

Minutes of the 657th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 07-10-2022

The meeting of 657th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 07-10-2022 at the Directorate of Environment. The following were present in the meeting:-

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

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

Agenda A- EC Transfer Replies

1. **EC Transfer for Sand/Morrum Mine on Betwa River at Khand No.- 01, Village- Erach Tehsil- Garautha, District- Jhansi, U.P., M/s Ambey Suppliers Pvt. Ltd., Sanctioned Lease Area: 40.468 ha File No. 4514/ 4177/Proposal No. SIA/UP/MIN/29426/2018.**

SEIAA noted that the above project was taken in its 644th meeting in which SEIAA noted that project proponent/consultant has not uploaded complete online application form, hence SEIAA opined that project proponent/consultant shall upload all readable required document in online application. SEIAA gone through the letter of the project proponent dated 12.09.2022 and noted that information submitted online are still not complete. Hence SEIAA opined that project proponent/consultant shall upload all readable required document in online application.

2. **EC Transfer for Karthara Sand Mine on Betwa River at Khand No.- 01, Gata No.- 208, Villgae- Karthara, Tehsil- Orai, District-Jalaun.,U.P., (Leased Area-6.87 Ha) File No. 4036/Proposal No. (SIA/UP/MIN/72670/2018) (644th SEIAA)**

SEIAA noted that the above project was taken in its 644th meeting in which SEIAA noted that project proponent/consultant has not uploaded complete online application form, hence SEIAA opined that project proponent/consultant shall upload all readable required document in online application. SEIAA gone through the letter of the project proponent dated 12.09.2022 and noted that information submitted online are still not complete. Hence SEIAA opined that project proponent/consultant shall upload all readable required document in online application.



3. Transfer of EC of Sand/Morrum Mining at Aarji No.-166, Khand No.-01, Village-Nagawan, Tehsil-Duddhi, District-Sonebhadra,U.P. M/s Aman Associates (Leased Area-8.097 ha)File No. 4702/Proposal No. SIA/UP/MIN/32564/2019

SEIAA noted that the above project was taken in its 619th and 637th meeting in which SEIAA opined that the applicant should submit NOC from transferor in online form-7 and copy of mining plan valid as on date. PP / consultant has not uploaded these document in online form. PP / consultant is advised to do so. SEIAA gone through the letter of the project proponent dated 06.09.2022 and noted that information submitted online are still not complete. Hence SEIAA opined that project proponent/consultant shall upload all readable required document in online application.

Agenda B Replies

1. Stone (Khanda, Boulder, Ballast & Gitti) Mining at Aarzi No. 712 (Khand 04) Village-Chhikhara, Tehsil- Sadar, District- Mahoba., Shri Devendra Singh. Area: 2.024 ha. File No. 7151/6652/Proposal No. SIA/UP/MIN/77981/2021 (636th SEIAA)

SEIAA noted that the above project was taken in its 636th meeting in which SEIAA found that mine plan approval letter of DGM, letter no. 2021/7/8/81677 dated 23.10.2021 addressed to DM, Mahoba has not been digitally signed by any person, rather the place where signatures should be there seems to have been masked. Hence SEIAA opined that Directorate shall send a copy of this letter to DGM for validation of this letter. A reply has been received from DGM vide letter no. 884/M-28/2012(Paryaswa)/2019 TC dated 23.09.2022. Hence In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022. SEIAA opined to accept the recommendation of 671st SEAC-1 meeting and grant EC to the said project along with all the general and specific conditions as suggested by SEAC-1 adding following specific conditions:-

1. Validity period of this EC is 5 years from the date of issue as the Lol has been issued for a period of 5 years or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
4. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
5. Three tier green shelter belt of 7.5m width should be developed on the periphery of mine lease area. Local and native species should be planted in consultation with Forest/Horticulture Department/Agriculture University.
6. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.

7. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
8. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 3,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
9. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 15 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
10. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
11. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, GoI, Lucknow.
12. Number of mining projects are coming up in district. Department of Geology & Mines, GoUP to carry out regional EIA-EMP report including carrying capacity of environmental components to assess the capacity to further bear the pollution load for such areas within a period of 1 year and submit the same to SEIAA, UP for evaluation.
13. Department of Geology & Mines, GoUP in consultation with UPSPCB will establish required number of CAAQMS in district within a period of one year and submit geo-referenced map of these stations along with data. Details of existing CAAQMS, if any, be submitted within a period of three months.
14. Large number of mining projects are ongoing as well as new mining leases are coming up in the district. A reference be sent to DGM and MS, SPCB for preparing mitigation plan for controlling air pollution in the district especially in mining areas.
15. If the air quality deteriorates due to mining, then District Administration & Directorate of Mining should ensure that mining be stopped immediately. Adequate measures be taken for restoring air quality and mining should commence only when air quality attains the prescribed standards.



2. DoEF&CC letter No. 912(1)/81-7-2022-39(parya)/2014 T.C-1 dated 04-08-2022 regarding जनपद बिजनौर के अंदर पर्यावरण अनापत्ति (ई0सी0) के बिना एक्सीवेटर (मशीनों) से किये जा रहे मिट्टी के खनन को बन्द कराने एवं खनन तथा भराव कार्यों की उ0प्र0 शासन की टीम से जांच कराने के संबंध में।

SEIAA gone through the letter of DoEF&CC letter No. 912(1)/81-7-2022-39(parya)/ 2014 T.C-1 dated 04-08-2022 regarding the above subject and opined to Refer letter to DM, Bijour MS, UPPCB and DGM for enquiry and doing the needful.

