoEF&CC, New Delhi has been requested vide letter no 4435 dated 25.06.2021 & email dated 26.06.2021 to provide the clarity on procedure to be adopted in violation cases which have come to light after 13.04.2018.

8.0 Deliberations during 203rd meeting of SEAC held on 05.07.2021

SEAC observed that no action was pending on behalf of SEAC, however, the case was reflected in the pendency list of SEAC on the Parivesh Portal due to technical reasons.

After deliberations, SEAC decided to forward the case to SEIAA online for taking further necessary action.

Further, 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.

9.0 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) Sh. Devipal Sharma, Representative and Project proponent.
- (ii) Dr. Sandeep Garg, Ms. Priyanka Madan and Ms. Simran and, Environment Consultant of the project proponent.

Environmental Consultant of the promoter company informed SEIAA that the 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 issued by the MoEF&CC. On being asked by SEIAA to provide a copy of the detailed order passed by the Hon'ble High Court, Environmental Consultant sought time to submit the same.

After detailed deliberation, SEIAA decided to defer the case and seek clarification from the Regional office of MoEF&CC, Chandigarh, 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.

In compliance with the aforesaid decision, Regional office of MoEF&CC, Chandigarh has been requested vide letter no. 4615 dated 10.08.2021. An email has been received from the Regional office MoEF&CC, Chandigarh addressed to Director (IA- Policy), MoEF&CC, New Delhi on 31.08.2021 wherein it was requested to provide the necessary guidance to proceed further. However, no reply has been received from the MoEF&CC, New Delhi.

10.0 Deliberations during 191st meeting of SEIAA held on 11.10.2021

The case was considered by SEIAA in its 191st meeting held on 11.10.2021 which was attended by Dr. Sandeep Garg and Ms. Priyanka Madan, Environment Consultant of the project proponent.

During the meeting, Environmental Consultant of the promoter company submitted that in a very recent similar "violation" case, MoEF&CC, New Delhi has granted Environmental Clearance on 21.05.2021 for expansion of the group housing project namely "Green Lotus Saksham" with built-up area of 1,24,724.142 sqm located at village Nabha and Chatt Zirakpur, Distt. SAS Nagar developed by M/s Maya Builders after issuing a show cause notice u/s 5 of the Environment (Protection) Act, 1986. Copies of EC letter, Minutes of EAC held on 8th January, 2021 and Show Cause notice issued in the matter were submitted by the Environmental Consultant, which were taken on record by SEIAA. Environmental Consultant

requested to grant the EC being a very minor violation as project proponent has only laid sewer and internal roads in a small pocket of the Project and no major civil construction has been commenced.

To a query by SEIAA, Environmental Consultant informed that he is not fully aware whether the construction has actually been fully stopped at project site after the site visited by the officer of the PPCB on 25.09.2020.

After detailed deliberations, SEIAA decided to defer the case and examine in detail the similar project of "Green Lotus Saksham" in which post-violation EC has been granted by MoEF&CC only recently. SEIAA also decided to visit the project site on 18.10.2021 (Monday) at 11:00 AM to verify the construction status of the project.

Item No. 191.05: Request regarding corrigendum in transfer letter of Environmental Clearance issued for mining of minor minerals in the revenue estate of Village Mugla, Tehsil Kahnuwan, District Gurdaspur in the name of M/s Prime Vision Industries Private Limited, 312, 3rd Floor, Vishal Chamber, P-1, Sector- 18, Noida – 201301 (UP).

SEIAA observed as under:

1.0 Background

The General Manager – cum – Mining Officer, District Industries Centre, Gurdaspur was granted Environmental Clearance under EIA notification dated 14.09.2006 vide no. 5128 dated 01.10.2015 for carrying out mining of minor minerals (sand) @ 1,92,049 TPA in an area of 4.39 Hain the revenue estate of Village Mugla, Tehsil & District Pathankot, subject to certain conditions including the following condition:

"The Mining Officer may apply for transfer of environmental clearance under EIA notification dated 14.09.2006 to the contractor/lessor finalized by the Department of Industries & Commerce to SEIAA, Punjab. However, no activity shall be undertaken by the lessor/contractor till the environmental clearance is transferred in his name and he is lawfully bound to comply with the conditions of the environmental clearance".

