

# State Level Environment Impact Assessment Authority, Uttar Pradesh

## Directorate of Environment, U.P.

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### Minutes of the 528<sup>th</sup> Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 03.12.2021

The meeting of 528<sup>th</sup> State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 03.12.2021 at the Directorate of Environment. The following were present in the meeting:-

1. Dr. Rajiv Kumar Garg	Chairman, SEIAA, U.P
2. Shri Paras Nath	Member, SEIAA, U.P
3. Shri Ajay Kumar Sharma	Member Secretary, SEIAA, U.P

Nodal Officer SEIAA brought to the notice of the SEIAA that the Department of Environment, Forest and Climate Change, GoUP vide letter no. 1229/81-7-2021-103(Parya)/2007 TC dated 24.11.2021 copy enclosed) has desired as follows –

राज्य स्तरीय पर्यावरण प्रभाव प्राधिकरण में जनपद महोबा व अन्य जनपदों ने पत्थर खनन सम्बन्धी पर्यावरणीय अनापत्ति के लम्बित प्रकरणों के सम्बन्ध में दिनांक 25.11.2021 को विशेष बैठक आयोजित कर लम्बित प्रकरणों के निस्तारण के सम्बन्ध में नियमानुसार आवश्यक कार्यवाही सुनिश्चित कराते हुए कृत कार्यवाही से शासन को अविलम्ब अवगत कराने का कष्ट करें।”

Secretary, Department of Geology and Mining, GoUP vide letter no. 736/86-2020-14(SA)/2020TC dated 12/05/2020(copy enclosed) has desired as follows –

मानसून अवधि में विकास कार्यों के साथ-साथ जनसामान्य को उचित दर पर खनिज की उपलब्धता सुनिश्चित कराया जाना आवश्यक है। अतः प्राथमिकता के आधार बालू/मोरंग क्षेत्रों हेतु उक्त अनुलम्बित पर्यावरण अनापत्ति को शीघ्र अतिशीघ्र निर्गत कराने का कष्ट करें।

In the light of the above letters dated 24.11.2021 & 12.05.2021 agenda approved by MS, SEIAA is hereby put up for the consideration of SEIAA. Nodal officer, SEIAA placed files and documents related to below mentioned projects before SEIAA.

Nodal Officer, SEIAA-UP informed that in light of minutes of the meeting of joint meeting of SEIAA, SEAC-1 & SEAC-2 held on 22.06.2021, minutes of the below mentioned projects appraised by SEAC-2 have been vetted by SEAC-1.



**Agenda-A: -Complaints/letters –**

- 1- **Proposed Sand Mining Project at Ganga River Bed at Gata no- 01, khnad- 02, lease area of 11.424 ha Village- UnchgaonKhadar, Tehsil- Dibai, District- Bulandshahar, U.P. ,(Leased Area-11.424 Ha) File No. 4181/Proposal No. SIA/UP/MIN/23043/2018**

SEIAA gone through letter no 979/81-6-2021 dated 23 November 2021 of Department of Environment UP. SEIAA noted that the above project was taken in its meeting dated 26-10-2021 in which SEIAA gone through the e-mail of Shri Vanshdeep Dalmia dated 13.10.2021 and e-mail of Sehaj Sahyog Consultant Pvt. Ltd dated 11.10.2021 and opined that the above e-mail shall be referred to SEAC-2 to review the letter and give recommendation.

**Agenda-B: Transfer**

1. **Transfer of Proposed "River Bed Sand/Morrum at River Dhasan" Project at Gata No.-434 , Village- Kharwanch, Tehsil- Garautha, Distt. - Jhansi, U.P.,(Leased Area-24.281 Ha) M/s Vikram Construction Company, File No. 4011/Proposal No. (SIA/UP/MIN/72447/2018)**

SEIAA opined that Environmental Clearance will be transferred only after submission of an affidavit by project proponent and consultant stating that:-

1. No legal case is pending in any Court of Law against the above area / EC proposed to be transferred.
2. EC proposed to be transferred has not been cancelled by any Court of Law /MoEFCC /SEIAA/ DEIAA.
3. EC proposed to be transferred is valid on the date of consideration.

