

### Minutes of 885<sup>th</sup> SEAC-1 Meeting Dated 01/10/2024

The 885<sup>th</sup> meeting of SEAC-1 was held in the Directorate of Environment, U.P. through dual-mode (physically/virtually) at 11:00 AM on 01/10/2024. Following members participated in the meeting:

- |    |                             |                             |
|----|-----------------------------|-----------------------------|
| 1. | Shri Rajive Kumar,          | Chairman, SEAC              |
| 2. | Dr. Ajai Mishra,            | Member, SEAC-1 (through VC) |
| 3. | Dr. Ratan Kar,              | Member, SEAC-1              |
| 4. | Shri Om Prakash Srivastava, | Member, SEAC-1              |
| 5. | Dr. Brij Bihari Awasthi,    | Member, SEAC-1              |
| 6. | Shri Umesh Chandra Sharma,  | Member, SEAC-1 (through VC) |
| 7. | Shri Ashish Tiwari,         | Member-Secretary, SEAC-1    |
| 8. | Dr. S.K. Goyal,             | NEERI Member                |

The Chairman welcomed the members to the 885<sup>th</sup> SEAC-1 meeting which was conducted via dual-mode (virtually/physically). Nodal Officer, SEAC-1 informed the committee that the agenda has been approved by the Member Secretary, SEAC-1/Director, Directorate of Environment.

**1. Group Housing Project at Plot No. GH- 15 B, Sector-1, Greater Noida, Gautam Budh Nagar, Uttar Pradesh by M/s JMDR Infra Projects Pvt. Ltd., 9265/SIA/UP/INFRA2/497211/2024**

The consultant informed the committee that they are strictly following the rules, regulations and other instructions of QCI/NABET. A presentation was made by the project proponent along with their consultant M/s Ascenso Enviro Pvt. Ltd. Based on the documents submitted and presentation made by the project proponent along with the consultant, the following facts have emerged: -

1. The environmental clearance is sought for Group Housing Project Plot No. GH- 15 B, Sector-1, Greater Noida, Gautam Budh Nagar, Uttar Pradesh by M/s JMDR Infra Projects Pvt. Ltd.
2. Earlier, the project has got Environmental Clearance from SEIAA, U.P. vide its letter no. 979/Parya/SEAC/1113/2013/JDCA(S), dated 06/08/2013 for the plot area 10,015.00 m<sup>2</sup> and built-up area is 38642.64 m<sup>2</sup> respectively.

3. Salient features of the project:

Building Details = 3 Towers (1B+G+17 Floors) Total Dwelling Units = 340 Tower A- 136 Flats Tower B- 136 Flats Tower C- 68 Flats	Parking required as per Noida bye laws Surface Parking = 110 ECS Basement Parking = 237 ECS Stilt Parking = 46 ECS
Total Plot Area = 10015.00 m <sup>2</sup> Built-up Area = (FAR +Non FAR + Proposed Service Area): 38642.64 m <sup>2</sup>	Plantation Area = 4054.144 m <sup>2</sup> Total No. of Trees proposed- 100
Total project cost as per following: Land cost = Rs. 11.57 Cr. Construction cost = Rs.134.53 Cr. Plant & machinery = Rs. 13.90 Cr Estimated Project cost = Rs. 160 Cr.	Total Water Demand = 146 KLD Total Domestic water Requirement = 93 KLD
Proposed Green Area (@ ~ 40.48% = 4054.144 m <sup>2</sup>	Total waste water generation = 114 KLD
MBBR Technology STP	STP Capacity = 137 KLD (higher than total waste water generation)
Power Requirement = 1510 KW Gas based Gen Sets = 3*600 KVA	Total rain water Harvesting pits = 02
Solid waste:965 kg/day	Internal Road Width = 9 meters Wide

4. Area details of the project:

Description	Area Details (Sq. m)
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Total Plot Area	10015.00
Permissible F.A.R. (@ 2.75)	27541.250
Proposed F.A.R. (@2.7435)	27476.545
Permissible Ground Coverage @ 35 %	3505.250
Proposed Ground Coverage @21.199 %	2123.131
Non-FAR (Stilt + Basement)	8802.266
Built-up Area	38642.64
Landscape area (40.48%)	4054.144

**5. Population Details:**

Manpower Requirement		
Construction - Manpower	175 Persons initially.	Inclusive of laborers (Skilled and Unskilled), supervisors, engineers, architects and managers
Operational - Residents	1530 Persons	Inclusive of security personnel, housekeeping staff and maintenance staff.

**6. Parking details:**

Parking required (F.A.R. /80 Sq.m.)	27541.25/80	344.265 E.C.S.
Parking Provided:		
Basement parking (30 Sq.m.)	7110.84/30	237 E.C.S.
Stilt Parking (30 Sq.m.)	1392.316/30	46 E.C.S.
Open Area Parking (20 Sq.m.)	2217.12/20	110 E.C.S.
Total		393 E.C.S.

**7. Water requirement details:**

S. No.	Description	Total Water Requirement (KLD)
1.	Domestic Water	93
2.	Flushing	40
3.	Gardening/horticulture	8
4.	DG Cooling	5
		146

**8. Waste Water details:**

S. No.	Description	Waste Water Generated (KLD)
1.	Waste Water Generation	114
2.	Waste water available for reuse	103
3.	Flushing Water Requirement	40
4.	Gardening water requirement	16
5.	DG Cooling	10
6.	Others	37

**9. Solid waste details:**

Source of waste	Amount of Waste
Residential Refuse (@ 0.45 kg/cap/day)	688.5 kg per day
Street sweeping (@ 0.125 kg/cap/day)	191.25 kg per day
Activated Sludge (@ 0.1 litres per 100 litres Wastewater, and 0.728 kg/Lit., Waste Water generated = 125,000 lit.)	85.25 Kg per day (on wet basis)
Total Waste Generated	965 kg per day

**10. Action Plan as per Ministry's O.M. dated 30/09/2020:**

For CER following 02 villages have been identified:					
(i) Bistrakh (0.91 km in NW direction)					
(ii) Khera Choganpur (1.61 km in SW direction)					
S. No.	Activities	Implementation Time period			Total Amount
		1 <sup>st</sup> Year	2 <sup>nd</sup> Year	3 <sup>rd</sup> Year	
1.	Sanitation facility in village/nearby Govt. school/ park/ community building	Rs. 5,25,000	Rs. 5,25,000	Rs. 5,25,000	15,75,000
2.	Infrastructure creation for Safe drinking water in the in school, dispensary/ community centre.	Rs. 6,66,666.67	Rs. 6,66,666.67	Rs. 6,66,666.66	20,00,000
3.	Provision of Solar light in Village.	Rs.	Rs.	Rs.	35,00,000

		11,66,666.67	11,66,666.67	11,66,666.67	
4.	Providing cold Water dispenser for drinking water to nearby Government school, dispensary and community centre	Rs. 83,333.33	Rs. 83,333.33	Rs. 83,333.33	2,50,000
5.	Providing fitness/ play equipment in parks in nearby vicinity and regular maintenance	Rs. 2,75,000.00	Rs. 2,75,000.00	Rs. 2,75,000.00	8,25,000
6.	Tree Plantation/maintenance and landscape development in nearby vicinity.	Rs. 3,33,333.33	Rs. 3,33,333.33	Rs. 3,33,333.33	10,00,000
7.	Donation for infrastructure development is Surajpur Wetland	Rs. 10,00,000.00	Rs. 10,00,000.00	Rs. 10,00,000.00	30,00,000
10.	Total	Rs. 4050000	Rs. 4050000	Rs. 4050000	1,21,50,000

11. The project proposal falls under category-8(a) of EIA Notification, 2006 (as amended).

The consultant (EIA Coordinator) also submitted an affidavit dated 30/09/2024 mentioning is as follows:

1. I, Purushottam Kumar Sharma, S/o Shri Rajendra Prashad Sharma is EIA Coordinator of M/s M/s Ascenso Enviro Pvt. Ltd.
2. I, have prepared the Form-1, 1A, conceptual plan & EMP report for Group Housing Project Plot No. GH- 15 B, Sector-1, Greater Noida, Gautam Budh Nagar, Uttar Pradesh by M/s JMDR Infra Projects Pvt. Ltd. with my team.
3. I have personally visited the site of proposal and confirm that the project is under construction. Till date about 50% of structure work has been completed. Construction activity is stopped from past 04 years. Previously Environmental Clearance vide letter No. 979/Parya/SEAC/1113/2013 /JDCA(S), dated 06/08/2013 has been granted for the project.
4. I confirm that all the necessary data and information submitted along with Form-1, Form-1A, Conceptual plan and EMP are true and correct.
5. I certify that this project has been uploaded for this first time on Parivesh portal.
6. I certify that there will be no mismatch between information/data provided on the online application submitted on Parivesh Portal and hard copy/presentation submitted which will be submitted after acceptance of application.
7. The Form-1, 1A, conceptual plan report for the Proposal is prepared by my team as per guidelines laid down by QCI/NABET.

### **RESOLUTION AGAINST AGENDA NO. 01**

**The committee discussed the matter and recommended grant of environmental clearance for the proposal as above alongwith standard environmental clearance conditions prescribed by MoEF&CC, GoI and following specific conditions:**

#### **Specific Conditions:**

1. Project proponent is advised to explore the possibility and getting the cement in a closed container rather through the plastic bag to prevent dust emissions at the time of loading/unloading.
2. Project proponent should ensure that there will be no use of "Single use of Plastic" (SuP).
3. In compliance to Hon'ble Supreme Court order dated 13/01/2020 in IA no. 158128/2019 and 158129/2019 in Writ petition no. 13029/1985 (MC Mehta Vs. GoI and others) anti-smog guns shall be installed to reduce dust during excavation.
4. The project proponent will comply the use of fuel for backup power as per guidelines issued by CPCB from time to time.
5. The project proponent will ensure that there is no mismatch/deviation between the project proposal submitted to SEIAA for environmental clearance and maps/drawings were approved by concerned development authority. In case of any mismatch/deviation, amended environmental

- clearance will be obtained by project proponent. In case of failure, the granted environmental clearance shall automatically deem to be cancelled.
6. The project proponent shall ensure that the project site does not attract/infringe any buffer zone, wetland zone etc. of no activity identified/declared under law.
  7. Criteria/ norms provided by competent Authority regarding the seismic zone are followed for construction work. Provision of alarm system, to timely notify the residents, in case of occurrence of earthquake/other natural disasters/fire should be provided. A well defined evacuation plan should also be prepared and regular mock drills should be arranged for the residents. Rise of stairs should be constructed in a way, so that it should provide smooth movement.
  8. The project proponent should develop green belt in the said project as per the plan submitted and also follow the guidelines of CPCB/Development authority for green belt as per the norms. The project proponent will prepare working plan of plantation/green belt development showing type of plant species and their spacing in consultation with subject expert/ forest department and submit to the forest department and concerned regulatory authority and ensure their survival and sustainability.
  9. The proponent should provide electric vehicle charging facility as per the requirements at ground level and allocate the safe and suitable place in the premises for the same.
  10. Project proponent should invest the CER amount as per the proposal and submit the compliance report regularly to the concerned authority/Directorate of environment.
  11. Proponent shall provide the dual pipeline network in the project for utilization of treated water of STP for different purposes and also provide the monitoring mechanism for the same. STP treated water not to be discharged outside the premises without the permission of the concerned authority.
  12. The project proponent will ensure full exploitation of potential of rain water harvesting for storage and recharging and also treated wastewater in order to reduce the withdrawal of fresh water and accordingly use the three sources of water supply namely stored rain water, treated wastewater and the fresh water. The project proponent shall also provide a flow measuring device along with flow integrator for monitoring the various sources of water supply namely fresh water, treated waste water and stored harvested rain water.
  13. The project proponent will ensure the quality of construction water as per standards and specifications of relevant codes in order to prevent possible corrosion in concrete, reinforcements and other structural components in order to avoid adverse social and environmental impacts.
  14. The project proponent will ensure exploitation of maximum possible potential of solar energy generation in the proposed project area and prefer to use it instead of conventional electricity in order to reduce the Green House Gas Emission causing climate change.
  15. The project proponent will make necessary arrangement to get Structural auditing conducted by an expert institution once in 05 years during life span of the building to ensure safe life of the residents and prevent environmental and social hazards.
  16. The project proponent shall plan for storm water management drained with appropriate slope and length so that the flood water could get a passage to release in a short span of time.