The Executive Engineer - cum- District Mining Officer, Gurdaspur vide letter no. 1576-79 dated 16/10/2019 has requested to transfer the Environmental Clearance for the above noted mining site in the name of M/s Prime Vision Industries Private Limited, 312, 3rd Floor, Vishal Chamber, P-1, Sector- 18, Noida – 201301 (UP).

The contractor namely M/s Prime Vision Industries Private Limited has submitted request dated 25.09.2019 for transfer of the said Environmental Clearance in its name. Following documents have been submitted by the contractor along with the request:

Sr. No.	Documents	Remarks
1	Copy of Environmental Clearance granted vide no. 5128 dated 01.10.2015.	Submitted
2	Copy of request submitted by Executive Engineer - cum- District Mining Officer, Gurdaspur vide letter no. 1576-79 dated 16/10/2019. (Received later)	Submitted
3	Copy of Provisional Acceptance Letter for mining of Block no 4 comprising of District Gurdaspur E-Auction dated 29.07.2019.	Submitted
4	Resolution of the company regarding the authorized signatory.	Submitted
5	Affidavit to the effect that the promoter company will comply with conditions as imposed by SEIAA.	Submitted

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6	Memorandum of Articles of Association	Submitted
7	Fee @ Rs. 2000/- per hectare	Rs. 8780/- vide DD No. 225054, Dated-04.10.2019.
8	Site Demarcation on AksSajra Plan with report of the Mining and Revenue Department.	Undertaking to the effect that the same will be submitted at the time of meeting.
9	CER plan as per Office Memorandum dated 01/05/2018	Undertaking to the effect that the same will be submitted at the time of meeting.

The case was considered by SEIAA in its 155th meeting held on 14.11.2019, which was attended by the following:

- (i) Sh. Harkesh Singh, representative of the contractor namely M/s Prime Vision Industries Pvt. Ltd.
- (ii) Sh. Arun Kumar Yadav, CEO, M/s Overseas Min-Tech Consultants.
- (iii) Sh. Sushminder Singh, State Geologist, Department of Mines & Geology, Punjab.
- (iv) Sh. S.S. Bhullar (SE, Mining), Department of Mines & Geology, Punjab.
- (v) Sh. I.G.Goyal (SE, Mining), Department of Mines & Geology, Punjab.
- (vi) Sh. J.S. Bhinder, Executive Engineer, Water Resources Department, Punjab.
- (i) Sh. Paras Mahajn, Assistant Geologist, Department of Mines & Geology, Punjab.

Environmental Consultant of the contractor presented the salient features of the project and requested to transfer the Environmental Clearance in the name of the contractor. Copy of presentation was taken on record.

To the queries of SEIAA, SE (Mining) submitted a joint demarcation report dated 09.10.2019 made by the Revenue Department in the presence of the contractor, villagers & mining department and absolute elevation (Redline) drawing in compliance to the condition no.(ii) of Specific Conditions imposed in the environmental clearance. Both the documents were taken on record by SEIAA.

The SEIAA observed that as per EIA notification dated 14.09.2006, the environmental clearance granted for a specific project or activity to an applicant can be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written "no objection" by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period. No reference to the State Level Expert Appraisal Committee concerned is necessary in such cases.

Further, as per condition (i) of OM No. 22-27/2015-IA-III dated 12.04.2016 issued by the MoEF&CC, the environmental clearance of the projects which had not completed five (5) years on the date of publication of Notification i.e., 29.04.2015, there validity will stand

automatically extended to seven (7) years Accordingly, in the present case, the validity of environmental clearance of the project will stand automatically extended to seven years.