Further, before issuing EC transfer letter, authorized signatory from SEIAA, UP will ensure that affidavit given by PP and consultant is correct and in case affidavit given by PP and consultant is found to be false, legal action should be initiated against them and transfer order should not be issued and in case it has been issued then it will become null and void. All EC transfer orders will be issued through online portal.

SEIAA gone through the letter of M/s Shushil Stone Industries dated 22.11.2021 regarding transfer of Environmental Clearance to the above project issued vide letter no. 223/Parya/SEAC/4011/2017 date 08.03.2018. SEIAA gone through file and documents and noted that the Environmental Clearance was issued to Shri Jagat Vikram Singh, M/S Vikram Construction Company Ream Nagar Road, Near Bharat Mandir, Chirgaon road, Jhansi, UP. SEIAA noted that the previous lease issued to Shri Jagat Vikram Singh was transferred to Shri Saurabh Gupta S/o Shri Urmila Charan Gupta 944 Civil lines, Jhansi for six months and another LOI was issued to M/s Shushil Stone Industries Prop. Smt. Anita Gupta W/o shri Shushil Kumar Gupta, R/o P-05, Ansal Palm Court, Medical College Jhansi vide letter no. 877/30-MMC/2021-22 dated 25.10.2021 for a period of 6 months. Hence SEIAA opined to transfer Environmental Clearance issued vide letter no. 223/Parya/SEAC/4011/2017 date 08.03.2018 from Shri Jagat Vikram to M/s Shushil Stone Industries Prop. Smt. Anita Gupta W/o shri Shushil Kumar Gupta, R/o P-05, Ansal Palm Court, Medical College Jhansi for six months and 97,500 m<sup>3</sup> capacity. SEIAA added the following conditions:-



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1. In the absence of replenishment study, keeping in mind various orders issued by Hon'ble NGT and development works in the State, EC is transferred for a period of 6 months from the date of issue.
  2. For seeking any extension in transfer period or re-transfer, PP shall submit fresh annual replenishment study to SEIAA, UP for amendment in EC for mineable quantity and maximum permissible depth for mining based on scientific findings of replenishment study. Such study shall be placed before SEAC for appraisal.
  3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
  4. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
  5. 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 Horticulture Department, for planting at least 25,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
- Rest all the content of Environmental Clearance letter no. 223/Parya/SEAC/4011/2017 date 08.03.2018 shall remain same.

Area mentioned in the previous EC is being transferred only. If there is a change in geo-coordinates of the area then EC will be null and void.

Agenda-C: Minutes of 593<sup>rd</sup> SEAC-2 Meeting Dated 15/11/2021

1. Riverbed Sand/bajri/boulder Mining at Gata No.- 1/1/1 Laat No.-3, Village Nuniyari Aehatmal, Tehsil Behat, District-Saharanpur, U.P., M/s Shanti Enterprises. File No. 6266/ Proposal No. SIA/UP/MIN/ 231830/2021

SEIAA opined that in light of Sustainable Sand Mining Management Guidelines, 2016 (SSMMG-2016) and Enforcement and Monitoring Guidelines for Sand Mining, 2020 (EMGSM-2020) issued by MoEFCC, GoI, Recommendation of Oversight Committee for the State of UP in the matter of OA no. 670/2018 submitted in Honourable NGT on 05.09.2020 and Recommendation of Oversight Committee for the State of UP in the matter of OA no. 360/2015 submitted in Honourable NGT on 08.01.2021, letter no. NGT-137/81-7-2021 dated 09.09.2021 issued by Chief Secretary, GoUP and EC issued by MoEFCC, GoI vide letter





no. F. No. J-11015/227/2013-IA.II(M) dated 04.08.2020, it is evident that annual replenishment study is necessary to assess the river bed material which will become available for mining in coming years. In the absence of annual replenishment study, it is not possible to grant EC beyond 1 year. Resource available for mining for the first year is taken as correct as mentioned in the mining plan. Thus no modification in the time period of EC granted is acceptable. Project Proponent is again directed to abide by the condition of EC to timely submit replenishment study, duly approved by the competent authority, for extension of EC beyond one year. A letter to this effect should be sent to PP along with copy to DM, Saharanpur and Director, Department of Geology and Mining, GoUP.

