

## Directorate of Environment, U.P.

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### **Minutes of the 808<sup>th</sup> Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 08-04-2024**

The meeting of 808<sup>th</sup> State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 08.04.2024 the Directorate of Environment. The following were present in the meeting:-

1. Smt. Mamta Sanjeev Dubey
2. Shri Paras Nath
3. Shri Sanjeev Kumar Singh

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

#### **Agenda-A- Minutes of 839th SEAC-1 Meeting Dated 28/02/2024**

1. **Group Housing Project at Plot- P5 & P6, Sector- 22D, Yamuna Expressway, YEIDA City, District-Gautam Budha Nagar, Shri Pratap Singh Rathi., 8493/SIA/UP/INFRA2/459758/2024.**

SEIAA agreed with the recommendation of SEAC to amend the name of the company from M/s Ajay Realcon India Pvt. Ltd. to M/s Ajay Realcon India LLP in terms of reference letter no. 382/Parya/SEIAA/8493/2023, dated 18/01/2024. All the other contents mentioned in terms of reference letter dated 18/01/2024 shall remain the same.

2. **Expansion from Steel Billets/Ingot - 23100 TPA to 69300 TPA, TMT/Round/Bars/Sections & Long Products - 82500 TPA to 99000 TPA at Plot No - D - 19, D - 20, D - 21, D - 32, D - 33 & D - 34, UPSIDC, Industrial Area Phase II, Amawan Road, Raebareli, Shri Anshul Chandwani, 8709/7460/SIA/UP/IND1/459606/2024.**

SEIAA agreed with the recommendation of SEAC to grant EC adding following conditions:-

1. The project proponent shall install air controlling devices submit for controlling secondary emission from induction furnace.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied with.
3. In any case slag shall not be disposed outside the premises.

3. **Riverbed Sand/Morrum Mining from Riverbed of Ken River, at Khand No.- 30/10, Village- Bhulsi, Tehsil- Maudaha, District- Hamirpur, Shrimati Meenu Gupta, Area- 20.242 ha., 8711/7960/SIA/UP/MIN/459757/2024.**

The issue was deliberated upon in depth and SEIAA noted that the DSRs were being updated by Geology and Mining Department Uttar Pradesh before 4/12/2023 on the basis of extant notifications and guidelines and leases had been auctioned and proposals for EC had been uploaded on Parivesh portal. These proposals have also been appraised and recommended for grant of EC by SEAC. As per para 8(ii) of EIA notification 2006 -The

regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts EC is being granted to the title proposal.

SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing and 703th SEIAA meeting regarding replenishment study, adding following specific conditions:-

1. District Mining Officer shall ensure that if mineable quantity mentioned in LOI is amended as per replenishment study report the project proponent shall seek amended/fresh EC.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied with.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.
4. The mining lease holders shall ensure to comply with mine reclamation plan as submitted.
5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or district plantation committee, for planting at least 21,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. The project proponent shall ensure that water bodies do not get polluted due to mining activity.
8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, GoI, Lucknow.
10. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.



11. Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.
  12. Number of mining projects are coming up in district. Department of Geology & Mines, GoUP to carry out regional EIA-EMP report including carrying capacity of environmental components to assess the capacity to further bear the pollution load for such areas within a period of 1 year and submit the same to SEIAA, UP for evaluation.
  13. Department of Geology & Mines, GoUP in consultation with UPSPCB will establish required number of CAAQMS in district within a period of one year and submit geo-referenced map of these stations along with data. Details of existing CAAQMS, if any, be submitted within a period of three months.
  14. Large number of mining projects are ongoing as well as new mining leases are coming up in the district. A reference be sent to DGM and MS, SPCB for preparing mitigation plan for controlling air pollution in the district especially in mining areas.
  15. If the air quality deteriorates due to mining, then District Administration & Directorate of Mining should ensure that mining be stopped immediately. Adequate measures be taken for restoring air quality and mining should commence only when air quality attains the prescribed standards.
  16. This EC shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.
  17. Next year the project proponent shall submit online replenishment study report along with 06 monthly compliance report.
4. Stand-alone Grinding Unit with Cement Production Capacity of 5.0 Million TPA (Line I - 2.5 Million TPA and Line II - 2.5 Million TPA) and D.G. Set of 2000 KVA (Line I - 2 x 500 KVA and Line II - 2 x 500 KVA) at Village - Pahur, Tehsil - Bindki, District - Fatehpur, Shri Ajay Kumar Gautam., 8713/SIA/UP/IND1/459537/2024.
- SEIAA agreed with the recommendations of SEAC to close/delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal.
5. "Ordinary Earth Mine", at Gata No.- 128 & 147, in Village- Aliya Bulbul, Tehsil- Bahraich & District- Bahraich, Shri Rajesh, Shri Rajesh, Area- 0.7900 ha., 8717/SIA/UP/MIN/460004/2024.
- As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts EC is being granted to the title proposal.
- SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing, adding following specific conditions:-
1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the

certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate.

2. Validity period of this EC is 3 months from the date of issue as the Lol has been issued for a period of 3 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.
4. The mining lease holders shall ensure to comply with mine reclamation plan as submitted
5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or district plantation committee, for planting at least 1,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. The project proponent shall ensure that water bodies do not get polluted due to mining activity.
8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, Gol, Lucknow.
10. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.
11. **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
12. This EC shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.



6. "Ordinary Earth Mine" at Gata No. 297 Mi (Khata No.00330), 297 Mi (Khata No. 00333),307 Mi (Khata No.00340), 307 Mi (Khata No. 00337),284, 258 & 310, Village- Aliya Bulbul, Tehsil- Bahraich, District- Bahraich, Shri Abhay Krishna Kedia, Area- 2.4862 Ha., 8719/SIA/UP/MIN/460085/2024.

As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts EC is being granted to the title proposal.

SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing, adding following specific conditions:-

1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate.
2. Validity period of this EC is 3 months from the date of issue as the Lol has been issued for a period of 3 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.
4. The mining lease holders shall ensure to comply with mine reclamation plan as submitted
5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or district plantation committee, for planting at least 3,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. The project proponent shall ensure that water bodies do not get polluted due to mining activity.

8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
  9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, Gol, Lucknow.
  10. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.
  11. **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
  12. This EC shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.
7. **Ordinary Soil Mining Project of located at Khasra / Gata No.- 11, 13mi, 272mi, 281, Village – Nak Phulha, Tehsil- Rae Bareli, District- Rae Bareli, Area – 1.6760 ha., 8723/SIA/UP/MIN/460190/2024.**
- As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts EC is being granted to the title proposal.
- SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing, **but EC will be issued only after submission of original notarized affidavit between lease holder and land owner**, adding following specific conditions:-
1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate.
  2. Validity period of this EC is 3 months from the date of issue as the Lol has been issued for a period of 3 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
  3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.
  4. The mining lease holders shall ensure to comply with mine reclamation plan as submitted



5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
  6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or district plantation committee, for planting at least 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
  7. The project proponent shall ensure that water bodies do not get polluted due to mining activity.
  8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
  9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, Gol, Lucknow.
  10. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.
  11. **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
  12. This EC shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.
8. **"Ordinary Soil Excavation Project" at Gata No.- 837, 879, 894, Village- Mohammaadpur Garhi, Tehsil-Mohanlalganj, District-Lucknow, Shri Bhupendra Kumar Mishra, Area: 1.1645 Ha., 8725/SIA/UP/MIN/460082/2024.**
- As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts EC is being granted to the title proposal.
- SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing, **but EC will be issued only after submission of original notarized affidavit between lease holder and land owner**, adding following specific conditions:-
1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the

imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate.

2. Validity period of this EC is 3 months from the date of issue as the Lol has been issued for a period of 3 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.
4. The mining lease holders shall ensure to comply with mine reclamation plan as submitted
5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or district plantation committee, for planting at least 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. The project proponent shall ensure that water bodies do not get polluted due to mining activity.
8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, Gol, Lucknow.
10. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.
11. **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
12. This EC shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.