3. DM Banda Letter dated 18-08-2022 regarding Letter of Mr. Ashish kumar diwedi for district banda dated 22-05-2022- जनपद बांदा में बालू/मौरंग के गलत एवं अवैध खनन के कारण पर्यावरण की क्षति के संबंध में।

SEIAA noted that in its 616th meeting SEIAA gone through the letter of Shri Ashish Kumar Dwivedi, Hamirpur dated 22.05.2022 regarding the above subject. SEIAA opined to refer the letter to DM Banda and DGM for review/comments. SEIAA took note of letter of DM, Banda letter no. 1984/Khanij-30 Banda dated 18.08.2022.

4. Sand Stone Mining at Arazi No.-484, Village– Devri Kalan, Tehsil-Madihan, District–Mirzapur, Shri Dharendra Kumar Singh, Area 1.01 ha. File No. 7098/Proposal No. SIA/UP/MIN/77220/2022

SEIAA gone through the letter of project proponent dated 06.09.2022 SEIAA noted that the above project was taken in its 625th and 642nd meeting in which SEIAA opined as follows –

“SEIAA noted that SEAC-2 has recommended to issue standard terms of reference. SEIAA gone through file and documents and found that in mining plan total production capacity is mentioned as 80,000 m³/annum whereas in LOI it is mentioned as 40,000 per annum. For two separate mining leases, an integrated mining plan has been prepared. There should be a separate mining plan for each mining lease. SEIAA opined that the consultant should be issued show-cause notice and the copy of the show cause notice be sent to QCI / NABET.”

Query raised by SEIAA has not been replied. SEIAA opined that a letter be send to DGM clearly asking for their comments on two issues-

- Can there be one combined mining plan for two or more leases?
- What are the guidelines and Court Orders in this context?

SEIAA noted that Information sought from SEIAA is still awaited.

5. Sand Stone Mining at Arazi No.-484, Village– Devri Kalan, Tehsil-Madihan, District–Mirzapur, Uttar Pradesh By Shri Vikas Kumar Maheshwari, M/s Avinash Enterprises, Area –1.01 ha. File No. 7099/Proposal No. SIA/UP/MIN/77090/2022 (642th SEIAA)

SEIAA gone through the letter of project proponent dated 06.09.2022 SEIAA noted that the above project was taken in its 625th and 642nd meeting in which SEIAA opined as follows –

“SEIAA noted that SEAC-2 has recommended to issue standard terms of reference. SEIAA gone through file and documents and found that in mining plan total production capacity is mentioned as 80,000 m³/annum whereas in LOI it is mentioned as 40,000 per annum. For two separate mining leases, an integrated mining plan has been prepared. There should be a separate mining plan for each mining lease. SEIAA

opined that the consultant should be issued show-cause notice and the copy of the show cause notice be sent to QCI / NABET."

Query raised by SEIAA has not been replied. SEIAA opined that a letter be send to DGM clearly asking for their comments on two issues-

- a. Can there be one combined mining plan for two or more leases?
- b. What are the guidelines and Court Orders in this context?

SEIAA noted that Information sought is still awaited.

6. Stone (Khanda, Gitti, Boulder) Mining at Arazi No.- 725 Mi, Khand No.-01, Village-Janwan, Tehsil -Bara, District-Prayagraj, U.P., Smt. Sunita Mishra, Area -2.921 ha. File No. 6265/Proposal No. SIA/UP/MIN/ 205936/2021

SEIAA gone through the letter of the project proponent dated 09.09.2022. SEIAA noted that the above project was taken in its 647th meeting in which SEIAA noted that SEAC-2 has recommended to amend the geo-coordinates of the above project as requested by the project proponent in his letter dated 11/07/2022. SEIAA opined that project proponent to amend Form-1 and submit the same. SEIAA opined that observations made by SEIAA in meeting no. 641 have not been complied with.

7. Monitoring of project "Integrated Paint Plant at Plot No.- B4 & B5 at Sandila Industrial Area Phase-I, District- Hardoi, U.P., M/s Berger Paints India Limited. File No. 4604/Proposal No. SIA/UP/IND2/30336/2018

SEIAA gone through the CCR of the above project submitted by IRO, MoEFCC and opined to refer it to UPPCB for necessary action and issue show cause notice to project proponent that due to non-compliance of EC conditions why not EC be revoked.

8. Amendment in Group Housing at Plot No.- SC-02/D, Sector- 150, Noida, District-Gautam Buddha Nagar, U.P., M/s Samridhi Infra Square Pvt. Ltd. File No. 3271/Proposal No. SIA/UP/MIS/208780/2021

This project made application for amendment in EC which was taken up in SEIAA meeting no. 575 dated 22.03.2022. Nodal Officer, SEIAA to put up for consideration when the project comes up for deliberation before SEIAA.

SEIAA opined to refer to MS, UPPCB for taking necessary action on non-compliance.

**Assistant Nodal/Nodal Officer
SEIAA, UP**

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



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

**(Paras Nath)
Member
SEIAA**

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