SEIAA opined to impose following additional conditions –

1. Permissible mining of river bed material (sand / bajri) shall be strictly limited to quantity and area mentioned in LOI or mining plan, whichever is lesser, and maximum mineable depth will be limited to as the approved mining plan. The permissible mineable material will be valid till one year from the date of transfer of the EC.
2. For subsequent period, PP shall submit fresh annual replenishment study to SEIAA, UP for amendment in EC for mineable quantity and maximum permissible depth for mining based on scientific findings of replenishment study. Such study shall be placed before SEAC for appraisal for next three years to assess rate of deposition and accordingly, mineable production capacity and depth can be prescribed based on trends analysis, provided it is found scientifically satisfactory by the SEAC. The placing of the study report SEAC is mandatory for initial three years.

**2. Stone Mining at Araj No.-1097, Khand No.-08, Village-Utiya, Tehsil- Sadar, District- Mahoba, U.P., area-0.809 ha. File No. 6022/Proposal No. SIA/UP/MIN/223448/2021**

The SEIAA agreed with the recommendation of the SEAC to issue the additional ToRs to the title proposal for conducting EIA studies. The SEIAA also added the following points to TOR:-

- 1- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 2- 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.
- 3- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 4- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 5- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 6- KML file for the area and mining lease area should be provided.
- 7- Status of leases granted/to be granted in various mining khand along with production since the formulation of DSR, duly certified by the competent authority should be submitted.





- 8- In case project proponent intends to temporarily store mined out material or any tools, equipments 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.
  - 9- 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.
  - 10- 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.
  - 11- 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.
  - 12- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
  - 13- 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 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. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.
  - 14- Project Proponent in consultation with UPSPCB will establish required number of CAAQMS within a period of one year and submit geo-referenced map of these stations along with data on six-monthly basis.
3. **Sand/Morrum Mining from Yamuna River bed at Khand No- 13/15 to 13/17, Village- Badahari, Tehsil- Manjhanpur, District-Kausambhi., Area 27.17 Ha. File No. 5638/Proposal No. SIA/UP/MIN/223154/2021**

The SEIAA agreed with the recommendation of the SEAC to issue the additional ToRs to the title proposal for conducting EIA studies. The SEIAA also added the following points to TOR:-

- 1- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.



- 2- 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.
- 3- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 4- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 5- KML file for the area and mining lease area should be provided.
- 6- 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.
- 7- In case project proponent intends to temporarily store mined out material or any tools, equipments 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.
- 8- 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.
- 9- 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.
- 10- 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, Gol, 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.
- 11- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 12- Replenishment study, duly approved by the competent authority for approving DSR for the district should be submitted.
- 13- 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 28,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for





maintenance for 5 years. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.

4. Township "Golf Country" at Plot No. TS-05, Sector-22D, Yamuna Expressway, Greater Noida., M/s Supertech Township Pvt. Ltd. File No. 1452/Proposal No. SIA/UP/MIS/232872/2021

SEIAA agreed with the recommendation of SEAC that the matter shall be discussed after submission of online information on prescribed portal.

5. Expansion of Group Housing Colony at Plot No.- GH-A, (GH-6 to GH-13) Housing Sector, Talanagri Industrial Area, Aligarh, U.P., M/s Ozone Promoters Pvt. Ltd. File No. 6498/Proposal No. SIA/UP/MIS/224266/2021

SEIAA noted the comment of SEAC that the above project proposal has already been taken in 590<sup>th</sup> SEAC-1 meeting dated 09/11/2021.

6. Common Bio-medical Waste Treatment Facility (CBWTF) at Khasra No.-1035, Village- Bhairesar, Kada, Tehsil- Sirathu, Kausambi., Shri Samridhi Karvariya, Director, M/s Topsy Turvy Retail Pvt.Ltd. File No. 5801/Proposal No. SIA/UP/MIS/56134/2020

SEIAA agreed with the recommendations of the SEAC to defer/ delist the file and open only after submission of online request on prescribed online portal.