**2. Expansion of IT-ITES at Plot No. -C-28 & 29, Sector-62, Noida, Uttar Pradesh, U.P., M/s Noida Cyber Park Pvt. Ltd., 9266/SIA/UP/INFRA2/497291/2024**

The consultant informed the committee that they are strictly following the rules, regulations and other instructions of QCI/NABET. A presentation was made by the project proponent along with their consultant M/s Aplinka Solutions & Technologies Pvt. Ltd. Based on the documents submitted and presentation made by the project proponent along with the consultant, the following facts have emerged:

1. The environmental clearance is sought for the proposed Expansion of IT-ITES Project at Plot No. C-28 & 29, Sector-62, Noida, Uttar Pradesh by M/s Noida Cyber Park Pvt. Ltd.
2. Earlier, the project has obtained environment clearance from SEIAA, U.P. vide its letter No. 937/SEAC/249/07-08/TA(V); dated 08/06/2009 for built-up area measuring 86,604.99 sqm which was expired on 07/06/2014.

3. The plot was allotted by New Okhla Industrial Development Authority (NOIDA) vide Letter No. NOIDA/Instt/05/3149 dated 23/06/2005 for the development of IT Enabled Services.
4. CTO was obtained on 19/12/2020 for the complete built-up area i.e. 86,604.99 sqm as sanctioned in the EC dated 08/06/2009 that includes 04 IT Blocks and 01 Club Building. CTO renewal has been obtained on 27/07/2024.
5. The project is completely operational as per the details sanctioned in the previous EC and CTO NOCs.
6. Now, an additional IT Block and MLCP Block are proposed in the project. The proposed development will include IT-ITES, Retail, and Commercial Spaces.
7. Total built-up area of the complete project after the proposed development will be 1,22,200.15 sqm, while the plot area remains the same.
8. The complete project will have 05 IT-ITES Blocks, 01 MLCP Block, and 01 Club Building.
9. The EC application for the project was submitted online on 19/09/2024 bearing Proposal No. SIA/UP/INFRA2/497291/2024.
10. Salient Features of the Project:

DESCRIPTION	DETAILS
Type of Project	Expansion id IT-ITES Project
Project Proponent	M/s Noida Cyber Park Pvt. Ltd.
Location	Plot No. C-28 & 29, Sector-62, Noida, Uttar Pradesh
Total Plot Area	44,100.00 sqm
Proposed Built-up Area	1,22,200.15 sqm
Max. No. of floors	B+G+10
Estimated Population	10,140 individuals
Total Water Requirement	880 KLD
Fresh Water Requirement	585 KLD
Treated Water Requirement	295 KLD
Wastewater Generation	327 KLD
STP Capacity	550 KLD (MBBR Technology)
Solid Waste Generated	2,235 kg/day
Electrical load	2.5 mVA
DG Set(s)	07 DG sets (Capacity: 7 x 1,650 kVA)
RWH Structure	08 RWH pits
Parking Required:	As per NOIDA Building Byelaws, 2010 (Amended 2015): 1,956 ECS
Parking Proposed:	2,106 ECS
Project Cost	₹320.35 Cr.

**11. Detailed Area Statement:**

S. No.	Particulars	Area (sqm)	% of Plot Area
1	Plot Area	44,100.00	100.00
2	Total Permissible Ground Coverage (i+ii)	15,435.00	
i	Permissible Ground Coverage (30% of Plot Area)	13,230.00	
ii	Permissible Ground Coverage (@5% Extra for MLCP)	2,205.00	
3	Total Ground Coverage	13,959.50	31.65
4	Open area (Plot Area - Permissible Ground Coverage)	28,665.00	
5	Required Green Area (Minimum 50% of Open Area)	14,332.50	
6	Total Proposed Green Area	14,430.98	32.72
7	Total Area under Surface Parking	10,265.98	23.28
8	Total Area under Roads and Pavements	5,443.54	12.34
9	Total Permissible FAR (i+ii)	97,718.54	
i	Permissible FAR (@2 of Total Plot Area)	88,200.00	
ii	Purchasable FAR	9,518.54	
10	Total Proposed FAR (i+ii)	97,718.54	
i	Existing FAR	84,793.00	

ii	Proposed FAR	12,925.54	
11	Total Proposed Non-FAR (i+ii)	14,697.06	
i	Existing Non-FAR	1,811.99	
ii	Proposed Non-FAR	12,885.07	
12	Permissible Services Area (@ 15% of Proposed FAR)	14,657.78	
13	Proposed Services Area	11,388.53	
14	Existing Built-up Area	86,604.99	
15	Proposed Built-up Area	25,810.61	
TOTAL BUILT-UP AREA (13+14+15)		1,22,200.15	

## 12. Water Requirement Details:

S. No.	Particular	Population	Area (sqm)	Water demand per capita (lpcd)	Total Water Demand (KLD)	Fresh Water (KLD)	Treated Water (KLD)	Waste Water Generation (KLD)
1	Visitors Population	3,015		15	45.23	15.08	30.15	42.21
2	Staff Population	7,125		45	320.63	178.13	142.50	285.00
3	Green Area		14,430.98	2.0 ltr/sqm/day	28.86	0.00	28.86	0.00
4	DG Cooling (11,550 kVA)			1 ltr/kVA/hr	34.65	0.00	34.65	0.00
5	HVAC (5,000 TR)			9 ltr/TR/hr	450.00	391.00	59.00	0.00
Total					880	585	295	327

## 13. Wastewater Generation Details:

DOMESTIC WATER REQUIREMENT	880 KLD
Fresh Water	585 KLD
Treated Water (Flushing + Landscaping)	295 KLD
Wastewater generation (@80% fresh + 100% flushing)	327 KLD
STP Capacity	550 KLD

## 14. Solid Waste Generation Details:

S. No.	Particular	Occupancy	Area (acres)	Waste Generated per kg/day	Waste Generation (Kg/day)
1	Staff Population	7,125		0.25	1,781.50
2	Visitors Population	3,015		0.15	452.10
3	Landscape Area		3.57	0.2 kg/acre/day	0.71
Total					2,234.31 ~2.235

## 15. Total Parking Proposed: 2,106 ECS

## 16. Action Plan as per MoEF&amp;CC O.M. dated 30.09.2020:

S. No.	Activities	Areas proposed	Tangible outcome	Capital Cost (₹)				Total Cost (₹)
				1st year	2nd year	3rd year	4th year	
1	Adoption of Authority Park & Greenbelt development	Sector-62 & 64, Noida, UP	Authority Park maintenance & Greenbelt development	40,00,000	35,00,000	35,00,000	35,00,000	1,45,00,000
2	Maintenance of Public		Road Maintenance	10,00,000	10,00,000	10,00,000	10,00,000	40,00,000

	Roads							
3	RO Treatment Plant in Govt. Schools	1. Bal Vidya Mandir Public School, Khoda Colony, Sector-62A, Noida, UP 2. Gandhi Smarak Vidyalaya , Chora Sadatpur, Sector-22, Noida, UP 3. Parthala Primary School, Parthala Khanjarpu r, Sector-122, Noida, UP  **Any other schools, if required	Installation at three schools	15,00,000	15,00,000	15,00,000	15,00,000	60,00,000
4	Installation of Smart Classes in Govt. Schools	1. Bal Vidya Mandir Public School, Khoda Colony, Sector-62A, Noida, UP 2. Gandhi Smarak Vidyalaya , Chora Sadatpur, Sector-22, Noida, UP 3. Parthala Primary School, Parthala Khanjarpu r, Sector-122, Noida, UP  **Any other schools, if required	Installation at three schools	20,00,000	20,00,000	18,00,000	18,00,000	58,00,000
5	Installation of Solar	1. Bal Vidya	Installation at three	25,00,000	25,00,000	25,00,000	25,00,000	75,00,000

	Panels in Govt. Schools	Mandir Public School, Khoda Colony, Sector-62A, Noida, UP 2. Gandhi Smarak Vidyalaya , Chora Sadatpur, Sector-22, Noida, UP 3. Parthala Primary School, Parthala Khanjarpur, Sector-122, Noida, UP	schools					
		**Any other schools, if required						
6	Installation of water coolers in nearby areas	1. Village Mamura, Sector-66, Noida 2. Village	Installation in nearby areas	15,00,000	15,00,000	15,00,000	15,00,000	45,00,000
7	Medical Camps & Waste Management Awareness Programmes in nearby areas	Bishanpura, Sector-58, Noida 3. Khoda Colony, Sector-62A, Noida		20,00,000	19,00,000	18,00,000	18,00,000	57,00,000
Total (₹)				1,45,00,000	1,39,00,000	1,36,00,000	1,36,00,000	4,80,00,000

17. The project proposal falls under Category 'B'; Schedule 8(a) of EIA Notifications, 2006 (as amended thereof).

The consultant (EIA Coordinator) also submitted an affidavit dated 11.01.2024 mentioning as follows:

1. I, Mr. Ashish Rana S/o Shri NK Rana is EIA Coordinator of Building & Construction Projects; 8(a) (M/s Aplinka Solutions & Technologies Pvt. Ltd.)
2. I have prepared the EMP report for the Proposal (EC) in Name of Expansion of IT-ITES Project by M/s Noida Cyber Park Pvt. Ltd. with my team.
3. I have personally visited the site of proposal and certify that the project is currently operational as per the previous Environmental Clearance dated 08.06.2009. Further, no construction activity has been undertaken on the project site for the proposed expansion.
4. I am satisfied that all the necessary data/information submitted along with the Application is true and correct.



5. I certify that this project proposal has been uploaded for the first time on PARIVESH Portal.
6. I certify that there will be no mismatch between information/data provided on the online application submitted on PARIVESH Portal and the hard copy/presentation which will be submitted after acceptance of application.
7. The EMP report for the Proposal is prepared by my team as per guidelines laid down by QCI/NABET.

**RESOLUTION AGAINST AGENDA NO. 2**

**The committee discussed the matter and recommended grant of Environment Clearance on the proposal as above along with standard Environment Clearance conditions prescribed by MoEF&CC, GoI and following additional conditions:**

**Specific Conditions:**

1. Project proponent is advised to explore the possibility and getting the cement in a closed container rather through the plastic bag to prevent dust emissions at the time of loading/unloading.
2. Project proponent should ensure that there will be no use of "Single use of Plastic" (SuP).
3. In compliance to Hon'ble Supreme Court order dated 13/01/2020 in IA no. 158128/2019 and 158129/2019 in Writ petition no. 13029/1985 (MC Mehta Vs. GoI and others) anti-smog guns shall be installed to reduce dust during excavation.
4. The project proponent will comply the use of fuel for backup power as per guidelines issued by CPCB from time to time.
5. The project proponent will ensure that there is no mismatch/deviation between the project proposal submitted to SEIAA for environmental clearance and maps/drawings were approved by concerned development authority. In case of any mismatch/deviation, amended environmental clearance will be obtained by project proponent. In case of failure, the granted environmental clearance shall automatically deem to be cancelled.
6. The project proponent shall ensure that the project site does not attract/infringe any buffer zone, wetland zone etc. of no activity identified/declared under law.
7. Criteria/ norms provided by competent Authority regarding the seismic zone are followed for construction work. Provision of alarm system, to timely notify the residents, in case of occurrence of earthquake/other natural disasters/fire should be provided. A well defined evacuation plan should also be prepared and regular mock drills should be arranged for the residents. Rise of stairs should be constructed in a way, so that it should provide smooth movement.
8. The project proponent should develop green belt in the said project as per the plan submitted and also follow the guidelines of CPCB/Development authority for green belt as per the norms. The project proponent will prepare working plan of plantation/green belt development showing type of plant species and their spacing in consultation with subject expert/ forest department and submit to the forest department and concerned regulatory authority and ensure their survival and sustainability.
9. The proponent should provide electric vehicle charging facility as per the requirements at ground level and allocate the safe and suitable place in the premises for the same.
10. Project proponent should invest the CER amount as per the proposal and submit the compliance report regularly to the concerned authority/Directorate of environment.
11. Proponent shall provide the dual pipeline network in the project for utilization of treated water of STP for different purposes and also provide the monitoring mechanism for the same. STP treated water not to be discharged outside the premises without the permission of the concerned authority.
12. The project proponent will ensure full exploitation of potential of rain water harvesting for storage and recharging and also treated wastewater in order to reduce the withdrawal of fresh water and accordingly use the three sources of water supply namely stored rain water, treated wastewater and the fresh water. The project proponent shall also provide a flow measuring device along with

flow integrator for monitoring the various sources of water supply namely fresh water, treated waste water and stored harvested rain water.