9. **"Building Stone (Khanda, Boulder, Bailast & Gitti ) Mining" Project at Gata No.-669, Khand No.-08, at Village-Khailar, Tehsil-Sadar, District- Mahoba, Shri Harsh Yadav, Area-2.530 ha., 8727/6419/SIA/UP/MIN/460213/2024.**

The issue was deliberated upon in depth and SEIAA noted that the DSRs were being updated by Geology and Mining Department Uttar Pradesh before 4/12/2023 on the basis of extant notifications and guidelines and leases had been auctioned and proposals for EC had been uploaded on Parivesh portal. These proposals have also been appraised and recommended for grant of EC by SEAC. As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts EC is being granted to the title proposal.

SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing, adding following specific conditions:-

1. Validity period of this EC is 5 years from the date of issue as the Lol has been issued for a period of 5 years or co-terminus with the validity of current mine plan or current lease period whichever is earlier After this period the EC will become null and void.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied with.
3. Approved explosives and proper technique should only be used for blasting, to avoid loud sound and cracks in nearby buildings.
4. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.
5. The mining lease holders shall ensure to comply with mine reclamation plan as submitted.
6. Three tier green shelter belt of 7.5m width should be developed on the periphery of mine lease area. Local and native species should be planted in consultation with Forest/Horticulture Department/Agriculture University.
7. Mine reclamation plan should be prepared for using the mine void for productive use in consultation with local administration and gram-panchayat.
8. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
9. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or district plantation committee, for planting at least 3,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.

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  15. Number of mining projects are coming up in district. Department of Geology & Mines, GoUP to carry out regional EIA-EMP report including carrying capacity of environmental components to assess the capacity to further bear the pollution load for such areas within a period of 1 year and submit the same to SEIAA, UP for evaluation.
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  17. Large number of mining projects are ongoing as well as new mining leases are coming up in the district. A reference be sent to DGM and MS, SPCB for preparing mitigation plan for controlling air pollution in the district especially in mining areas.
  18. If the air quality deteriorates due to mining, then District Administration & Directorate of Mining should ensure that mining be stopped immediately. Adequate measures be taken for restoring air quality and mining should commence only when air quality attains the prescribed standards.
  19. This EC shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.
10. **"Ordinary Earth Mine", at Gata No.- 870 (K, Kh, G, Gh), Village- Patupur, Tehsil- Bikapur & District- Ayodhya, Shri Abhishek Singh, Area- 0.382 ha., 8729/SIA/UP/MIN/460262/2024.**
- SEIAA agreed with the recommendations of SEAC to close/delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal.
11. **Proposed Khailar Khanda-Boulder/ Gitti-Ballast Mining project at Gata No.- 669 (Khand No.- 07) Village- Khailar, Tehsil- Sadar, District: Jhansi, Uttar Pradesh, M/s Raj and Company, Area: 2.0 ha., 8733/6657/SIA/UP/MIN/460273/2024.**
- The issue was deliberated upon in depth and SEIAA noted that the DSRs were being updated by Geology and Mining Department Uttar Pradesh before 4/12/2023 on the basis of extant notifications and guidelines and leases had been auctioned and proposals for EC had been uploaded on Parivesh portal. These proposals have also been appraised and recommended for grant of EC by SEAC. As per para 8(ii) of EIA notification 2006 -The



regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts EC is being granted to the title proposal.

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5. The mining lease holders shall ensure to comply with mine reclamation plan as submitted.
6. Three tier green shelter belt of 7.5m width should be developed on the periphery of mine lease area. Local and native species should be planted in consultation with Forest/Horticulture Department/Agriculture University.
7. Mine reclamation plan should be prepared for using the mine void for productive use in consultation with local administration and gram-panchayat.
8. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
9. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or district plantation committee, for planting at least 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
10. The project proponent shall ensure that water bodies do not get polluted due to mining activity.
11. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.

12. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, Gol, Lucknow.
  13. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.
  14. **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
  15. Number of mining projects are coming up in district. Department of Geology & Mines, GoUP to carry out regional EIA-EMP report including carrying capacity of environmental components to assess the capacity to further bear the pollution load for such areas within a period of 1 year and submit the same to SEIAA, UP for evaluation.
  16. Department of Geology & Mines, GoUP in consultation with UPSPCB will establish required number of CAAQMS in district within a period of one year and submit geo-referenced map of these stations along with data. Details of existing CAAQMS, if any, be submitted within a period of three months.
  17. Large number of mining projects are ongoing as well as new mining leases are coming up in the district. A reference be sent to DGM and MS, SPCB for preparing mitigation plan for controlling air pollution in the district especially in mining areas.
  18. If the air quality deteriorates due to mining, then District Administration & Directorate of Mining should ensure that mining be stopped immediately. Adequate measures be taken for restoring air quality and mining should commence only when air quality attains the prescribed standards.
  19. This EC shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.
12. **"Ordinary Soil Excavation Project" at Gata No.- 1146Kha, 1150, Village-Ghuskar, Tehsi-Mohanlalganj, District- Lucknow, Shri Sanjay Kumar Area: 1.6370 Ha., 8735/SIA/UP/MIN/460518/2024.**

As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts EC is being granted to the title proposal.

SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing, **but EC will be issued only after submission of original notarized affidavit between lease holder and land owner**, adding following specific conditions:-

1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate.



2. Validity period of this EC is 3 months from the date of issue as the Lol has been issued for a period of 3 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.
4. The mining lease holders shall ensure to comply with mine reclamation plan as submitted
5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or district plantation committee, for planting at least 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. The project proponent shall ensure that water bodies do not get polluted due to mining activity.
8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, GoI, Lucknow.
10. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.
11. **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
12. This EC shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.

- 13. Wave Distilleries and Breweries Limited Reg: 90 KLPD Molasses based Distillery at Village Ahmadpura, Tehsil Atrauli District Aligarh, Shri Manish Singh, M/s. FCL Technologies and Products Limited regarding change in name to M/s. UFLEX limited and subsequently its distillery division transferred to M/s. UBIO Chemicals Limited Transfer of Environment Clearance from M/s. UBIO Chemicals Limited to M/s. Wave Distilleries and Breweries Ltd., 8737/SIA/UP/IND2/460016/2024.**

SEIAA agreed with the recommendations of SEAC to close/delist the file as the project proponent did not appear and open only after submission of online request on prescribed online portal.

- 14. Ordinary Soil Mining Project of Prop. Shri Ajay Singh located at Khasra / Gata No. Gata(s) No.- 500, Village – Nanda Kheda, Tehsil- Rae Bareli, District- Rae Bareli, Shri Ajay Singh, Area- 1.0810 ha., 8739/SIA/UP/MIN/460629/2024.**

As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts EC is being granted to the title proposal.

SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing, **but EC will be issued only after submission of original notarized affidavit between lease holder and land owner**, adding following specific conditions:-

1. If in future during the progressive mining this lease area becomes part of cluster i.e. area equal to or more than 5 ha., limited to B-1 category, then additional conditions based on the EIA conducted by the concerned lease holders shall be imposed and joint EMP shall be implemented. The lease holder shall mandatorily follow all the imposed conditions otherwise it will amount to violation of E.C. conditions. If the certificate related to cluster provided by the competent authority is found false or incorrect then punitive actions as per the law shall be initiated against the authority issuing the cluster certificate.
2. Validity period of this EC is 3 months from the date of issue as the Lol has been issued for a period of 3 months or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.
4. The mining lease holders shall ensure to comply with mine reclamation plan as submitted
5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly



- approved either by Forest Department or district plantation committee, for planting at least 2,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. The project proponent shall ensure that water bodies do not get polluted due to mining activity.
  8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
  9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, Gol, Lucknow.
  10. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.
  11. **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
  12. This EC shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.
15. Expansion of Group Housing Project at Khasra No. -69m, 70m, 70mi, 71m, 71mi, 72m, 72mi, 73m, 73mi, 76m, 76mi, 77/2, 79mi at Village Chhajarsi, Distt Dadri, Gautam Budh Nagar, Shri Kunal Arora, M/s Ramprastha Urban Development Pvt. Ltd., 8741/8415/SIA/UP/INFRA2/460669/2024.