The SEIAA further observed that the Executive Engineer - cum- District Mining Officer, Gurdaspur has requested to transfer the Environmental Clearance in the name of the contractor for a period of 3 years or the validity period of Environmental Clearance whichever is earlier.

SEIAA observed that as per the MoEF notification dated 14.08.2018, competency to decide the case lies with the SEIAA.

In compliance to said provision of the EIA notification dated 14.09.2006, the SEIAA decided to transfer the Environmental Clearance granted to the General Manager-cum-Mining Officer, Gurdaspur vide no. 5128 dated 01.10.2015 for carrying out mining of minor minerals (sand) @ 1,92,049 TPA in an area of 4.39 Hain the revenue estate of VillageMugla, Tehsil & District Pathankot in the name of M/s Prime Vision Industries Private Limited, 312, 3rd Floor, Vishal Chamber, P-1, Sector-18, Noida for a period of 3 years from the date of final approval to be issued by the Govt. for carrying out the mining operations or the validity period of environmental clearance, whichever occurs earlier, subject to the same conditions as mentioned in the Environmental Clearance issued vide letter no. 5128 dated 01.10.2015 and an additional condition that the project proponent shall spend the proposed amount of Rs. 4.2 Lakhs, reserved under the CER activity, as per the OM dated 01.05.2018, considering the local needs of the village.

In compliance with the aforesaid decision, Environmental Clearance was transferred in the name of applicant vide letter no 1055-63 dated 02.12.2019 for a period up to 30.09.2020 instead of issuing up to 30.09.2022

2.0 Present Case

M/s Prime Vision Industries Pvt. Ltd. vide letter dated 11.06.2021 has now requested to issue corrigendum in the transfer letter issued vide letter no. 1055 dated 02.12.2019 regarding the remaining validity of Environmental Clearance considering the following grounds: -

- (i) As per the MoEF Notification No. S.O. 1141 (E) dated 29.04.2015, the prior environmental clearance granted for a project or activity shall be valid for a period of ten years in the case of River Valley projects [item 1 (c) of the Schedule], project life as estimated by the Expert Appraisal Committee or State Level Expert Appraisal Committee or District Level Expert Appraisal Committee subject to a maximum of thirty years for mining projects and seven years in the case of all other projects and activities.
- (ii) Executive Engineer - cum- District Mining Officer, Gurdaspur vide letter no. 1576-79 dated 16.10.2019 has requested to transfer the Environmental Clearance in the name of the contractor for a period of 3 years i.e., **15.10.2022**.
- (iii) Provisional acceptance of quarry to the allottee vide letter no. 720/E-auction dated 31.07.2019 for mining block no. 4 comprising of District Hoshiarpur, Gurdaspur E-auction dated 29.07.2019 subject to fulfilment of certain terms & condition including the term of concession shall be three years which shall be counted from the completion of all formalities including taking Environmental Clearance or 4 months

from award of contract, whichever is earlier i.e., **30.11.2022** (04 months after the issuance of Provisional acceptance of quarry to allottee)

- (iv) However, the Environmental Clearance was transferred in the name of contractor M/s Prime Vision Industries Pvt. Ltd. for a period up to 30.09.2020 instead of 30.09.2022

In view of the above, it is requested that corrigendum in the transferred letter 1055 dated 02.12.2019 may please be issued by extending the validity of Environmental Clearance up to 30.09.2022.

3.0 Deliberations during 184th meeting of SEIAA held on 28.06.2021.

The case was considered by SEIAA held on 28.06.2021 but no one attended the meeting on behalf of the project proponent.