13. The project proponent will ensure the quality of construction water as per standards and specifications of relevant codes in order to prevent possible corrosion in concrete, reinforcements and other structural components in order to avoid adverse social and environmental impacts.
14. The project proponent will ensure exploitation of maximum possible potential of solar energy generation in the proposed project area and prefer to use it instead of conventional electricity in order to reduce the Green House Gas Emission causing climate change.
15. The project proponent will make necessary arrangement to get Structural auditing conducted by an expert institution once in 05 years during life span of the building to ensure safe life of the residents and prevent environmental and social hazards.
16. The project proponent shall plan for storm water management drained with appropriate slope and length so that the flood water could get a passage to release in a short span of time.

**3. "Ordinary Soil Excavation Project" at Gata No.- 1176, 1177, 1178, 1179, 1181, 1180 & 1169 and total applied area 2.9321 Ha. Located in Village- Khampur, Tehsil & District- Muzaffarnagr, Uttar Pradesh., 9268/SIA/UP/MIN/496610/2024**

**RESOLUTION AGAINST AGENDA NO. 03**

The consultant informed the committee that they are strictly following the rules, regulations and other instructions of QCI/NABET. A presentation was made by the project proponent along with their consultant M/s Environmental Research and Analysis, Lucknow (U.P).

During the presentation the committee observed that the depth of the mining is proposed as 01 meter whereas Ministry of Environment, Forests and Climate Change, Govt. of India issued a notification dated 15/01/2016 which was subsequently amended vide notification dated 28/03/2020 and the amended notification inter-alia under clause 13 of Appendix IX provides an exemption from the requirement of obtaining Environmental Clearance to such category of cases that are specifically declared by the State Government under legislation or rules as non mining activity.

The committee also noted that Department of Geology and Mining in its notification no. 3204/86-2014-278-2011, dated 22/10/2014 (uttar pradesh upkhanij parihar niyamavali 37<sup>th</sup> amendment, 2014) following provisions have been made:

*“ईट एवं मिट्टी के बर्तन बनाने हेतु हस्तसंचालन से खुदाई द्वारा अथवा हस्तसंचालन से साधारण मृदा, सामान्य मिट्टी को निकालने की क्रिया, खनन संक्रियाओं के अन्तर्गत नहीं आएगी, प्रतिबन्ध यह है कि ऐसी खुदाई अथवा खनन के फलस्वरूप उत्पन्न गड्ढों की गहराई 02 मीटर से अधिक नहीं होगी।”*

The committee has also gone through Hon'ble High Court, Patna order dated 07/03/2024 passed in C.W.J.C. No. 11181/ of 2021 in the matter titled Abhay Kumar Vs. Union of India & Ors. The operative part of the order dated 07/03/2024 is as follows:

“... ”

***The amendment to Rule-38(3) of the Bihar Minerals (Concession, Prevention of Illegal Mining, Transportation & Storage) Rules, 2019 has to be set aside. We do so. The EIA Notification of 2006 to the extent it delegates the power to exempt, to the State by Clause-13 of Appendix-IX also is bad and the same stands set aside.”***

In light of above Hon'ble Court order, Ministry of Environment, Forests and Climate Change, Govt. of India issued an OM No. F.No. IA3-3/45/2021-IA.III[E-165219], dated 09/08/2024 for the compliance of above court order.

In view of above circumstances, the committee is of the opinion that this is a policy matter therefore, the SEIAA is requested to take further necessary steps regarding compliance of above Hon'ble High Court order dated 07/03/2024.

**4. Sand/Morrum Mine From Riverbed of Yamuna River Gata No.- Part of 50/2k, 52/1, 53, 55, Part of 56, 58, 59 & Part of 60 /1/3, Village- Sadimadanpur, Tehsil- Pailani, District- Banda, Uttar Pradesh, (Total Area- 17.50 Ha.), 8188/SIA/UP/MIN/442240/2023**

The committee noted that the matter was earlier listed in 789<sup>th</sup> SEAC-2 meeting dated 20/09/2023 and the project proponent/consultant did not appear in the meeting and the committee decided that the project file should be closed and be opened only after request from the project proponent. The project proponent submitted their request through online Parivesh Portal and the matter was listed in 885<sup>th</sup> SEAC meeting dated 01/10/2024.

The consultant informed the committee that they are strictly following the rules, regulations and other instructions of QCI/NABET. A presentation was made by the project proponent along with their consultant M/s AWS Envirotech (OPC) Pvt. Ltd. Based on the documents submitted and presentation made by the project proponent along with the consultant, the following facts have emerged: -

1. The terms of reference is sought for “Sand/Morrum Mining” from Riverbed of Yamuna River at Gata No.- Part of 50/2k, 52/1, 53, 55, Part of 56, 58, 59 & Part of 60/1/3, Village- Sadimadanpur, Tehsil- Pailani, District- Banda, Uttar Pradesh; Project Proponent- M/s J.S. Enterprises (Leased Area: 17.50 ha.).
2. Salient features of the project as submitted by the project proponent:

1.	On-line proposal No.	SIA/UP/MIN/442240/2023																		
2.	File No. allotted by SEIAA, UP	8188																		
3.	Name of Proponent	M/s J.S. Enterprises (Prop. Jyoti Sachan)																		
4.	Full correspondence address of proponent	R/o- 51 Ka, Kalauliteer Danda, Thana Kotwali Nagar, District- Hamirpur, U.P. E-mail ID- jyotisachan5418@gmail.com																		
5.	Name of Project	“Sand/Morrum Mining” from Riverbed of Yamuna River at Village- Sadimadanpur, (Gata No.- Part of 50/2k, 52/1, 53, 55, Part of 56, 58, 59 & Part of 60/1/3, Area-17.50 ha.), Tehsil- Pailani, District- Banda, Uttar Pradesh, Project Proponent- M/s J.S. Enterprises (Prop. Jyoti Sachan)																		
6.	Project Location (Plot.Khasra/Gata No.)	Gata No.- Part of 50/2k, 52/1, 53, 55, Part of 56, 58, 59 & Part of 60/1/3, Village- Sadimadanpur, Tehsil- Pailani, District- Banda, Uttar Pradesh																		
7.	Name of Village	Sadimadanpur																		
8.	Tehsil	Pailani																		
9.	District	Banda																		
10.	Name of Minor Mineral	Sand/Morrum																		
11.	Sanctioned Lease Area (in Ha.)	17.50 ha.																		
12.	Max. & Min.mRL within lease area	Highest mRL is 111.0 mRL& Lowest mRL is 108.0 mRL																		
13.	Pillar Coordinates (Verified by DMO)	Coordinates of the sanctioned lease area- <table border="1"> <thead> <tr> <th>Pillar</th><th>Latitude (N)</th><th>Longitude (E)</th></tr> </thead> <tbody> <tr> <td>A</td><td>25°46'54.46"N</td><td>80°34'04.90"E</td></tr> <tr> <td>B</td><td>25°46'46.98"N</td><td>80°34'21.83"E</td></tr> <tr> <td>C</td><td>25°46'40.60"N</td><td>80°34'26.49"E</td></tr> <tr> <td>D</td><td>25°46'38.91"N</td><td>80°34'09.60"E</td></tr> <tr> <td>E</td><td>25°46'47.60"N</td><td>80°34'02.78"E</td></tr> </tbody> </table>	Pillar	Latitude (N)	Longitude (E)	A	25°46'54.46"N	80°34'04.90"E	B	25°46'46.98"N	80°34'21.83"E	C	25°46'40.60"N	80°34'26.49"E	D	25°46'38.91"N	80°34'09.60"E	E	25°46'47.60"N	80°34'02.78"E
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D	25°46'38.91"N	80°34'09.60"E																		
E	25°46'47.60"N	80°34'02.78"E																		
14.	Total Geological Reserves	7,00,000 m <sup>3</sup>																		
15.	Total Mineable Reserve	5,25,000 m <sup>3</sup>																		
16.	Total Proposed Production (in five years)	26,25,000 m <sup>3</sup> in 5 Years																		
17.	Proposed Production/year	5,25,000 m <sup>3</sup> /year																		
18.	Sanctioned Period of Mine lease	5 Years																		
19.	No. of worker	50																		
20.	Type of Land	Govt. revenue land																		

21.	Ultimate of Depth of Mining	3.0 m	
22.	Nearest metallised road from site	1.15 km	
23.	Water Requirement	PURPOSE	REQUIREMENT (KLD)
		Drinking	0.50 KLD
		Suppression of dust	2.00 KLD
		Plantation	0.60 KLD
		Others (if any)	-
		Total	3.10 KLD
24.	Name of QCI Accredited Consultant with QCI No and period of validity.	AWS Envirotech (OPC) Pvt. Ltd. Certificate no. NABET/EIA/2225/IA 0097(Rev.01) Valid Till July 14, 2025	
25.	Any litigation pending against the project or land in any court	No	
26.	Details of 500 m Cluster Certificate verified by Mining Officer	vide letter no. 1945/khanij-30, Banda Dated on 16.06.2023	
27.	Details of Lease Area in approved DSR	In approved DSR by SEIAA, UP, vide its meeting dated 01/08/2024 at Page No. 62 Sl. No. 78	
28.	Proposed EMP cost	Rs.12.0 lakhs as Capital cost and Rs. 8.0 lakhs as Recurring cost	
29.	Length and breadth of Haul Road	250 m & 6 m	
30.	No. of Trees to be Planted	300	
31.	Monitoring Period	October-December, 2023	

- The mining would be restricted to unsaturated zone only above the phreatic water table and will not intersect the ground water table at any point of time.
- This project does not attract any of the general conditions applicable on mining projects specified in EIA Notification 14/09/2006.
- The mining operation will not be carried out in safety zone of any bridge or embankment or in eco-fragile zone such as habitat of any wild fauna.
- There is no litigation pending in any court regarding this project.
- The project proposal falls under category-1(a) of EIA Notification, 2006 (as amended).

The consultant (EIA Coordinator) also submitted an affidavit dated 28/08/2023 mentioning is as follows:

- I Sandeep Kumar S/o Sri R. K. Verma is EIA coordinator of M/s AWS Envirotech (OPC) Pvt. Ltd. Lucknow,
- I have prepared the ToR application report for the Proposal of Riverbed Sand/Morrum Mine, over an area of 17.50 hectares situated in Gata No. Part of 50/2k, 52/1, 53, 55, Part of 56, 58, 59 & Part of 60/1/3, Village- Sadimadanpur, Tehsil-Pailani, District- Banda, Uttar Pradesh Proposed by M/s J.S. Enterprises (Prop.Jyoti Sachan) with my team.
- I have personally visited the site of proposal and certify that no mining/construction activity has been undertaken on the project site for the present proposal.
- I am satisfied that all the necessary data/information submitted along with ToR application are true and correct.
- I certify that this project has been uploaded for the first time on Parivesh Portal.
- I certify that there is no mismatch between information/data provided on online application submitted on Parivesh Portal and the hard copy/presentation which will be submitted after acceptance of application.
- The TOR application for the proposal is prepared by my team as per guidelines laid down by NABET/QCI.

#### **RESOLUTION AGAINST AGENDA NO. 04**

**The committee discussed the matter and recommended to issue the standard terms of reference for the preparation of EIA report. The committee also stipulated following additional TOR Points:**

**Additional TOR:**

1. Consent on original notarized photo affidavit should be submitted regarding sharing of baseline monitoring data for the period of October to December, 2023.
2. Videography of baseline monitoring period with date, time and geo coordinates should be attached in EIA report and also presented during the EIA presentation.
3. Raw data of all the baseline monitoring parameters will be provided as an annexure to the EIA Report.
4. Project proponent should present latest drone videography of the project site mentioning the date, time and geo coordinates at the time of EIA presentation.
5. NOC from Irrigation Department/Concerning Authority regarding river bed mining to be submitted at the time of EIA presentation.
6. To ensure proper monitoring, the project proponent/consultant should provide evidence in form of (A) Logbook of their site visit along with activities carried out during monitoring (B) Real time photographs showing monitoring machine, public, lab person etc.
7. Proprietor/proprietor representative should be present at the time of monitoring and monitoring should be conducted as per CPCB SOP/NABET/QCI guidelines. Lab responsible person should be present at the time of EIA presentation.
8. EIA coordinator & FAE should give a notarized affidavit during EIA presentation that they have personally visited the site & they have also taken all the mitigating measures for any critical issues involved in the project.
9. The project proponent will have to inform the schedule of monitoring/data collection programme to the SEIAA/SEAC, UP and UPPCB before start of data collection. In case of failure, the collected baseline monitoring data will be treated as null and void.
10. The details of equipment used for baseline monitoring alongwith its photograph mentioning date, time and geo coordinates for preparation of EIA report should be clearly displayed to the people present during public hearing and the complete details related to monitoring period must be mentioned in the minutes of public hearing.
11. Original lab analysis report of the project proposal along with EIA report should be uploaded on Parivesh Portal.
12. Combined KML of all mines in a cluster should be submitted at the time of EIA.
13. The project proponent/Consultant should identify the core & buffer zone (2.5 km) of the mining site.
14. Agreement/ Consent between project proponent and competent authority/ landowner for haulage road from lease site to link road to be submitted at the time of EIA presentation.
15. Proponent/ Consultant should submit the plan/information along with technology (photographs of water sprinklers/ tankers) to be implemented for mitigating dust at source points in lease area and haulage road during operation activity/vehicular movement. Technology should be displayed at the time of EIA presentation.
16. Proposed plantation working with area specific plant species, number of plants to be planted and place of plantation along with a proper map to be submitted at the time of EIA presentation.
17. Water requirement details along with source of water and the permission/ agreement with the concerning authority/ person to be submitted at the time of EIA presentation.
18. Proponent/consultant shall present TOR specific/additional conditions compliance, observation/suggestions raised during the public hearing and commitment made by the project proponent in a tabular form with a time bound plan at the time of EIA presentation.
19. Corporate Social Responsibility (CSR) to be prepared as per the MoEF guidelines and present it at the time of EIA presentation.
20. Submit the hydrological study report of lease area that the quantity given in LoI will be mined without affecting the geo-hydrology of the River.