SEIAA noted the comments of SEAC to defer the matter and the matter will be discussed only after submission of online request on prescribed portal.

#### Agenda-B-Letter/Reply

1. Proposed project of Cement Grinding Unit for proposed production of 2.5 MTPA at Village-Dharouli, Madhupur, Pargana, Tehsil-Patti, Distt-Pratapgarh, UP - 230135 by M/s Kanodia Cem Pvt Ltd SIA/UP/IND1/447350/2023 8342-7457.

SEIAA noted that the above project was taken in its 805<sup>th</sup> meeting in which SEIAA opined that the project proponent shall submit clarification regarding the above along with detail air pollution control measures, plant layout and detail of transportation, storage and procurement of fly ash. The project proponent has submitted his reply vide letter dated 18.03.2024

SEIAA agreed with the recommendation of SEAC to grant EC to the above project as recommended by SEAC in its 845<sup>th</sup> meeting.

2. Clinker Grinding Unit with Cement Production Capacity 2.0 MTPA & DG Sets 1250 & 125 kVA at Village Ignatha, District Hamirpur , UP - Change of name in EC from Jaykaycem (Central) Ltd to JK Cement Ltd SIA/UP/IND/306509/2023

SEIAA gone through the letter of project proponent dated 27.10.2023 and online application for Change of name in EC from Jaykaycem (Central) Ltd to JK Cement Ltd. SEIAA noted that copy of NCLT regarding amalgamation of Jaykaycem (Central) Ltd with JK Cement Ltd. has been submitted. Hence SEIAA agreed to change the name from Jaykaycem (Central) Ltd to JK Cement Ltd. in EC issued vide letter no. 202/parya/SEIAA/6109/2021 dated 29.09.2021. Rest all the conditions mentioned in letter no. 202/parya/SEIAA/6109/2021 dated 29.09.2021 shall remain same.

3. Hon'ble NGT Appeal No- 13 of 2023 M/s INDO-TECH Waste solution V/s SEIAA & Others.

SEIAA gone through the order of Hon'ble NGT dated 22.03.2024 of Appeal No- 13 of 2023 M/s INDO-TECH Waste solution V/s SEIAA & Others which states that:-

...8. "During the course of argument, it could not be pointed out to the Tribunal as to whether the gap analysis is to be done for the project or for the area. It also could not be pointed out if the gap analysis report does not exist then the UPPCB is required to submit the same or the appellant/applicant can be made to suffer on that ground."

Hence SEIAA opined that a letter shall be send to MS, UPPCB for submission of Gap analysis report.

4. Letter to Chairman SEIAA regarding Environment clearance of proposed "Riverbed Ordinary Sand Mining" having lease area – 12.00 ha along riverbed of Yamuna river at Araj No/Gata No. 22mi, Khand-2, Village – Khartla Katri, Tehsil -Bhognipur, District-Kanpur Dehat, Uttar Pradesh of M/s Shri Bala Ji Enterprises. File no 8632-8021

SEIAA gone through the complaint letter of Shri Sushil Singh regarding the above lease. Hence SEIAA opined to refer the above letter to SEAC for comments.

5. Representation against illegal functioning and operation CBWTF by M/s Synergy Waste Management Pvt. Ltd in violation of EP Act, 1986 and CPCB revised guidelines as notified under BMW Rules, 2016-reg.

SEIAA gone through MoEFCC, Gol (HSM Division) letter no. 20/4/2021-HSMD dated 13.03.2024 regarding communication dated 03.03.2024 received from Shri Raju Singhal regarding against illegal functioning and operation of CBWTF by M/s Synergy Waste Management Pvt. Ltd. SEIAA opined to refer the letter to UPPCB for necessary action.

6. Sand/Morrum Mining Project River Betwa in Gata No.-1482, Khand No -01, at Village – Teekar, Tehsil- Orai, District- Jalaun, Shri Gyan Prakash Gupta, Area- 20.20 ha., 8658/SIA/UP/MIN/457471/2024.