SEIAA perused the Notification No. S.O. 2944 (E) dated 14.09.2016 regarding the “Validity of Environmental Clearance”, wherein in it has been mentioned as under: -

“The “Validity of Environmental Clearance” is meant the period for which a prior environmental clearance is granted by the regulatory authority, or may be presumed by the applicant to have been granted under sub-paragraph (iii) of paragraph 8, to the start of production operations by the project or activity, or completion of all construction operations in case of construction projects (item 8 of the Schedule), to which the application for prior environmental clearance refers. The prior environmental clearance granted for a project or activity shall be valid for a period of ten years in the case of River Valley projects [item 1(c) of the Schedule], project life as estimated by the Expert Appraisal Committee or State Level Expert Appraisal Committee or District Level Expert Appraisal Committee subject to a maximum of thirty years for mining projects and seven years in the case of all other projects and activities.”

SEIAA observed that the project proponent has not submitted the compliance of conditions of earlier Environmental Clearance granted to it.

After detailed deliberations, SEIAA decided to defer the case and direct the project proponent to submit compliance of the conditions of Environmental Clearance earlier granted vide letter no. 5128 dated 01.10.2015 and later on transferred vide letter no. 1055 dated 02.12.2019.

In compliance with the aforesaid decision, Project proponent has been requested vide letter no. 4516 dated 13.07.2021 to submit the compliance of the conditions of Environmental Clearance earlier granted to it.

Accordingly, the project proponent has submitted compliance report of the conditions of earlier EC granted to it, which is annexed as Annexure-2 of agenda.

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

The case was considered by SEIAA in its meeting held on 23.08.2021 which was attended by Mohammad Sharique, Authorised Signatory on behalf of M/s Prime Vision Industries Pvt. Ltd. SEIAA perused the compliance report of conditions of the earlier Environmental Clearance and observed that project proponent has made general remarks like “Being Complied with” or “Will be submitted in next report” which is unacceptable since the sand mining quarry is in

operation since long and specific compliance is to be furnished in the 6 monthly compliance status reports. In addition, the compliance of the following has also not yet been submitted:

- (i) Amount spent on the CER activities and item wise break up.
- (ii) Actual expenditure incurred on the Environmental Management Plan.
- (iii) Site photographs showing the compliance of the conditions regarding raising plantations, use of water sprinklers and use of covered trucks.
- (iv) "Pollution Under Check" certificates of hired vehicles.

To this, Project proponent replied that updated compliance report including compliance of the aforesaid specific conditions shall be submitted shortly. Project Proponent also assured that they will fully comply with the SSMG 2018 and EMSGM 2020 Guidelines of the MOEF&CC in so far as they relate to the mining lease holders.

After detailed deliberations, SEIAA decided to defer the case and same may be placed before SEIAA after getting the amended compliance status report from the project proponent.

In compliance with the aforesaid decision, Project proponent has been requested vide letter no. 4728 dated 02.09.2021 to submit the compliance of the conditions of Environmental Clearance earlier granted to it.

No reply has been received from the project proponent so far.

5.0 Deliberations during 191st meeting of SEIAA held on 11.10.2021.

The case was considered by SEIAA in its 191st meeting held on 11.10.2021 but neither the PP nor their authorised representative or Environmental Consultant attended the meeting. During the meeting, SEIAA was apprised that Project proponent has submitted the case offline and no reply has been received from the project proponent in reference to the SEIAA letter no. 4728 dated 02.09.2021 regarding submission of compliance of the conditions of Environmental Clearance earlier granted to it.

After deliberation, SEIAA decided that the project proponent be asked to submit the proposal online on Parivesh portal as per guidelines issued by MoEF&CC vide OM dated 19.04.2021.

Item No.191.06: Request regarding corrigendum in the transfer of Environmental Clearance granted under EIA notification dated 14.09.2006 to The Director, Department of Industries & Commerce, Govt. of Punjab for mining of minor minerals in the revenue estate of Village Kishana, Tehsil Kahnuwan, District Gurdaspur in the name of M/s Prime Vision Industries Private Limited, 312, 3rd Floor, Vishal Chamber, P-1, Sector-18, Noida – 201301 (UP).