**5. “Ordinary Earth Mine”, at Village-Korra Kanak A-1, Gata No.-55, 55,, & 55..., Tehsil- Fatehpur, District- Fatehpur, Uttar Pradesh, Project Proponent- Shri Nikhil Pandey, (Leased Area- 0.4615 Ha.), 8544/SIA/UP/MIN/454080/2023**

The consultant informed the committee that they are strictly following the rules, regulations and other instructions of QCI/NABET. A presentation was made by the project proponent along with their consultant M/s AWS Envirotech (OPC) Pvt. Ltd. Based on the documents submitted and presentation made by the project proponent along with the consultant, the following facts have emerged: -

1. The environmental clearance is sought for “Ordinary Earth Mine”, at Village-Korra Kanak A-1, Gata No.-55, 55,, & 55..., Tehsil- Fatehpur, District- Fatehpur, Uttar Pradesh, Project Proponent- Shri Nikhil Pandey, (Leased Area- 0.4615 Ha.),

2. Salient features of the project as submitted by the project proponent:

1.	On-line proposal No.	SIA/UP/MIN/454080/2023																
2.	File No. allotted by SEIAA, UP	8544																
3.	Name of Proponent	Shri Nikhil Pandey																
4.	Full correspondence address of proponent	Shri Nikhil PandeyS/o Shri Krishna Kumar Pandey R/o- Krishna Nagar, Purvi Bahua, Tehsil & District- Fatehpur, Uttar Pradesh E-mail ID-nikhilpandey5418@gmail.com																
5.	Name of Project	“Ordinary Earth Mine” at Village- Korra Kanak A-1, Gata no. 55, 55.,& 55..., Lease Area- 0.4615 ha., Tehsil- Fatehpur, District- Fatehpur, Uttar Pradesh, Project Proponent- Shri Nikhil Pandey																
6.	Project Location (Plot/Khasra/Gata No.)	Gata No.-55, 55.,& 55...at Village- Korra Kanak A-1, Tehsil- Fatehpur, District- Fatehpur, Uttar Pradesh																
7.	Name of Village	Korra Kanak A-1																
8.	Tehsil	Fatehpur																
9.	District	Fatehpur																
10.	Name of Minor Mineral	Ordinary Earth Mine																
11.	Sanctioned Lease Area (in Ha.)	0.4615 Ha.																
12.	Max. & Min mRL within lease area	Highest- 101mRL& Lowest- 98.5mRL																
13.	Pillar Coordinates (Verified by DMO)	Sanctioned Geo-Coordinates are- <table><tr><td>Points</td><td>Latitude</td><td>Longitude</td></tr><tr><td>A</td><td>25°47'20.62" N</td><td>80°34'44.01"E</td></tr><tr><td>B</td><td>25°47'19.81" N</td><td>80°34'45.07"E</td></tr><tr><td>C</td><td>25°47'16.08" N</td><td>80°34'43.12"E</td></tr><tr><td>D</td><td>25°47'16.62" N</td><td>80°34'42.13"E</td></tr></table>		Points	Latitude	Longitude	A	25°47'20.62" N	80°34'44.01"E	B	25°47'19.81" N	80°34'45.07"E	C	25°47'16.08" N	80°34'43.12"E	D	25°47'16.62" N	80°34'42.13"E
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C	25°47'16.08" N	80°34'43.12"E																
D	25°47'16.62" N	80°34'42.13"E																
14.	Total Geological Reserves	13,845 m <sup>3</sup>																
15.	Total Mineable Reserves	11,245.5 m <sup>3</sup>																
16.	Total Proposed Production	11,245 cum (in 6 months)																
17.	Proposed Production	11,245 cum (in 6 months)																
18.	Sanctioned Period of Mine lease	06 months																
19.	No. of worker	08																
20.	Type of Land	Private land																
21.	Ultimate Depth of Mining	3.0 m																
22.	Nearest metalled road from site	0.8km																
23.	Water Requirement	PURPOSE	REQUIREMENT (KLD)															
		Drinking	0.08KLD															
		Suppression of dust	4.20KLD															
		Plantation	0.06 KLD															
		Total	4.34KLD															
24.	Name of QCI Accredited Consultant with QCI No. and period of validity	M/s AWS Envirotech (OPC) Pvt. Ltd. 2 <sup>nd</sup> floor Devpuri plaza, Neelgiri crossing, Faizabad road, Indranagar, Lucknow-226016, U.P. Certificate no. NABET/EIA/2225/IA 0097 (Rev.01) Valid Till July 14, 2025																
25.	Any litigation pending against the	No																

	project or land in any court	
26.	Details of 500 m Cluster Certificate verified by Mining Officer	vide letter no.- 804/Khanij-Sa.Mi./Aa.Patra-korrakanak/2023 Dated- 20.11.2023
27.	Details of Lease Area in approved DSR	Its ordinary soil mining project, DSR not applicable
28.	Proposed EMP cost	EMP Cost- Rs. 1.5 Lakhs
29.	Length and breadth of Haul Road	800m & 6m
30.	No. of Trees to be Planted	30

3. Action Plan as per Ministry's O.M. dated 30/09/2020:
  - Under CER budget of Rs. 16,000/-total 02 no. of bicycles will be distributed to economically weaker people of the Korra Kanak A-1 village.
4. The mining would be restricted to unsaturated zone only above the phreatic water table and will not intersect the ground water table at any point of time.
5. This project does not attract any of the general conditions applicable on mining projects specified in EIA Notification 14/09/2006.
6. The mining operation will not be carried out in safety zone of any bridge or embankment or in eco-fragile zone such as habitat of any wild fauna.
7. There is no litigation pending in any court regarding this project.
8. The project proposal falls under category-1(a) of EIA Notification, 2006 (as amended).

The consultant (EIA Coordinator) also submitted an affidavit dated 02/12/2023 mentioning is as follows:

1. I Sandeep Kumar S/o Sri R.K. Verma is EIA coordinator of M/s AWS Envirotech (OPC) Pvt. Ltd. Lucknow.
2. I have prepared the EC application report for the Proposal "Ordinary Earth Mine", Village-Korra Kanak A-1, Gata No.- 55, 55,,& 55...Area- 0.4615 ha., Tehsil- Fatehpur, District- Fatehpur, Uttar Pradesh, (Project Proponent- Shri Nikhil Pandey) with my team.
3. I have personally visited the site of proposal and certify that no mining/construction activity has been undertaken on the project site for the present proposal.
4. I am satisfied that all the necessary data/information submitted along with EC application are true and correct.
5. I certify that this project has been uploaded for the first time on Parivesh Portal.
6. I certify that there will be no mismatch between information/data provided on online application submitted on Parivesh Portal and the hard copy/presentation which will be submitted after acceptance of application.
7. The EMP report for the proposal is prepared by my team as per guidelines laid down by NABET/QCI.

#### **RESOLUTION AGAINST AGENDA NO. 05**

The committee discussed the matter and recommended grant of environmental clearance for the project proposal along with general and specific conditions as annexed at Annexure-1 to these minutes.

6. **Flatted Factory Complex (White Goods Manufacturing) at Plot No- D-10, d-11, d-12, d-13, d-59, d-60 & 61, Industrial Area, UPSIDA, found, District- Agra, U.P., M/s Uttar Pradesh Small Industries Corporation (UPSIC), 6424/SIA/UP/MIS/284121/2022**

The committee noted that the matter was earlier discussed in 690<sup>th</sup> SEAC meeting dated 28/09/2022 and the SEAC recommended to amend the environmental clearance for the project proposal along with some additional conditions. Subsequently, SEIAA took up the matter in its 665<sup>th</sup> meeting dated 02/11/2022 wherein:

“MoEFCC, Gol vide letter no. Q-17012/1/2022-CPA dated 08.09.2022 sought comments on TTZ Sectoral Guidelines (final draft) prepared by NEERI in compliance of Honourable Supreme Court orders. Draft Guidelines under the title “1.1 Hon’ble Supreme Court Direction and its Compliance” is as follows –

“This has reference to the Hon’ble Supreme Court Orders dated December 6, 2019 and December 8, 2021 in the matter of Writ Petition (Civil) No. 13381/1984, M.C. Mehta V/s Union of India & Ors. in respect of the Taj Trapezium Zone (TTZ). Subsequently, Hon’ble Supreme Court Order dated December 8, 2021 has the following three points concerning NEERI:

1. “A representative of NEERI shall be included as a member in the Environmental Appraisal Committee (EAC) and State Environmental Appraisal Committee (SEAC) constituted by the Ministry of Environment, Forest and Climate Change for dealing with industrial units falling in TTZ Area.
2. In respect of industrial units where the Air Pollution Score as per CPCB and UPPCB is between 11 & 20, sectorial guidelines shall be obtained from NEERI. No industrial units shall be cleared by the State till sectorial guidelines are obtained from NEERI.
3. For those industrial units having Air Pollution more than 20, the concurrence/opinion of NEERI will have to be obtained.”

In compliance to the Hon’ble Supreme Court Order dated December 08, 2021, Commissioner Agra and Chairman, TTZ Authority, Agra vide letter no. 499/TTZ(PMU)/NEERI S.Guidelines/22 dated 04.02.2022 requested NEERI to prepare Sectorial Guidelines for the necessary and important industries/projects for implementation in the TTZ Area. In first phase, 31 industrial sectors / activity / projects were identified by TTZ Authority.

These guidelines are prepared as a response to the letter from TTZ Authority and to comply with the orders of Hon’ble Supreme Court.”

MoEFCC, Gol vide letter no. Q-17012/1/2022-CPA dated 26.09.2022 convened a meeting on the above subject which was held on 07.10.2022. MoM of this meeting issued by MoEFCC, Gol vide letter no. Q-17012/1/2022-CPA dated 26.09.2022 reads as follows –

“Additional Secretary (EF&CC) mentioned that the meeting has been convened to discuss Guidelines for the proposed industrial units / activities with air pollution score between 11 & 20 and above, falling under the TTZ Area prepared in compliance to the Hon’ble Supreme Court Order dated December 8, 2021.

Key decision taken in the meeting are as under:

1. The draft guidelines prepared by NEERI is forwarded to the sub-committee constituted by UPPCB in compliance of direction of Hon’ble Supreme Court. All the stakeholders are requested to send comments / suggestions, if any, directly to the sub-committee for consideration by 14<sup>th</sup> October 2022.
2. The sub-committee is requested to examine the draft guidelines whether they are in consonance with earlier recommendations of the committee and in compliance of the Hon’ble Supreme Court’s order. After examination and consideration of the suggestions of the stakeholders, finalized guidelines may be sent to Ministry by 21<sup>st</sup> October 2022.
3. The committee may also co-opt a member from RSPSB for the above exercise.
4. While reviewing the guidelines, incorporating specific measures for few major sectors existing in TTZ area may be considered.

