

Minutes of the 77th meeting of State level Environment Impact Assessment Authority, Jharkhand held on 20th August, 2019.

The 77th meeting of the State Level Environment Impact Assessment Authority (SEIAA) was convened on 20th August, 2019 in the office of SEIAA, Ranchi. The meeting was chaired by Shri S.E.H. Kazmi, Chairman, SEIAA, Jharkhand. The attendance in the meeting was as follows:-

1. Shri S.E.H. Kazmi, Chairman, SEIAA, Jharkhand, Ranchi.
2. Shri Kamlesh Pandey, Member Secretary, SEIAA, Jharkhand, Ranchi.
3. Shri S. C. Narayan, Member, SEIAA, Jharkhand, Ranchi.

The decisions taken in the 77th SEIAA meeting are as follows:-

1. SEIAA considered the recommendations made by SEAC in its 76th meeting of SEAC held on 13th and 14th August, 2019 for grant of ToR to the following projects.

- i. New Ranchi High Court Building & Residential Complex of Building Construction Department, Govt. of Jharkhand at Site -1, HEC Campus, Vill. : Tiril, Dhurwa, Ranch. (Proposal No. : SIA/JH/NCP/22998/2018)
- ii. Proposed Rehabilitation & Resettlement Package for HEC Displaced Persons of M/s Greater Ranchi Development Agency Ltd. (GRDA) at Site 1, HEC area, Vill. : Aani, Dhurwa, Ranchi. (Proposal No. : SIA/JH/NCP/22997/2018)
- iii. Proposed Assembly Building (Jharkhand Vidhan Sabha) of M/s Greater Ranchi Development Agency Ltd. (GRDA) at Site 1, HEC area, Vill. : Kute, Dhurwa, Ranch. (Proposal No. : SIA/JH/NCP/23001/2018)

It was decided to grant ToR to the above mentioned project proposals with the conditions recommended by SEAC.

2. SEIAA considered the recommendations made by SEAC in its 76th meeting of SEAC held on 13th and 14th August, 2019 for grant of Environmental Clearance to the following project.

- i. Hisra Marble & Stone Mine of M/s Agarwal Mineral Industries, Vill. : Hisra, Tehsil : Chainpur, Dist. : Palamau (1.26 ha). (Proposal No. : SIA/JH/MIN/38783/2019)

It was decided to grant Environmental Clearance to the above mentioned project proposal with the conditions recommended by SEAC alongwith following additional conditions as decided by SEIAA in its 65th meeting held on 07.01.2019 in the light of Hon'ble NGT order dated : 13.09.2018 and MoEF & CC, OM dated 12.12.2018 as recommended by SEAC:-

- a. Providing for EIA, EMP and therefore public consultation for all areas from 5 to 25 Ha falling under category B-2 at par with category B-1 by SEIAA/SEAC as well as for cluster situation wherever it is not provided.
- b. Form-1M be made more comprehensive for areas of 0 to 5 Ha by dispensing with the requirement for public consultation to be evaluated by SEAC for recommendation of grant of EC by SEIAA instead of DEIAA/DEAC.






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- c. If a cluster or an individual lease size exceeds 5 ha the EIA/EMP be made applicable in the process of grant of prior Environmental Clearance.
- d. EIA and /or EMP be prepared for the entire cluster in terms of recommendations 5 (supra) of the guidelines for the purpose of recommendations 6, 7 and 8 thereof.
- e. Revise the procedure to also incorporate procedure with respect to annual rate of replenishment and time frame for replenishment after mining closure in an area.
- f. The MoEF & CC to prepare guidelines for calculation of the cost of restitution of damage caused to mined- out areas along with the Net present value of Ecological services forgone because of illegal or unscientific mining.