Facts of the case are as under:

1.0 Background -

The General Manager – cum – Mining Officer, District Industries Centre, Gurdaspur was granted Environmental Clearance under EIA notification dated 14.09.2006 vide no. 5127 dated 01.10.2015 for carrying out mining of minor minerals (sand) @ 89,980 TPA in an area of 1.92 Hain the revenue estate of Village Kishana, Tehsil Kahnuwan, District Gurdaspur, subject to certain conditions including the following condition:

"The Mining Officer may apply for transfer of environmental clearance under EIA notification dated 14.09.2006 to the contractor/lessor finalized by the Department of Industries & Commerce to SEIAA, Punjab. However, no activity shall be undertaken by the lessor/contractor till the environmental clearance is transferred in his name and he is lawfully bound to comply with the conditions of the environmental clearance".

The Executive Engineer - cum- District Mining Officer, Gurdaspur vide letter no. 1568-71 dated 16/10/2019 has requested to transfer the Environmental Clearance for the above noted mining site in the name of M/s Prime Vision Industries Private Limited, 312, 3rd Floor, Vishal Chamber, P-1, Sector- 18, Noida – 201301 (UP).

The contractor namely M/s Prime Vision Industries Private Limited has submitted request dated 25.09.2019 for transfer of the said Environmental Clearance in its name. Following documents have been submitted by the contractor along with the request:

Sr. No.	Documents	Remarks
1	Copy of Environmental Clearance granted vide no. 5128 dated 01.10.2015.	Submitted
2	Copy of request submitted by Executive Engineer - cum- District Mining Officer, Gurdaspur vide letter no. 1568-71 dated 16/10/2019. (Received later)	Submitted
3	Copy of Provisional Acceptance Letter for mining of Block no 4 comprising of District Gurdaspur- Auction dated 29.07.2019.	Submitted
4	Resolution of the company regarding the authorized signatory.	Submitted

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5	Affidavit to the effect that the promoter company will comply with conditions as imposed by SEIAA.	Submitted
6	Memorandum of Articles of Association	Submitted
7	Fee @ Rs. 2000/- per hectare	Rs. 3840/- vide DD No. 225055, Dated-04.10.2019
8	Site Demarcation on AksSajra Plan with report of the Mining and Revenue Department.	Undertaking to the effect that the same will be submitted at the time of meeting.
9	CER plan as per Office Memorandum dated 01/05/2018	Undertaking to the effect that the same will be submitted at the time of meeting.

The case was considered by SEIAA in its 155th meeting held on 14.11.2019, which was attended by the following:

- (i) Sh. Harkesh Singh, representative of the contractor namely M/s Prime Vision Industries Pvt. Ltd.
- (ii) Sh. Arun Kumar Yadav, CEO, M/s Overseas Min-Tech Consultants.
- (iii) Sh. Sushminder Singh, State Geologist, Department of Mines & Geology, Punjab.
- (iv) Sh. S.S. Bhullar (SE, Mining), Department of Mines & Geology, Punjab.
- (v) Sh. I.G.Goyal (SE, Mining), Department of Mines & Geology, Punjab.
- (vi) Sh. J.S. Bhinder, Executive Engineer, Water Resources Department, Punjab.
- (vii) Sh. Paras Mahajn, Assistant Geologist, Department of Mines & Geology, Punjab.

The Environmental Consultant of the contractor presented the salient features of the project and requested to transfer the Environmental Clearance in the name of the contractor. Copy of presentation was taken on record.

To the queries of SEIAA, SE (Mining) submitted a joint demarcation report dated 09.10.2019 made by the Revenue Department in the presence of the contractor, villagers & mining department and absolute elevation (Redline) drawing in compliance to the condition no.(ii) of Specific Conditions imposed in the environmental clearance. Both the documents were taken on record by SEIAA.