SEIAA opined as follows –

1. PP to submit Air Pollution Score, duly verified either by CPCB or UPPCB, for the said project.
2. PP to submit NoC from TTZ Authority for establishing said project
3. PP to submit compliance report on sectoral guidelines, when the same are notified by MoEFCC



4. EC issued to the said project vide letter no. EC21B038UP122937 (File No. 6424), dated 01.12.2021 is kept in abeyance.
5. While evaluating projects / activities in TTZ area, representative of NEERI should be included in the meetings of SEAC and their approval on the MoM for such projects / activities should be taken.
6. A copy of this MoM be sent to SEAC-1 and SEAC-2 with the direction that this should be brought to the notice of all the members of SEAC-1 and SEAC-2 and should be discussed and documented in their next meeting. Further, while evaluating projects / activities seeking EC in TTZ area, orders issued by Honourable Supreme Court of India and directions given by MoEFCC, GoI should be followed.

The matter was listed in 741<sup>st</sup> SEAC meeting dated 24/04/2023 and the SEAC advised to revise the project report as per Box-1 sectoral guidelines prepared by NEERI.

The project proponent submitted their reply through online Parivesh Portal and the matter was listed in 885<sup>th</sup> SEAC-1 meeting dated 01/10/2024. **In compliance of Hon'ble Supreme Court order dated 08/12/2021 in Writ Petition (Civil) No. 13381/1984, NEERI has nominated Dr. S.K. Goyal as a representative/member in SEAC, U.P. to appraise the proposal under the TTZ area. The above project proposal comes under the TTZ area and Dr. S.K. Goyal, representative of NEERI was present during the meeting through video conferencing for the appraisal of project proposal.**

A presentation was made by the project proponent along with their consultant M/s Paramarsh (Servicing Environment and Development), Lucknow, U.P. During the presentation the project proponent submitted the following chronology of the project proposal:

S. N.	Chronology	Date	Remark
1	EC issued by SEIAA	01/12/2021	EC identification Number EC21B038UP122937
2	Application For Amendment In EC (Form – 4)	31/08/2022	Proposal Number: SIA/UP/MIS/284121/2022  Amendment of the point no 29 of EC letter (A per the Hon'ble Supreme Court order passed on dated 08/12/2021 in Writ Petition (Civil) No. 13381
3	Minutes of 690th SEAC-1 Meeting	28/09/2022	The committee considered the letter dated 06/06/2022 of Dr. S.K. Goyal during the meeting. The presentation made by the project proponent/consultant and observation provided by Dr. S.K. Goyal, representative of NEERI, the committee recommended to amend the miscellaneous condition no. 29 of environmental clearance letter dated 01/12/2021 with certain conditions.
4	Minutes of 665 <sup>th</sup> Meeting of the SEIAA, UP	02/11/2022	Submit the sectoral guidelines from NEERI
5	Minutes of Meeting 741th SEAC-1 Meeting	24/04/2023	The committee has gone through the documents and presentation submitted by PP and advised to revise the project report as per Box-1 sectoral guidelines prepared by NEERI.

The project proponent also submitted the compliance of Box-1 sectoral guidelines prepared by NEERI wherein:

- CPCB in its classification of industrial sectors has classified building and construction project as follows:

S.No.	Sector	A1	A2	A	Remarks
1.	Building and construction project more than 20,000 sq. m built up area	20	-	20	1. In the pre-construction stage, it is mainly air polluting due to generation of dust (PM) emissions. 2. After construction, it is mainly water polluting. If the discharge is more than 100 KLD, it will be having the normalized score of 75 and be categorized as Red.

- The criteria air pollutant for the project shall qualify as Group A1E hence shall attract air pollution score of 10. Further, due to the absence of odour and fugitive emissions, the Group A1F & A1G is also absent. Further, the score of Group A2 is for industries using Coal / Fuel either more than 24 MT / day or between 12 to 24 MT / day besides installation of air pollution control system like ESP, Bag filter etc. as mandatory. In the case under consideration, there being no installation of boiler as well as no use of Coal/ Oil, hence the Group A2 factors i.e. Group A2F1 & Group A2F2 are absent.

**Air Pollution Score (As per the Guidelines)**

Score A- 1	Applicability of Group A1D	15
Score A- 2	Absence of Group A2F1 & A2F2	Zero
<b>Total Air Pollution Score</b>		<b>15</b>

During the deliberation of the presentation the committee directed the project proponent to submit the undertaking with the following points:

1. We will submit the six monthly compliance reports also to the NEERI Delhi in accordance with the condition of Environment Clearance granted to our project.
2. That the basement and ground floor area in the building will be used for parking purposes as per the approved layout plan from the competent authority.
3. That the operation carried out in our flatted factory complex will generate minimum amount of waste, which will be managed as per the rules.
4. The working hours during the construction and operational phase will be single day shift.

The project proponent submitted the undertaking of the above points.

**RESOLUTION AGAINST AGENDA NO. 06**

**The SEAC has gone through the documents submitted by project proponent, presentation made before SEAC and the reply seems to be satisfactory. Hence, the SEAC recommended to amend the miscellaneous condition no. 29 of environmental clearance letter dated 01/12/2021 with following conditions:**

1. The Project Proponent (M/s UPSIC) shall maintain the details of various industrial units to be setup in the Flatted Factory Complex (FFC) and shall ensure the overall environmental compliance of the complex. All the records shall be maintained properly for periodic third-party environmental audit.
2. Further, a study shall be conducted to determine the Pollution Load Generation, Mitigation Measures/ EMP adopted, and assess the net contribution of FFC to the environment. Accordingly, the Proponent shall also follow the recommendations of the study to contain the pollution within the assimilative capacity/carrying capacity of the region and minimize the ecological footprint of the FFC.
3. The project proponent also submitted the six-monthly compliance reports to the NEERI, Delhi in accordance with the conditions mentioned in EC letter.
4. The basement and ground floor area in the building will be used for parking purposes as per the approved layout plan from the competent authority.
5. The PP shall ensure that the operation carried out in flatted factory complex will generate minimum amount of waste, which will be managed as per the rules.
6. The working hours during the construction and operational phase will be single day shift.

All the other contents mentioned in environmental clearance no. EC21B038UP122937, dated 01/12/2021 shall remain the same.

**7. Stone Crusher Unit in compliance order of Hon'ble National Tribunal of at Gata No.-1332, 1344, 1346, 1349, 1350, Village- Maganpura Faizabad, Tehsil- Behat, District- Saharanpur, U.P., M/s Maharaja Stone Crusher, Area-1.575,**

The consultant informed the committee that they are strictly following the rules, regulations and other instructions of QCI/NABET. A presentation was made by the project proponent along with their consultant M/s ENV DAS India Private Limited.

During the presentation the project proponent/consultant informed the committee that they have submitted the environmental clearance application in compliance of Hon'ble National Green Tribunal, New Delhi order dated 19/07/2017 in the matter of OA No. 479/2016 (MA No. 902/2016) Pravesh Vs MOEF&CC. The operative part of the order dated 19/07/2027 is as follows:

*"...It is not disputed before us that all the 21 offending stone crushers have been shut down and sealed by the administration.*

*Therefore, we dispose of the application with the directions that none of these sealed stone crushers would be permitted to operate unless they obtain consent from the State Pollution Control Board; proper no objection certificate from the concerned authorities and have the environmental clearance from the competent authority.*

*In the application for obtaining consent to operate, the source of raw material as well as the water source shall also be disclosed which will be duly examined by the concerned authority. With the above directions Original Application No. 479 of 2016 stands disposed of."*

**The SEAC has gone through the documents/court orders provided by the project proponent/consultant and deliberated that the stone crusher unit is not listed in the schedule of EIA Notification, 2006 (as amended) and it is not clear whether the stone crusher project appraised under category A or B? The consultant was also not clear in this regard. Therefore, the SEAC opined that the SEIAA may seek clarification from MoEF&CC, Govt. of India whether the stone crusher project appraised under category A or B?**

**The matter will be discussed after receipt of above information.**

**8. Stone Crusher Unit in compliance order of Hon'ble National Tribunal of at Gata No.- 4/1, 5 & 30/1, Village- Araj Jevdi Must. & Araj Jevdi Ah., Tehsil- Behat, District- Saharanpur, U.P., M/s Kedar Grits, Area-1.802**

The consultant informed the committee that they are strictly following the rules, regulations and other instructions of QCI/NABET. A presentation was made by the project proponent along with their consultant M/s ENV DAS India Private Limited.

During the presentation the project proponent/consultant informed the committee that they have submitted the environmental clearance application in compliance of Hon'ble National Green Tribunal, New Delhi order dated 19/07/2017 in the matter of OA No. 479/2016 (MA No. 902/2016) Pravesh Vs MOEF&CC. The operative part of the order dated 19/07/2027 is as follows:

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*In the application for obtaining consent to operate, the source of raw material as well as the water source shall also be disclosed which will be duly examined by the concerned authority. With the above directions Original Application No. 479 of 2016 stands disposed of."*

The SEAC has gone through the documents/court orders provided by the project proponent/consultant and deliberated that the stone crusher unit is not listed in the schedule of EIA Notification, 2006 (as amended) and it is not clear whether the stone crusher project appraised under category A or B? The consultant was also not clear in this regard. Therefore, the SEAC opined that the SEIAA may seek clarification from MoEF&CC, Govt. of India whether the stone crusher project appraised under category A or B?

The matter will be discussed after receipt of above information.

**9. Stone Crusher Unit in compliance order of Hon'ble National Tribunal of at Gata No.- 693, Village- Faizabad, Tehsil- Behat, District- Saharanpur, U.P., M/s Krishna Screening Plant, Area-1.118.,**

The consultant informed the committee that they are strictly following the rules, regulations and other instructions of QCI/NABET. A presentation was made by the project proponent along with their consultant M/s ENV DAS India Private Limited.

During the presentation the project proponent/consultant informed the committee that they have submitted the environmental clearance application in compliance of Hon'ble National Green Tribunal, New Delhi order dated 19/07/2017 in the matter of OA No. 479/2016 (MA No. 902/2016) Pravesh Vs MOEF&CC. The operative part of the order dated 19/07/2027 is as follows:

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*In the application for obtaining consent to operate, the source of raw material as well as the water source shall also be disclosed which will be duly examined by the concerned authority.*

*With the above directions Original Application No. 479 of 2016 stands disposed of."*

The SEAC has gone through the documents/court orders provided by the project proponent/consultant and deliberated that the stone crusher unit is not listed in the schedule of EIA Notification, 2006 (as amended) and it is not clear whether the stone crusher project appraised under category A or B? The consultant was also not clear in this regard. Therefore, the SEAC opined that the SEIAA may seek clarification from MoEF&CC, Govt. of India whether the stone crusher project appraised under category A or B?

The matter will be discussed after receipt of above information.

**10. Sand/Morrum Mine From Riverbed of Ken River Gata No.- Part of 337 (Khand No.- 03), Village- Kanwara, Tehsil- Banda, District- Banda, Uttar Pradesh, M/s Ansh Project Service, Lesed Area- 24.00 Ha., 8564/SIA/UP/MIN/454466/2023**

The Secretariat informed the committee that the matter was earlier listed in 860<sup>th</sup> SEAC meeting dated 31/05/2024 and in the light of Hon'ble NGT order dated 09/05/2024 in Original Application No. 747/2023 (IA No. 877/2023, IA No. 876/2023, IA No. 119/2024 & IA No. 115/2024), Raj Kumar Vs Ministry of Environment, Forests and Climate Change & Ors., the committee withholds its recommendation. The project proponent submitted their request through online Parivesh Portal and the matter was listed in 885<sup>th</sup> SEAC meeting dated 01/10/2024.