The issue was deliberated upon in depth and SEIAA noted that the DSRs were being updated by Geology and Mining Department Uttar Pradesh before 4/12/2023 on the basis of extant notifications and guidelines and leases had been auctioned and proposals for ToR had been uploaded on Parivesh portal. These proposals have also been appraised and recommended for grant of ToR by SEAC. SEIAA also gone through the orders dated 09.02.2024 of Hon'ble Supreme Court of India in Civil Appeal Diary no. 4379/2024 arising out of impugned final judgment and order dated 27.04.2023 AN no. 07/ 2022 passed by Hon'ble NGT. As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal



Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts ToR is being granted to the title proposal for conducting EIA studies. SEIAA added following points to ToR-

- 1- Final order of Hon'ble Supreme Court of India in Civil Appeal Diary no. 4379/2024 shall be binding on Project proponent.
- 2- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.
- 3- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 4- The lease area its address and production per annum should match with as mentioned in DSR and Lol. In case there is any difference clarification/ amendment letter from competent authority shall be submitted along with EIA. EIA and public hearing shall be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.
- 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 6- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 7- Latest KML file for the area and mining lease area should be provided.
- 8- Status of leases granted/to be granted in various mining khands along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
- 9- In case project proponent intends to temporarily store mined out material or any tools, equipment's or other material outside mine lease area then NOC from competent authority for doing so should be submitted and details of such area and associated Environmental impacts should be included in EIA-EMP report. This should also be clearly mentioned during public hearing.
- 10- Road network to be used by the project should be clearly shown on Survey of India toposheet in 1:50,000 scale. In case road network involves forest road, permission should be obtained from Forest Department and a copy of the same should be submitted at the time of appraisal of EIA-EMP report.
- 11- The project proponent should clearly spell out whether it is a green field or brown field project. In case it is a brown field project and -
  - (i) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
  - (ii) If the earlier and present lease holder are different then environmental footprint of the site and mitigation measures should be included in EIA-EMP report.
- 12- In case of expansion /renewal of earlier EC, following information should be submitted
  - a. Status of compliance of earlier EC conditions by Integrated Regional Office, MoEFCC, GoI, Lucknow.
  - b. Copy of CTE and CTO issued by SPCB.
  - c. Status of submission of six-monthly compliance report to EC granted earlier
  - d. Court cases, if any.
- 13- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out should be mentioned in EIA-EMP report.
- 14- PP/consultant in compliance to Hon'ble NGT order dated 06.05.2022 in OA no. 141/2021 (With report dated 31.03.2022) Raj Kumar Vs. State of UP and Others and with OA no. 141/2021 Rajkaran. Karn Vs. State of UP and Others, will submit

replenishment study, duly approved by DGM, along with EIA-EMP report for seeking EC.

- 15- Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 21,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt in the EIA/EMP and polygon should be attached. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.
- 16- The project proponent shall ensure that water bodies do not get polluted due to mining activity.
- 17- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have addressed issues raised during public hearing and have incorporated the same in final EIA-EMP report. A presentation to this effect should be made before SEAC at the time of EIA-EMP presentation.
- 18- The project proponent shall submit along with EIA the details of School in the vicinity of project area in which rooftop solar plant, toilets will be constructed specially girl's school under CER activities.
- 19- These TORs shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.

**7. Sand/Morrum Mining Project River Betwa at Gata No.-1064, Khand No-02 at Village – Kahta-hamirpur, Tehsil Kalpi, District- Jalaun, M/s Laxmi Khad Bhandar, Shri Bhagwan Das Gupta, Leased Area- 20.20 ha., 8666/SIA/UP/MIN/458495/2024.**

The issue was deliberated upon in depth and SEIAA noted that the DSRs were being updated by Geology and Mining Department Uttar Pradesh before 4/12/2023 on the basis of extant notifications and guidelines and leases had been auctioned and proposals for ToR had been uploaded on Parivesh portal. These proposals have also been appraised and recommended for grant of ToR by SEAC. SEIAA also gone through the orders dated 09.02.2024 of Hon'ble Supreme Court of India in Civil Appeal Diary no. 4379/2024 arising out of impugned final judgment and order dated 27.04.2023 AN no. 07/ 2022 passed by Hon'ble NGT. As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts ToR is being granted to the title proposal for conducting EIA studies. SEIAA added following points to ToR-