The SEIAA observed that as per EIA notification dated 14.09.2006, the environmental clearance granted for a specific project or activity to an applicant can be transferred during its validity to another legal person entitled to undertake the project or activity on application by the transferor, or by the transferee with a written "no objection" by the transferor, to, and by the regulatory authority concerned, on the same terms and conditions under which the prior environmental clearance was initially granted, and for the same validity period. No reference to the State Level Expert Appraisal Committee concerned is necessary in such cases.

Further, as per condition (i) of OM No. 22-27/2015-IA-III dated 12.04.2016 issued by the MoEF&CC, the environmental clearance of the projects which had not completed five (5)

years on the date of publication of Notification i.e., 29.04.2015, there validity will stand automatically extended to seven (7) years Accordingly, in the present case, the validity of environmental clearance of the project will stand automatically extended to seven years.

The SEIAA further observed that the Executive Engineer - cum- District Mining Officer, Gurdaspur has requested to transfer the Environmental Clearance in the name of the contractor for a period of 3 years or the validity period of Environmental Clearance whichever is earlier.

SEIAA observed that as per the MoEF notification dated 14.08.2018, competency to decide the case lies with the SEIAA.

In compliance to said provision of the EIA notification dated 14.09.2006, the SEIAA decided to transfer the Environmental Clearance granted to the General Manager-cum-Mining Officer, Gurdaspur vide no. 5127 dated 01.10.2015 for carrying out mining of minor minerals (sand) @ 89,980 TPA in an area of 1.92 Hain the revenue estate of Village Kishana, Tehsil Kahnuwan, District Gurdaspur, in the name of M/s Prime Vision Industries Private Limited, 312, 3rd Floor, Vishal Chamber, P-1, Sector-18, Noida-201301 for a period of 3 years from the date of final approval to be issued by the Govt. for carrying out the mining operations or the validity period of environmental clearance, whichever occurs earlier, subject to the same conditions as mentioned in the Environmental Clearance issued vide letter no. 5127 dated 01.10.2015 and an additional condition that the project proponent shall spend the proposed amount of Rs. 3.6 Lakhs, reserved under the CER activity, as per the OM dated 01.05.2018, considering the local needs of the village.

In compliance with the aforesaid decision, Environmental Clearance was transferred in the name of applicant vide letter no 1074 dated 02.12.2019 for a period up to 30.09.2020 instead of issuing up to 30.09.2022

2.0 Present Case

M/s Prime Vision Industries Pvt. Ltd. vide letter dated 11.06.2021 has now requested to issue corrigendum in the transfer letter issued vide letter no. 1074 dated 02.12.2019 regarding the remaining validity of Environmental Clearance considering the following grounds: -

- (i) As per the MoEF Notification No. S.O. 1141 (E) dated 29.04.2015, the prior environmental clearance granted for a project or activity shall be valid for a period of ten years in the case of River Valley projects [item 1 (c) of the Schedule], project life as estimated by the Expert Appraisal Committee or State Level Expert Appraisal Committee or District Level Expert Appraisal Committee subject to a maximum of thirty years for mining projects and seven years in the case of all other projects and activities.
- (ii) Executive Engineer - cum- District Mining Officer, Gurdaspur vide letter no. 1568-71 dated 16.10.2019 has requested to transfer the Environmental Clearance in the name of the contractor for a period of 3 years i.e., **15.10.2022**.
- (iii) Provisional acceptance of quarry to the allottee vide letter no. 720/E-auction dated 31.07.2019 for mining block no. 4 comprising of District Hoshiarpur, Gurdaspur E-auction dated 29.07.2019 subject to fulfilment of certain terms & condition including the term of concession shall be three years which shall be counted from the completion of all formalities including taking Environmental Clearance or 4 months

from award of contract, whichever is earlier i.e., **30.11.2022** (04 months after the issuance of Provisional acceptance of quarry to allottee).

- (iv) However, the Environmental Clearance was transferred in the name of contractor M/s Prime Vision Industries Pvt. Ltd. for a period up to 30.09.2020 instead of 30.09.2022

In view of the above, it is requested that corrigendum in the transferred letter 1055 dated 02.12.2019 may please be issued by extending the validity of Environmental Clearance up to 30.09.2022.