The consultant informed the committee that they are strictly following the rules, regulations and other instructions of QCI/NABET. A presentation was made by the project proponent along with their consultant M/s AWS Envirotech (OPC) Pvt. Ltd. Based on the documents submitted and

presentation made by the project proponent along with the consultant, the following facts have emerged: -

1. The terms of reference is sought for “Sand/Morrum Mining” from Riverbed of Ken River at Gata No. Part of 337 (Khand No.- 03), Village- Kanwara, Tehsil- Banda, District- Banda, Uttar Pradesh, Project Proponent- M/s Ansh Project Service (Leased Area: 24.00 ha.).
2. Salient features of the project as submitted by the project proponent:

1.	On-line proposal No.	SIA/UP/MIN/454466/2023																																																																																										
2.	File No. allotted by SEIAA, UP	8564																																																																																										
3.	Name of Proponent	M/s Ansh Project Service (Partner- Shri Vivek Singh)																																																																																										
4.	Full correspondence address of proponent	R/o-6/159, Vineet Khand, Gomti Nagar, District-Lucknow, U.P. E-mail Id- viveksingh541818@gmail.com																																																																																										
5.	Name of Project	“Sand/Morrum Mining” from Riverbed of Ken River at Village- Kanwara, Gata No.- Part of 337 (Khand No.- 03), Area-24.00 Ha.(59.30 Acres), Tehsil- Banda, District-Banda, Uttar Pradesh, Project Proponent- M/s Ansh Project Service (Partner- Shri Vivek Singh)																																																																																										
6.	Project Location (Plot/Khasra/Gata No.)	Gata No.- Part of 337 (Khand No.- 03), Village-Kanwara, Tehsil- Banda, District-Banda, Uttar Pradesh																																																																																										
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9.	District	Banda																																																																																										
10.	Name of Minor Mineral	Sand/Morrum																																																																																										
11.	Sanctioned Lease Area (in Ha.)	24.00 ha.(59.30 Acres)																																																																																										
12.	Max. & Min mRL within lease area	Highest mRL is 122.0 mRL & Lowest mRL is 119.0 mRL																																																																																										
13.	Pillar Coordinates (Verified by DMO)	<p>Coordinates of the sanctioned lease area-</p> <table border="1"> <thead> <tr> <th colspan="3">Sanctioned MLA Co-ordinates</th></tr> <tr> <th>Pillar</th><th>Latitude(N)</th><th>Longitude(E)</th></tr> </thead> <tbody> <tr><td>A</td><td>25° 31.438' N</td><td>80° 16.944' E</td></tr> <tr><td>B</td><td>25° 31.173' N</td><td>80° 17.111' E</td></tr> <tr><td>C</td><td>25° 31.182' N</td><td>80° 17.148' E</td></tr> <tr><td>D</td><td>25° 31.093' N</td><td>80° 17.202' E</td></tr> <tr><td>E</td><td>25° 30.996' N</td><td>80° 17.057' E</td></tr> <tr><td>F</td><td>25° 31.190' N</td><td>80° 16.914' E</td></tr> <tr><td>G</td><td>25° 31.140' N</td><td>80° 16.880' E</td></tr> <tr><td>H</td><td>25° 31.407' N</td><td>80° 16.807' E</td></tr> </tbody> </table> <table border="1"> <thead> <tr> <th colspan="3">Non- Workable MLA Co-ordinates</th></tr> <tr> <th>Pillar</th><th>Latitude(N)</th><th>Longitude(E)</th></tr> </thead> <tbody> <tr><td>A1</td><td>25° 31.427' N</td><td>80° 16.897' E</td></tr> <tr><td>F1</td><td>25° 31.204' N</td><td>80° 16.949' E</td></tr> <tr><td>E2</td><td>25° 31.123' N</td><td>80° 17.076' E</td></tr> <tr><td>E1</td><td>25° 31.013' N</td><td>80° 17.083' E</td></tr> <tr><td>E</td><td>25° 30.996' N</td><td>80° 17.057' E</td></tr> <tr><td>F</td><td>25° 31.190' N</td><td>80° 16.914' E</td></tr> <tr><td>G</td><td>25° 31.140' N</td><td>80° 16.880' E</td></tr> <tr><td>H</td><td>25° 31.407' N</td><td>80° 16.807' E</td></tr> </tbody> </table> <table border="1"> <thead> <tr> <th colspan="3">Workable MLA Co-ordinates</th></tr> <tr> <th>Pillar</th><th>Latitude(N)</th><th>Longitude(E)</th></tr> </thead> <tbody> <tr><td>A</td><td>25° 31.438' N</td><td>80° 16.944' E</td></tr> <tr><td>B</td><td>25° 31.173' N</td><td>80° 17.111' E</td></tr> <tr><td>C</td><td>25° 31.182' N</td><td>80° 17.148' E</td></tr> <tr><td>D</td><td>25° 31.093' N</td><td>80° 17.202' E</td></tr> <tr><td>E1</td><td>25° 31.013' N</td><td>80° 17.083' E</td></tr> <tr><td>E2</td><td>25° 31.123' N</td><td>80° 17.076' E</td></tr> <tr><td>F1</td><td>25° 31.204' N</td><td>80° 16.949' E</td></tr> <tr><td>A1</td><td>25° 31.427' N</td><td>80° 16.897' E</td></tr> </tbody> </table>	Sanctioned MLA Co-ordinates			Pillar	Latitude(N)	Longitude(E)	A	25° 31.438' N	80° 16.944' E	B	25° 31.173' N	80° 17.111' E	C	25° 31.182' N	80° 17.148' E	D	25° 31.093' N	80° 17.202' E	E	25° 30.996' N	80° 17.057' E	F	25° 31.190' N	80° 16.914' E	G	25° 31.140' N	80° 16.880' E	H	25° 31.407' N	80° 16.807' E	Non- Workable MLA Co-ordinates			Pillar	Latitude(N)	Longitude(E)	A1	25° 31.427' N	80° 16.897' E	F1	25° 31.204' N	80° 16.949' E	E2	25° 31.123' N	80° 17.076' E	E1	25° 31.013' N	80° 17.083' E	E	25° 30.996' N	80° 17.057' E	F	25° 31.190' N	80° 16.914' E	G	25° 31.140' N	80° 16.880' E	H	25° 31.407' N	80° 16.807' E	Workable MLA Co-ordinates			Pillar	Latitude(N)	Longitude(E)	A	25° 31.438' N	80° 16.944' E	B	25° 31.173' N	80° 17.111' E	C	25° 31.182' N	80° 17.148' E	D	25° 31.093' N	80° 17.202' E	E1	25° 31.013' N	80° 17.083' E	E2	25° 31.123' N	80° 17.076' E	F1	25° 31.204' N	80° 16.949' E	A1	25° 31.427' N	80° 16.897' E
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14.	Total Geological Reserves	3,18,735m <sup>3</sup>																																																																																										

15.	Total Mineable Reserves	2,40,000m <sup>3</sup>
16.	Total Proposed Production (in five years)	2,40,000 m <sup>3</sup> in 06 months
17.	Proposed Production/year	2,40,000m <sup>3</sup> in 06 months
18.	Sanctioned Period of Mine lease	06months
19.	No. of workers	41
20.	Type of Land	Govt. Revenue land
21.	Ultimate Depth of Mining	2.3 m
22.	Nearest metalled road from site	1.9 km
23.	Water Requirement	PURPOSE
		Drinking
		Suppression of dust
		Plantation
		Others (if any)
		Total
		REQUIREMENT (KLD)
		0.41 KLD
		2.76 KLD
		0.60 KLD
		-
		3.77 KLD
24.	Name of QCI Accredited Consultant with QCI No and period of validity.	AWS Envirotech (OPC) Pvt. Ltd. Certificate no. NABET/EIA/2225/IA 0097(Rev.01) Valid Till July 14, 2025
25.	Any litigation pending against the project or land in any court	No
26.	Details of 500 m Cluster Certificate verified by Mining Officer	vide letter no. 499/khanij-30, Banda Dated on 27.09.2023
27.	Details of Lease Area in approved DSR	Approval by DEIAA on dated 23.11.2017 at page no. 60, sl. No. 8, DSR corrigendum issued by DEIAA vide letter No.- 07/Parya.Sachi.banda on dated 17.08.2018 at page no. 01 Sl. No.- 09, Approval/updation by state government on 14.02.2023
28.	Proposed EMP cost	EMP Cost is Rs. 12 Lakhs
29.	Length and breadth of Haul Road	440 m
30.	No. of Trees to be Planted	300
31.	Monitoring Period	October-December, 2023

- The mining would be restricted to unsaturated zone only above the phreatic water table and will not intersect the ground water table at any point of time.
- This project does not attract any of the general conditions applicable on mining projects specified in EIA Notification 14/09/2006.
- The mining operation will not be carried out in safety zone of any bridge or embankment or in eco-fragile zone such as habitat of any wild fauna.
- There is no litigation pending in any court regarding this project.
- The project proposal falls under category-1(a) of EIA Notification, 2006 (as amended).

The consultant (EIA Coordinator) also submitted an affidavit dated 02/12/2023 mentioning is as follows:

- I Sandeep Kumar S/o Sri R. K. Verma is EIA coordinator of M/s AWS Envirotech (OPC) Pvt. Ltd. Lucknow,
- I have prepared the ToR application report for the Proposal of Riverbed Sand/Morrum Mine, situated in Gata No. Part of 337, Khand No.- 03, Lease area- 24.00 ha.(59.30 acre), Village- Kanwara, Tehsil- Banda, District- Banda, Uttar Pradesh(Project Proponent- M/s Ansh Project Service (Partner Shri Vivek Singh) for with my team.
- I have personally visited the site of proposal and certify that no mining/construction activity has been undertaken on the project site for the present proposal.
- I am satisfied that all the necessary data/information submitted along with ToR application are true and correct.
- I certify that this project has been uploaded for the first time on Parivesh Portal.

6. I certify that there is no mismatch between information/data provided on online application submitted on Parivesh Portal and the hard copy/presentation which will be submitted after acceptance of application.
7. The TOR application for the proposal is prepared by my team as per guidelines laid down by NABET/QCI.

**RESOLUTION AGAINST AGENDA NO. 10**

**The committee discussed the matter and recommended to issue the standard terms of reference for the preparation of EIA report. The committee also stipulated following additional TOR Points:**

**Additional TOR:**

1. Videography of baseline monitoring period with date, time and geo coordinates should be attached in EIA report and also presented during the EIA presentation.
2. Raw data of all the baseline monitoring parameters will be provided as an annexure to the EIA Report.
3. Project proponent should present latest drone videography of the project site mentioning the date, time and geo coordinates at the time of EIA presentation.
4. NOC from Irrigation Department/Concerning Authority regarding river bed mining to be submitted at the time of EIA presentation.
5. To ensure proper monitoring, the project proponent/consultant should provide evidence in form of (A) Logbook of their site visit along with activities carried out during monitoring (B) Real time photographs showing monitoring machine, public, lab person etc.
6. Proprietor/proprietor representative should be present at the time of monitoring and monitoring should be conducted as per CPCB SOP/NABET/QCI guidelines. Lab responsible person should be present at the time of EIA presentation.
7. EIA coordinator & FAE should give a notarized affidavit during EIA presentation that they have personally visited the site & they have also taken all the mitigating measures for any critical issues involved in the project.
8. The project proponent will have to inform the schedule of monitoring/data collection programme to the SEIAA/SEAC, UP and UPPCB before start of data collection. In case of failure, the collected baseline monitoring data will be treated as null and void.
9. The details of equipment used for baseline monitoring alongwith its photograph mentioning date, time and geo coordinates for preparation of EIA report should be clearly displayed to the people present during public hearing and the complete details related to monitoring period must be mentioned in the minutes of public hearing.
10. Original lab analysis report of the project proposal along with EIA report should be uploaded on Parivesh Portal.
11. Combined KML of all mines in a cluster should be submitted at the time of EIA.
12. The project proponent/Consultant should identify the core & buffer zone (2.5 km) of the mining site.
13. Agreement/ Consent between project proponent and competent authority/ landowner for haulage road from lease site to link road to be submitted at the time of EIA presentation.
14. Proponent/ Consultant should submit the plan/information along with technology (photographs of water sprinklers/ tankers) to be implemented for mitigating dust at source points in lease area and haulage road during operation activity/vehicular movement. Technology should be displayed at the time of EIA presentation.
15. Proposed plantation working with area specific plant species, number of plants to be planted and place of plantation along with a proper map to be submitted at the time of EIA presentation.

16. Water requirement details along with source of water and the permission/ agreement with the concerning authority/ person to be submitted at the time of EIA presentation.
17. Proponent/consultant shall present TOR specific/additional conditions compliance, observation/suggestions raised during the public hearing and commitment made by the project proponent in a tabular form with a time bound plan at the time of EIA presentation.
18. Corporate Social Responsibility (CSR) to be prepared as per the MoEF guidelines and present it at the time of EIA presentation.
19. Submit the hydrological study report of lease area that the quantity given in LoI will be mined without affecting the geo-hydrology of the River.

**11. Shahalipur Gudad RBM Mining Project for Mining of RBM from Pvt. Land on the Bed of River Kho, Near Village- Shahalipur Gudad, Tehsil- Nagina, District- Bijnor (U.P), Leased Area-1.500 Ha., 8870/SIA/UP/MIN/466274/2024**

The project proponent/consultant informed the committee that the matter was earlier listed in 854<sup>th</sup> SEAC-2 meeting dated 21/05/2024 and recommended to grant the environmental clearance along with general and specific conditions. Subsequently, the matter was listed in 819<sup>th</sup> SEIAA meeting dated 11/06/2024 and in light of Hon'ble NGT order in OA No. 120/2024 dated 02/04/2020 and OA No. 747/2023 dated 09/05/2024, SEIAA decided to defer the matter till appropriate action is taken by concerned authorities.