- 1- Final order of Hon'ble Supreme Court of India in Civil Appeal Diary no. 4379/2024 shall be binding on Project proponent.
- 2- Since no intimation has been submitted regarding available monitoring data, hence data will be collected after issuance of ToR.
- 3- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 4- The lease area its address and production per annum should match with as mentioned in DSR and Lol. In case there is any difference clarification/ amendment letter from competent authority shall be submitted along with EIA. EIA and public



- hearing shall be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.
- 5- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
  - 6- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
  - 7- Latest KML file for the area and mining lease area should be provided.
  - 8- Status of leases granted/to be granted in various mining khands along with production since the formulation of DSR, duly certified by the competent authority should be submitted.
  - 9- In case project proponent intends to temporarily store mined out material or any tools, equipment's or other material outside mine lease area then NOC from competent authority for doing so should be submitted and details of such area and associated Environmental impacts should be included in EIA-EMP report. This should also be clearly mentioned during public hearing.
  - 10- Road network to be used by the project should be clearly shown on Survey of India toposheet in 1:50,000 scale. In case road network involves forest road, permission should be obtained from Forest Department and a copy of the same should be submitted at the time of appraisal of EIA-EMP report.
  - 11- The project proponent should clearly spell out whether it is a green field or brown field project. In case it is a brown field project and -
    - (i) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
    - (ii) If the earlier and present lease holder are different then environmental footprint of the site and mitigation measures should be included in EIA-EMP report.
  - 12- In case of expansion /renewal of earlier EC, following information should be submitted
    - a. Status of compliance of earlier EC conditions by Integrated Regional Office, MoEFCC, GoI, Lucknow.
    - b. Copy of CTE and CTO issued by SPCB.
    - c. Status of submission of six-monthly compliance report to EC granted earlier
    - d. Court cases, if any.
  - 13- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out should be mentioned in EIA-EMP report.
  - 14- PP/consultant in compliance to Hon'ble NGT order dated 06.05.2022 in O A no. 141/2021 (With report dated 31.03.2022) Raj Kumar Vs. State of UP and Others and with OA no. 141/2021 Rajkaran Karn Vs. State of UP and Others, will submit replenishment study, duly approved by DGM, along with EIA-EMP report for seeking EC.
  - 15- Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 21,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt in the EIA/EMP and polygon should be attached. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.

- 16- The project proponent shall ensure that water bodies do not get polluted due to mining activity.
- 17- Along with the EIA-EMP report, PP / consultant will also submit in tabular form as to how they have addressed entire ToR while preparing draft EIA-EMP report for PH. Further, PP / consultant will submit in tabular form as to how they have addressed issues raised during public hearing and have incorporated the same in final EIA-EMP report. A presentation to this effect should be made before SEAC at the time of EIA-EMP presentation.
- 18- The project proponent shall submit along with EIA the details of School in the vicinity of project area in which rooftop solar plant, toilets will be constructed specially girl's school under CER activities.
- 19- These TORs shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC.

**8. Proposed Project of riverbed "Sand/Morrum Mining" on the riverbed of River Ken at Gata No. Part of 333/7 (Khand No. 01), located at Village- Marauli Khadar, Tehsil- Banda & District- Banda, Uttar Pradesh, Area 17.2802 Ha. SIA/UP/MIN/407299/2022 File no- 7426-6915.**

SEIAA noted that the above project was taken in its 774<sup>th</sup> meeting in which SEIAA found that in replenishment study report total replenished quantity is mentioned as 1,96,823 m<sup>3</sup> whereas in MoM at point no. 21 Proposed Production/year as per LOI is mentioned as 3,45,604 m<sup>3</sup> per year. The project proponent has submitted his reply vide letter dated 28.12.2023.