3.0 Deliberations during 184th meeting of SEIAA held on 28.06.2021

The case was considered by SEIAA held on 28.06.2021 but no one attended the meeting on behalf of the project proponent.

SEIAA perused the Notification No. S.O. 2944 (E) dated 14.09.2016 regarding the “Validity of Environmental Clearance”, wherein in it has been mentioned as under:

“The “Validity of Environmental Clearance” is meant the period for which a prior environmental clearance is granted by the regulatory authority, or may be presumed by the applicant to have been granted under sub-paragraph (iii) of paragraph 8, to the start of production operations by the project or activity, or completion of all construction operations in case of construction projects (item 8 of the Schedule), to which the application for prior environmental clearance refers. The prior environmental clearance granted for a project or activity shall be valid for a period of ten years in the case of River Valley projects [item 1(c) of the Schedule], project life as estimated by the Expert Appraisal Committee or State Level Expert Appraisal Committee or District Level Expert Appraisal Committee subject to a maximum of thirty years for mining projects and seven years in the case of all other projects and activities.”

SEIAA observed that the project proponent has not submitted the compliance of conditions of earlier Environmental Clearance granted to it.

After detailed deliberations SEIAA decided to defer the case and direct the project proponent to submit compliance of the conditions of Environmental Clearance earlier granted vide letter no. 5172 dated 01.10.2015 and later on transferred vide letter no. 1074 dated 02.12.2019.

In compliance with the aforesaid decision, Project proponent has been requested vide letter no. 4517 dated 13.07.2021 to submit the compliance of the conditions of Environmental Clearance earlier granted to it.

Accordingly, the project proponent has submitted compliance report of the conditions of earlier EC granted to it, which is annexed as Annexure-3 of Agenda.

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

The case was considered by SEIAA in its meeting held on 23.08.2021 which was attended by Mohammad Sharique, Authorised Signatory on behalf of M/s Prime Vision Industries Pvt. Ltd. SEIAA perused the compliance report of conditions of the earlier Environmental Clearance and observed that project proponent has made general remarks like “Being Complied with” or “Will be submitted in next report” which is unacceptable since specific compliance is to be

furnished in the 6 monthly compliance status reports. In addition, the compliance of the following has also not yet been submitted:

- i) Amount spent on the CER activities and item wise break up.
- ii) Actual expenditure incurred on the Environmental Management Plan.
- iii) Site photographs showing the compliance of the conditions regarding raising plantations etc.

To this, Project proponent replied that updated compliance report including compliance of the aforesaid specific conditions shall be submitted shortly. Project Proponent also assured that they will fully comply with the SSMG 2018 and EMSGM 2020 Guidelines of the MOEF&CC in so far as they relate to the mining lease holders.

After detailed deliberations, SEIAA decided to defer the case and same may be placed before SEIAA after getting the amended compliance status report from the project proponent.

In compliance with the aforesaid decision, Project proponent has been requested vide letter no. 4729 dated 02.09.2021 to submit the compliance of the conditions of Environmental Clearance earlier granted to it.

No reply has been received from the project proponent so far.

7.0 Deliberations during 191st meeting of SEIAA held on 11.10.2021.

The case was considered by SEIAA in its 191st meeting held on 11.10.2021 but neither the PP nor their authorised representative or Environmental Consultant attended the meeting. During the meeting, SEIAA was apprised that Project proponent has submitted the case offline and no reply has been received from the project proponent in reference to the SEIAA letter no. 4729 dated 02.09.2021 regarding submission of compliance of the conditions of Environmental Clearance earlier granted to it.

After deliberation, SEIAA decided that the project proponent be asked to submit the proposal online on Parivesh portal as per guidelines issued by MoEF&CC vide OM dated 19.04.2021.

Meeting ended with a vote of thanks to the Chair.