The project proponent also informed that in compliance of the above Hon'ble NGT orders the District Survey Report (DSR) of District Bijnor has been approved by SEIAA, U.P. on 21/09/2024 and approved DSR sent to Mining Department for further necessary action. The project proponent enclosed the copy of approved DSR and requested to grant the environmental clearance for the project proposal.

The committee has gone through the documents submitted by project proponent and presentation made before SEAC. The committee observed that in compliance of Hon'ble NGT orders the draft DSR of District Bijnor has already been approved by SEIAA. Hence, the committee is of the opinion that the environmental clearance for the above project may be granted by SEIAA in view of SEAC recommendation dated 21/05/2024.

**12. "Sand/Morrum Mining" on the riverbed of Ken River at Gata No.- 7, 17, 18, 21, 23, 25, 27, 28, 29, 30, 35, 37, 38, 40, 177 and 176 Mi, Village- Amlor Khadar, Tehsil- Pailani, District- Banda, Uttar Pradesh of M/s R. B. S. Infra, Area 25.29 ha., 8979/8131/SIA/UP/MIN/470530/2024**

**RESOLUTION AGAINST AGENDA NO. 12**

The project proponent/consultant did not appear. The committee discussed and deliberated that the project file should be closed and be opened only after request from the project proponent. The file shall not be treated as pending at SEAC. The matter will be discussed only after submission of online requests on prescribed online portal.

**13. Soil Mining Project (category B2) from Gata No.- 132, 130 151, 150, 157, 66, 65 Village Mainiya Mu. Mahua, Tehsil - Powanya, District-Shahjahanpur, U.P. (Area- 2.964 ha), 9165/SIA/UP/MIN/491966/2024**

The project proponent/consultant informed the committee that the matter was earlier listed in 874<sup>th</sup> SEAC-1 meeting dated 20/08/2024 and recommended to grant the environmental clearance along with general and specific conditions. Subsequently, the matter was listed in 839<sup>th</sup> SEIAA meeting dated 13/09/2024 wherein:

*"SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through the complaint letter of Shri Dharmendra Kumar dated 03.09.2024 regarding the queries raised in file no. 9143. Hence SEIAA opined to refer back the project to SEAC for review."*



As per the above decision of SEIAA, the matter was listed in 885<sup>th</sup> SEAC-1 meeting dated 01/10/2024. The project proponent/consultant submitted their replies through letter dated 30/09/2024 regarding the queries raised by SEIAA and submitted as follows:

S.N.	Query	Reply
1.	MoU/NOC from the neighboring land owners regarding use of its plots for the purpose of mineral transportation/Excavation.	All Gata Nos. 132, 130 151, 150, 157, 66, 65 area attached with the existing road/chak road which will be used for the transportation of the mineral. Hence, no MoU/NOC has to be taken from the adjacent land owners.
2.	Certified khasra map clearly indicating the haulage road of the project site.	Certified khasra map indicating the haulage road and the proposed gata no. is attached.

**RESOLUTION AGAINST AGENDA NO. 13**

The committee has gone through the reply/documents submitted by the project proponent and the committee is of the opinion that reply seems to be satisfactory. Hence, the committee recommended to grant the environmental clearance for the project proposal along with general and specific conditions as earlier stipulated in 874<sup>th</sup> SEAC-1 meeting dated 20/08/2024

**14. Existing Common Bio-Medical Waste Treatment Facility at Subharti Medical College Campus, Subharti Puram, Meerut, Uttar Pradesh, M/s Synergy Waste Management Pvt. Ltd., 7761/SIA/UP/INFRA2/459662/2024**

The committee noted that the matter was earlier discussed in 867<sup>th</sup> SEAC meeting dated 01/08/2024 wherein:

“...The committee has gone through the reply submitted by project proponent and presentation made before SEAC and found that the reply submitted by the project proponent is not satisfactory. Hence, the committee directed the project proponent to submit brief note regarding the query raise in earlier meeting along with its chronology. Gap analysis report from UPPCB, Lucknow as per revised CBWTF guidelines along with recommendation.”

The project proponent submitted their reply through online Parivesh Portal and the matter was listed in 885<sup>th</sup> SEAC-1 meeting dated 01/10/2024. A presentation was made by the project proponent along with their consultant M/s Ind Tech House Consult. The project proponent also submitted the following chronology/reply before the SEAC:

**1. Chronology of the project:**

- I. As per the NGT order dated 02.03.2023, application for ToR approval was submitted on 01st April 2023.
- II. ToR was recommended for grant by the SEAC in its meeting on 17/05/2023 and 20/11/2023 for the project in the name of ‘Existing Common Bio-Medical Waste Treatment Facility’.
- III. However, ToR has been issued by the SEIAA vide letter no. 381/Parya/SEIAA/7761/2023 dated 18/01/2024 in the name of Captive Treatment Facility instead of “Existing Common Bio-Medical Waste Treatment Facility”.
- IV. Therefore, application for amendment of ToR was submitted vide proposal no. SIA/UP/INFRA2/459662/2024 dated 23/01/2024 to remove the ‘Captive’ term from the name of the project and additional condition no. 1 of the ToR letter dated 18/01/2024.

- V. The case was taken up in the SEAC-1 meeting on 06/03/2024. As the decision of putting the additional condition and captive term was taken by the SEIAA, the SEAC decided to forward the case to the SEIAA to consider any change/amendment in ToR points.
- VI. The matter was discussed in 810<sup>th</sup> SEIAA meeting on 30/04/2024 where SEIAA opined to refer the matter to the SEAC and seek clarification regarding the minimum area required for the 'Common Bio-Medical Waste Treatment Facility'.
- VII. Project was considered in 851<sup>st</sup> SEAC-1 meeting on 16/05/2024, During the meeting the committee has informed that a letter from the MoEF&CC (HSM Devision) [letter no. 20/4/2021-HSMD dated 13/03/2024] has been received by the SEIAA regarding the Project and in reference to the same, the RO-UPPCB has also issued a letter to the PP on 07/05/2024. The committee had asked the PP to submit a reply against the issues raised by the MoEF&CC and RO UPPCB.
- VIII. In compliance to the letter received from the RO-UPPCB, reply was submitted to the RO-UPPCB on 08/05/2024.
- IX. After submission of the reply to the SEAC on 12/07/2024 (Annexed as annexure-02), the project was considered in 867<sup>th</sup> meeting of the SEAC 1 held on 01/08/2024 and the committee has asked PP to submit brief note regarding the query raise in earlier meeting along with its chronology and Gap analysis report from the UPPCB.
- X. After submission of the reply on 26/09/2024, the case was considered in SEAC meeting dated 01/10/2024.

**2. Reply/Brief note of earlier query submitted to RO, UPPCB, Meerut:**

S. No.	Observation	Reply
1	Whether the project is captive Bio medical waste facility or Common Bio medical waste facility.	This is an existing Common bio-medical waste treatment Facility operating since 2003 and it is one of the first of this kind of facility in the state. The facility is currently providing services in 11 districts of Uttar Pradesh as a common biomedical waste treatment facility with valid Bio-medical Waste Authorization and Consent to Operate from the UPPCB. Honorable National Green Tribunal in its order in [Petition M.A. No. 90/2023 & M.A. No. 94/2022 in O.A. Order 774/2022] has also asked to obtain Environmental Clearance as a common biomedical treatment service.
2	Whether the landuse of the project is institutional or not? If yes, under what circumstances operation of the plant at the said site is permissible?	The landuse of our plot is institutional. However, the facility is operational since 2003 and at that time the provisions of the Biomedical Waste Management Rules 2016 were not in place. At that time there was no authorized or unauthorized residential area developed near the project site. Further, the committee may please note other similar cases filed in the Honorable National Green Authority [M.A. No. 90/2023 & M.A. No. 94/2022 in O.A. 774/2022] in the context of various biomedical treatment services in the country running in institutional areas which are under subjudice.
3	What is the plot area of the unit. Is this area of unit according to the CPCB guidelines or not.	The total plot area of our unit is 1242 m <sup>2</sup> . The minimum land requirement criteria of one acre as per Revised Guidelines for Common Bio-medical Waste Treatment and Disposal Facilities issued by the CPCB in 2016 is not applicable to this project as this is an existing facility operational since 2003 with Consent to Operate and BMW Authorization from the UPPCB.

		The project requires Post-Facto EC Approval as per NGT order dated 02.03.2023.
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### 3. Gap analysis report:

- Revised CPCB guideline 2016 published on 21 Dec 2016, regarding the Criteria for development of a new Common Bio-medical Waste Treatment and Disposal Facility for a locality or region, Point 2 (b) States that for:

*“SPCB/PCC is required to conduct gap analysis w.r.to coverage area of the bio-medical waste generation and also projected over a period of next ten years, adequacy of existing treatment capacity of the CBWTF in each coverage area of radius 75 KM, as given in Annexure-I.*

*All the SPCBs and PCCs shall conduct the gap analysis and based on the gap analysis, action plan for development of new CBWTFs is required to be prepared and submitted to MoEF & CC & CPCB within six months’ time. In case of States/UTs, where no CBWTF is available, in such a case, SPCB/PCC being prescribed authority under the BMWM Rules is required to submit the detailed proposal to MoEF & CC/MoH & FW through the respective State Government or UT Administration. Also, the option of forming association by the group of health care facilities (HCFs) to develop their own CBWTF also be encouraged following these guidelines. In case, any coverage area requires additional treatment capacity, in such a case, action may be initiated by the prescribed authority for allowing a new CBWTF in that locality without interfering the coverage area of the existing CBWTF and beds covered by the existing CBWTF”.*

Therefore, Gap Analysis report is not applicable to our project as this is an existing project established in 2003 long before the Bio-Medical Waste management Rules 2016.

### **RESOLUTION AGAINST AGENDA NO. 14**

The committee has gone through the file, documents and reply submitted by the project proponent. The committee observed that during the appraisal of the project proposal in SEAC meeting dated 17/05/2023 and 20/11/2023 the committee already recommended to issue the terms of reference for the project in name of *“Existing Common Bio-Medical Waste Treatment Facility at Subharti Medical College Campus, Subharti Puram, Meerut, U.P., M/s Synergy Waste Management Pvt. Ltd.”*.

However, the SEIAA in its meeting dated 28/12/2023 decided to grant the terms of reference for *“Captive Treatment Facility (but Proposed Existing Common Bio-Medical Waste Treatment Facility) at Subharti Medical College Campus, Subharti Puram, Meerut Uttar Pradesh”*. The terms of reference issued on 18/01/2024 and SEIAA imposed the additional TOR point no. 1 i.e. *“ The project proponent shall submit an affidavit along with EIA, stating that the facility will be operated as Captive Treatment Facility only”*.

In view circumstances/ facts mentioned by Project Proponent, the SEAC agrees with the amendment in TOR asked by Project Proponent. There is no denial of the fact that this common Bio-medical Waste Treatment Facility is existing one and in operation from 2003 much before the notification of Biomedical Waste Rules. However, SEAC also feels that it should be ensured that there is no adverse environmental impact on surrounding area due to this plant. To ensure it, SEAC opines that following additional TOR condition may be imposed in this project:-

- The EIA report prepared by the consultant should be vetted by the environment department of any IIT/NIT or NEERI so that there is no adverse environmental impact on surrounding areas due to the technology of this plant.

The SEIAA may like to take appropriate decision.

**15. Aliyapur Soil Mining Project at Gata No.- 77, 81, Village- Aliyapur, Tehsil - Tilhar, District- Shahjahanpur, U.P. (Area- 1.910 ha)., 9035/SIA/UP/MIN/476250/2024**

The committee noted that the matter was earlier listed in 865<sup>th</sup> SEAC-1 meeting dated 18/07/2024 and the project proponent/consultant did not appear in the meeting and the committee decided that the project file should be closed and be opened only after request from the project proponent. The project proponent submitted their request through online Parivesh Portal and the matter was listed in 885<sup>th</sup> SEAC meeting dated 01/10/2024.