3. Decision on matter related to:-

- i. **Proposed Common Biomedical Waste Management Facility M/s Nilawar Watergrace Waste Management Pvt. Ltd. at Village – Pochra, Tehsil – Mandu, District – Ramgarh, Jharkhand. (Proposal No. : SIA/JH/MIS/30851/2018)**

The Authority considered the application dated 11th June, 19th June, 2nd July, 11th July and 29th July, 2019 of project proponent with regard to SEIAA EDS dated 28th January and 2nd July, 2019. Through which request has been made by project proponent to allow them to submit final EIA/EMP report alongwith public hearing for grant of Environmental Clearance.

The records available in the file which indicates the followings:-

- a. The Divisional Forest Officer, Ramgarh has issued the certificate vide letter no. 517, dated 27.02.2019 which shows that the distance of said project from notified forest land is 15 meter.
- b. The Circle Officer, Mandu, Ramgarh has issued the certificate vide letter no. 524, dated 05.03.2019 which clarified that the said land does not belong to Jungle Jhari nature.
- c. The Divisional Forest Officer, Wildlife Division, Hazaribagh has certified vide letter no. 1431, dated 25.07.2019 that no National Park, Wildlife Sanctuary and ESZ within a radius of 10 km from said project.
- d. The Authority has also considered that the said project had been applied online to Ministry of Environment, Forest and Climate Change, Govt. of India on 05th May, 2016 and MoEF & CC has granted the ToR in favour of above the project on 12th July, 2016 (like first stage clearance) to conduct EIA/EMP report and Public hearing after considering the facts of the application/records submitted by the project proponent. In accordance with ToR issued by MoEF & CC, the project proponent has prepared final EIA/EMP report and public hearing had been conducted by JSPCB which has been upload on SEIAA, Jharkhand Portal on 24th January, 2019.
- e. The distance criteria from Forest land for all project has been laid down by SEIAA in its 59th meeting held on 09.08.2018 on the basis of SEAC

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recommendation which MoEF & CC has issued the ToR to said project on 12th July, 2019 (much earlier). So far as distance from forest land (RF/PF) is concerned, Shri Bhanu Kumar Advocate, Jharkhand High Court had given a legal opinion vide letter dated 03.06.2019 in which he has suggested that present distance criteria from forest land can not be operated with retrospective effect. Hence, the distance criteria from RF & PF will not be applicable in this case with retrospective effect.

- f. The project proponent has informed vide his letter dated 11th and 19th June, 2019 that as per Chief Medical Officer, Ranchi and Ramgarh more than 10000 bed capacity is available within 75 km.

Hence, after full deliberations on the fact mentioned above it was unanimously decided that since MoEF & CC has already granted the ToR in favour of said project on 12th July, 2016 and that time the present distance criteria from forest land for all projects followed by SEIAA/SEAC, Jharkhand was not framed. Therefore, said project is allowed to submit and it will be appraised in the light of ToR issued by MoEF & CC dated 12th July, 2016.

- ii. Ministry of Environment, Forest and Climate Change, Govt. of India has deployed Shri Rajan Kumar Gupta S/o Shri Deepak Kumar Gupta, House No. 38 B, Ramratan Baksi Road, Deoghar, P.S.: Deoghar Nagar, Dist : Deoghar, Jharkhand vide letter No. F No. 22-37/2018-IA. III, dated 09.08.2019 as a Master Trainer from NICSI for handholding of PARIVESH in SEIAA/SEAC, Jharkhand/Bihar. His joining in SEIAA/SEAC Jharkhand is confirmed and he will get TA/DA as per the instruction given in said letter of MoEF & CC.

iii. Shri Kailash Prasad Bhawshinka :

Chairman SEAC has submitted his Financial Claim with regard to a meeting was called by Chief Minister Secretariat, Jharkhand vide letter no. 3600880 dated 05.07.2019. Therefore, it was unanimously decided that the Financial Claim of Chairman, SEAC for said meeting is allowed in light of entitlement fixed by Govt. of Jharkhand.

The meeting concluded with vote of thanks to the Chairman.



Member
SEIAA



Member - Secretary
SEIAA



Chairman
SEIAA