The issue was deliberated upon in depth and SEIAA noted that the DSRs were being updated by Geology and Mining Department Uttar Pradesh before 4/12/2023 on the basis of extant notifications and guidelines and leases had been auctioned and proposals for EC had been uploaded on Parivesh portal. These proposals have also been appraised and recommended for grant of EC by SEAC. As per para 8(ii) of EIA notification 2006 -The regulatory authority shall normally accept the recommendations of the Expert Appraisal Committee or State Level Expert Appraisal Committee concerned. Hence in light of all these facts EC is being granted to the title proposal.

SEIAA opined to accept the recommendation of SEAC and grant EC to the said project along with all the general and specific conditions as suggested by SEAC taking into consideration discussion held in SEIAA meeting no. 597 dated 05.05.2022 regarding reply of SEAC-1 and SEAC-2 for compliance/action taken on TOR/Public hearing and 703<sup>th</sup> SEIAA meeting regarding replenishment study, adding following specific conditions:-

1. District Mining Officer shall ensure that if mineable quantity mentioned in LOI is amended as per replenishment study report the project proponent shall seek amended/fresh EC.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied with.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Van Sanrakshan evam Samvardhan Adhiniyam, 2023 and submit before the start of work.
4. The mining lease holders shall ensure to comply with mine reclamation plan as submitted.



5. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
6. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or district plantation committee, for planting at least 18,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Also, the coordinates of area earmarked for plantation should be clearly spelt and polygon should be attached and submitted within a month. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. The project proponent shall ensure that water bodies do not get polluted due to mining activity.
8. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will ensure that Project Proponent has fully complied with the EC conditions. Non-compliance, if any, should be reported to UPSPCB for appropriate legal action and recovery of compensation.
9. Any application for transfer of this EC, during its validity period unless it is cancelled by a competent authority, has to be necessarily accompanied with status of compliance of EC conditions duly certified by IRO, MoEFCC, Gol, Lucknow.
10. The project proponent shall install rooftop solar plant in one school in the vicinity of project area and construct toilets especially in girls' school as part of CER activity.
11. **Project Proponent shall submit the Six-monthly Compliance on the Environment Clearance condition prescribed in the Prior Environment Clearance letter as per MoEF&CC OM F.no- IAS-22/01/2022-IA-III (E-172624) Dated 14-06-2022.**
12. Number of mining projects are coming up in district. Department of Geology & Mines, GoUP to carry out regional EIA-EMP report including carrying capacity of environmental components to assess the capacity to further bear the pollution load for such areas within a period of 1 year and submit the same to SEIAA, UP for evaluation.
13. Department of Geology & Mines, GoUP in consultation with UPSPCB will establish required number of CAAQMS in district within a period of one year and submit geo-referenced map of these stations along with data. Details of existing CAAQMS, if any, be submitted within a period of three months.
14. Large number of mining projects are ongoing as well as new mining leases are coming up in the district. A reference be sent to DGM and MS, SPCB for preparing mitigation plan for controlling air pollution in the district especially in mining areas.
15. If the air quality deteriorates due to mining, then District Administration & Directorate of Mining should ensure that mining be stopped immediately. Adequate measures be taken for restoring air quality and mining should commence only when air quality attains the prescribed standards.
16. This EC shall be subject to any order from any court/tribunal or any guidelines issued by MOEFCC
17. Next year the project proponent shall submit online replenishment study report along with 06 monthly compliance report.

9. **Hon'ble NGT O. A. No. 521/2022 Sampurna Nand Vs. State of U.P. & Ors. Order dated 12.03.2024.**

SEIAA gone through the order dated 12.03.2024 in the above matter and noted the para 21 states that:-

*21... "The Director Mining and Geology, Uttar Pradesh shall take remedial action for cancellation/modification of the leases which are found close to Jargo Dam and UPPCB shall take action regarding ordering of closure/revocation of closure in view of non-compliance/compliance with the EC and consent conditions. The SEIAA will be the nodal agency for coordination and compliance in this regard."*


Hence SEIAA opined that a letter shall be send to Director, DGM and MS, UPPCB for compliance of the above order.

**Nodal Officer**

**SEIAA, UP**

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

(Smt. Mamta Sanjeev Dubey)  
Chairman  
SEIAA

  
( Sanjeev Kumar Singh)  
Member-Secretary  
SEIAA

(Paras Nath)  
Member  
SEIAA