The consultant informed the committee that they are strictly following the rules, regulations and other instructions of QCI/NABET. A presentation was made by the project proponent along with their consultant M/s Rian Enviro Private Limited. Based on the documents submitted and presentation made by the project proponent along with the consultant, the following facts have emerged: -

1. The environmental clearance is sought for Soil Mining Project at Gata No.- 77, 81, Village- Aliyapur, Tehsil - Tilhar, District- Shahjahanpur, U.P., (Leased Area- 1.910 ha).
2. Salient features of the project as submitted by the project proponent:

1. On-line proposal No.	SIA/UP/MIN/476250/2024		
2. File No .allotted by SEIAA,UP	9035		
3. Name of Proponent	Khatu Shyam Ji Enterprises, Partner-Kamlesh Agarwal		
4. Registered Address	Jangli Shah Loha Shah Miya Dargah Sharif, 21, Bareilly Mor, Nawada Indepur, Shahjahanpur, U.P		
5. Full correspondence address of proponent and mobile no.	Khatu Shyam Ji Enterprises, Partner-Kamlesh Agarwal		
	Jangli Shah Loha Shah Miya Dargah Sharif, 21, Bareilly Mor, Nawada Indepur, Shahjahanpur, U.P		
6. Name of Project	Aliyapur Soil Mining Project		
7. Project location (Plot/ Khasra /Gata No.)	Khasra No- 77, 81		
8. Name of Village	Aliyapur,		
9. Tehsil	Tilhar		
10.District	Shahjahanpur		
11. Name of Minor Mineral	Ordinary soil		
12. Total Area (in Ha.)	1.910 ha		
13. Mineable Area (in Ha.)	1.8145 ha		
14.Pillar Coordinates(Verified by OMO)		Latitude	Latitude
		77	
	A	27°55'50.18"N	79°42'25.21"E
	B	27°55'47.53"N	79°42'28.12"E
	C	27°55'46.37"N	79°42'26.78"E
	D	27°55'49.19"N	79°42'23.88"E
		81	
	A	27°55'50.24"N	79°42'22.50"E
	B	27°55'46.37"N	79°42'26.78"E
	C	27°55'44.64"N	79°42'24.98"E
	D	27°55'48.31"N	79°42'20.29"E
15. Period of agreement between Project proponent & Land Owner	6 months		
16. Mine Plan approval details	Letter No. 444/ khaman anubhag/ 2024 dated 15-03-2024		
17. Validity of Mine Plan	6 months		
18.Total Proposed Production	41733 cum		
19. Proposed Production/year	The project is only for 6 months		
20.Method of Mining	Semi-Mechanized Opencast		

21.No.Of workers	20		
22.Type of Land	Pvt. Land (Agriculture)		
23.Ultimate Depth of Mining	2.5 Meter		
24. Water Requirement	Purpose	Requirement (kld)	
	Drinking and domestic	0.5	
	Suppression of dust	3.6	
	Plantation	2.4	
	Others( if any)	----	
	Total	6.5	
25. Name of QCI Accredited Consultant with QCI No and period of validity.	Rian enviro Private Limited 202, 204, Mangal market, Raza Bazar Sheikhpura Patna, Bihar Valid till: 11/12/2024		
26. Any litigation pending against the project or land in any court	No		
27. Areas which are important or sensitive for ecological reasons – Wetlands, watercourses or other water bodies, coastal zone, biospheres, mountains, forests, protected, important or sensitive species of flora or fauna for breeding, nesting, foraging, resting, migration	Garra River  Bhagul River Sharda Canal	about 11 km in NE direction about 11 km in W direction about 2 km in W direction	
28. Areas occupied by sensitive manmade land uses (hospitals, schools, places of worship, community facilities)	Primary School, Ratanpur  RKD Memorial Public School Cambridge Public School, Tilhar Govt. School, Sultanpur Dhanwantri Chikitsalaya, Rajanpur Life care Hospital, Tilhar Grameen Dispensary, Simaria Sahaspur	About 4.4 km in W direction About 2.5 km in SE direction about 4 km in NE direction  About 4 km in N direction About 4 km in NE direction  About 6 km in NE direction About 14 km in SE direction	
29. Details of 500 m Cluster Map & certificate issued by Mining Officer	Letter No. 444/ khnan anubhag/ 2024 dated 15-03-2024		
30. Proposed CER cost	0.30 Lakh		
31. Proposed EMP cost	2.085 Lakh		
32. No. of Trees to be Planted	1200		
33. Detail of CTE issued by UPPCB (for brick kiln project)	NA		

3. Action Plan as per Ministry's O.M. dated 30/09/2020:

- A Total budget of 2% of the project cost is allocated for CER activities in the area. Project cost is 15 lakh so the budget is of 30,000 Rs. will be used for the CER activities.
- It is proposed to provide funds in Primary School Ratanpur about 4.4 km in West direction for installation of water cooler and its maintenance.

4. The mining would be restricted to unsaturated zone only above the phreatic water table and will not intersect the ground water table at any point of time.

5. This project does not attract any of the general conditions applicable on mining projects specified in EIA Notification 14/09/2006.

6. The mining operation will not be carried out in safety zone of any bridge or embankment or in eco-fragile zone such as habitat of any wild fauna.
7. There is no litigation pending in any court regarding this project.
8. The project proposal falls under category-1(a) of EIA Notification, 2006 (as amended).

The consultant (EIA Coordinator) also submitted an affidavit dated 30/09/2024 mentioning is as follows:

1. I, Sumit Verma, S/o Shri Kamal Nath Verma is EIA Coordinator of M/s Rian Enviro Private Limited.
2. I have prepared the EIA/EMP (B2 project) for the proposal in the name of Soil Mining Project at Gata No.- 77, 81, Village- Aliyapur, Tehsil - Tilhar, District- Shahjahanpur, U.P., (Leased Area- 1.910 ha) with my team.
3. I have personally visited the site of proposal and certify that no Mining activity has been undertaken on the project site for the present proposal.
4. I have satisfied with that all the necessary data/information required for EC (B2) presentations are true and correct.
5. I certify that this project proposal has been uploaded for the first time on Parivesh Portal.
6. I certify that there will be no mismatch between information/data provided on the online application submitted on Parivesh Portal and the hard copy/presentation which will be submitted after acceptance of application.
7. The EC (B2) report for the Proposal is prepared by my team as per guidelines laid down by QCI/NABET.

#### **RESOLUTION AGAINST AGENDA NO. 15**

**The committee discussed the matter and recommended grant of environmental clearance for the project proposal along with general and specific conditions as annexed at Annexure-1 to these minutes.**

#### **16. Baghu Soil Mining Project at Gata No. 248अ, 248ब, Village Baghu, Tehsil - Baghpat, District- Baghpat, U.P. (Area- 0.8510 ha) 9144/SIA/UP/MIN/490170/2024**

The project proponent/consultant informed the committee that the matter was earlier listed in 874<sup>th</sup> SEAC-1 meeting dated 20/08/2024 and recommended to grant the environmental clearance along with general and specific conditions. Subsequently, the matter was listed in 839<sup>th</sup> SEIAA meeting dated 13/09/2024 wherein:

*“SEIAA noted that SEAC has recommended to grant EC to the above project. SEIAA gone through file and documents and found that in salient feature Validity of Mine Plan is mentioned as 3 months whereas total Proposed Production for 6 months is mentioned as 16169 cum it is also mentioned that the project is only for 6 months. Hence SEIAA opined to refer back the project to SEAC to clarify the same.”*

As per the above decision of SEIAA, the matter was listed in 885<sup>th</sup> SEAC-1 meeting dated 01/10/2024. The project proponent/consultant submitted their replies through letter dated 30/09/2024 regarding the queries raised by SEIAA and mentioned that due to typographical error in salient features affidavit period of proposed mining is mentioned as 06 months instead of 03 months. A

revised corrected copy of salient features of the project in form of affidavit has been submitted and requested to consider the same and grant the environmental clearance for the project proposal.

**RESOLUTION AGAINST AGENDA NO. 16**

The committee has gone through the documents submitted by the project proponent and presentation made before SEAC and found the reply satisfactory. Hence, the committee recommended to grant the environmental clearance for the project proposal for the period of 03 months as mentioned in revised affidavit along with general and specific conditions as mentioned in 874<sup>th</sup> SEAC-1 meeting dated 20/08/2024

**(Dr. Brij Bihari Awasthi)**  
Member

**(Umesh Chandra Sharma)**  
Member

**(Dr. Ratan Kar)**  
Member

**(Om Prakash Srivastava)**  
Member

**(Dr. Ajai Mishra)**  
Member

**(Ashish Tiwari)**  
Member-Secretary, SEAC

**(Rajive Kumar)**  
Chairman

**Nodal, SEAC-1**

MoM prepared by Secretariat in consultation with  
Chairman & Members on the basis of decisions  
taken by SEAC-1 during the meeting.

**Annexure-1**

**General and Specific Conditions for Soil Earth Mining Projects:-**

**General condition:**

1. This environmental clearance does not create or verify any claim of applicant on the proposed site/activity.
2. Any mining activity shall be undertaken only after valid permission from Mining Department/District Administration and written agreement with land owner from where earth excavation is proposed.
3. No change in mining technology and scope of working shall be made without approval of Authority.
4. Personnel working in dusty areas shall be provided with protective respiratory devices and they shall also be imparted adequate training and information on safety and health aspects.
5. The Authority reserves the right to revoke the clearance if conditions stipulated are not implemented. The Authority will also be entitled to impose additional environmental conditions or modify the existing ones, if necessary.
6. In case of any deviation or alteration in the project proposed from those submitted to this Authority for clearance, a fresh reference should be made to the Authority to assess the adequacy of the condition(s) imposed and to add additional environmental protection Measures required, if any.
7. Concealing factual data or submission of false/fabricated data and failure to comply with any of the conditions mentioned above may result in withdrawal of this clearance and attract action under the provisions of Environment (Protection) Act, 1986.

**Specific Conditions:**

1. The Environmental clearance will be co-terminus with the agreement/mining plan whichever is earlier.
2. Environment management should be in accordance with the present environment status of the project.
3. Approach kaccha road should be made motorable and maintained periodically.
4. Transportation of soil should be undertaken in covered containers.
5. Rehabilitation plan with planting of trees to be submitted along with the closure plan.
6. Land to be leveled and handed over to the owners after completion of excavation work.
7. The mining operations shall be strictly limited to the proposed mining sites and proposed purpose.
8. Top soil should be adequately preserved and should be used for landscaping.
9. Excavated soil should be properly stored in a manner not to increase surrounding air pollution level.
10. Water sprinkling should be exercised during excavation and storage of soil for suppression of fugitive dust.
11. Excavated area should be properly reclaimed and ensured that no open bore hole is left.
12. Safety measures for the people working at the site shall be duly taken care of as per law.
13. The excavation work shall be done in day time only.
14. The project boundary shall be properly covered to restrict dust dispersion.
15. Precautionary measures during soil excavation for conservation and protection of rare and endangered flora and fauna found in the study area.
16. Noise level shall be maintained as per standards for both day and night.
17. The route map for soil transportation from excavation plots to work site should be firmed up and necessary permissions shall be sought from District Administration.
18. Vehicles hired for the transportation should be in good condition and should have Pollution Check Certificate and should conform to applicable air and noise emission standards.
19. Personnel exposure monitoring for respirable mineral dust shall be carried out for the workers and records maintained including health records of the workers. Awareness



- program for workers on impact of mining on their health and precautionary measures like use of personal protective equipments etc. shall be carried out periodically. First aid facilities and adequate sanitary facility in the form of temporary toilets/septic tanks.
20. Solid waste material viz gutkha rappers, plastic bags, glasses etc. to be generated during project activity will be separately stored in bins and managed as per Solid Waste Management Rules.
  21. Project proponent should maintain daily register for information of (a) collection of soil/clay, (b) manpower & (c) transportation purpose.
  22. Soil mining shall strictly be undertaken as per rules and regulations/permissions obtained from District Administration/Mining Department
  23. Corporate Environmental Responsibility (CER) shall be prepared by the project proponent and the details of the various heads of expenditure to be submitted as per the guidelines provided in the recent CER notification No. 22-65/2017-IA.III dated 01/05/2018. A copy of resolution as above shall be submitted to the authority along with list of beneficiaries with their mobile nos./address.
  24. The borrowing/excavation activity shall be restricted to a maximum depth of 2 m. below general ground level at the site.
  25. The borrowing/excavation activity shall be restricted to 2 m. above the ground water table at the site.
  26. The borrowing/excavation activity shall not alter the natural drainage pattern of the area.
  27. The borrowed/excavated pit shall be restored by the project proponent for useful purpose(s).
  28. Appropriate fencing all around the borrowed/excavated pit shall be made to prevent any mishap.
  29. Measures shall be taken to prevent dust emission by covering of borrowed/excavated earth during transportation.
  30. Safeguards shall be adopted against health risks on account of breeding of vectors in the water bodies created due to borrowing/excavation of earth.
  31. Workers/labourers shall be provided with facilities for drinking water and sanitation.
  32. A berm shall be left from the boundary of adjoining field having a width equal to at least half the depth of proposed excavation.
  33. A minimum distance of 15 m from any civil structure shall be kept from the periphery of any excavation area.