7. Institutional Building (IT/ITES Building) at Plot No.-B-23, Sector-62, Noida, Shri Mukesh Kumar Arora, M/s Seven Star Infosoft Pvt. Ltd. File No. 6580/Proposal No. SIA/UP/MIN/229916/2021

SEIAA agreed with the recommendation of SEAC that the matter shall be discussed after submission of online information on prescribed portal.

8. Establishes of 01x120 KLPD Grain Based Distillery for manufacturing of Ethanol Unit under Distillery at Khasra No.- 47/1, 52, 51, 60, 54, Village- Binaura Khas, Tehsil-Puranpur, District-Pilibhit., Shri Anuj Agarawal, M/s Gangotri Refinery Pvt. Ltd. File No. 6581/Proposal No. SIA/UP/IND2/228628/2021

SEIAA agreed with the recommendations of the 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.

9. Proposed Commercial Project at Plot No. T-2, IBB-2, Shushant Golf City, Lucknow, UP. M/s Mahesh Infracon Pvt. Ltd. File No. 6589/Proposal No. SIA/UP/MIS/67758/2021

This is a real estate project which has operated without seeking environmental clearance. MoEFCC vide OM dated 07.07.2021 has issued standard operation procedure (SOP) for identification and handling of violation cases under EIA Notification, 2006. This OM was issued in light of Honorable NGT's judgments dated 03.06.2021 and 24.05.2021. Honorable Supreme Court vide their judgment dated 30.07.2021 has granted stay on the application of Honorable NGT order dated 03.06.2021. MoEFCC has taken a view that projects operating in violation cannot be considered under their OM dated 07.07.2021.





MoEFCC has submitted affidavit, to this effect, on 17.09.2021 in Honorable Supreme Court in Civil Appeal No. 281 of 2021. All violation projects can be taken up only after OM dated 07.07.2021 (SOP) becomes effective. Further, through minutes of the meeting (circulated through email on 27.11.2021) held on 12.11.2021 under the chairmanship of Additional Secretary, MoEFCC, GoI para 5(iv) clearly states "As on date the SEIAA may not process any violation cases as per the provisions of SoP dated 7th July 2021 as it has been interim stayed by the Madurai Bench of the High Court of Madras in the matter W.P.(MD) No. 11757 of 2021 titled Fatima Vs Union of India."

SEIAA opined that Chairman, Members and Nodal Officers of both the SEACs need to be made aware of current status regarding processing of violation cases. Further, a reference should be made to MS, UPSPCB, DM, Lucknow, and VC, LDA that no construction should take place without valid EC and legal proceedings should be initiated against the project proponent.

10. "Affordable Rental Housing Scheme" at Khasra No.- Nil, Deoghat, Jalwa Scheme Allahabad., Shri Saumitra Kumar, R/o-Refineries Division, Core 2, M/s Indian Oil Corporation Limited. File No. 6596/Proposal No. SIA/UP/MIS/229830/2021

SEIAA agreed with the recommendations of the SEAC to defer/ delist the file and open only after submission of online request on prescribed online portal. A letter shall be send to DM, Allahabad to ensure that no construction is started until valid EC is obtained.

11. Sand/ Morrum Mining from Ganga River Bed at Gata No.- 2153/1, Village- Adampur, Tehsil & District-Fatehpur, U.P., M/s Rajesh Mishra Construction and Suppliers, Area: 10.0 ha. File No. 5732/Proposal No. SIA/UP/MIN/54716/2020

SEIAA agreed with the recommendations of the 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. A letter shall be send to DM, Fatehpur to ensure that no mining activity is started until valid EC is obtained.

12. Clinker Grinding Unit with Cement Production Capacity of 4.0 MTPA (Phase- I, 2.0 MTPA & Phase-II: 2.0 MTPA), D.G. Set-605 (MW) alongwith Railway Siding at Village-Somna, Tehsil: Gabhana, Aligarh, Shri Parmanand Patidar., M/s Wonder Cement Ltd. File No. 6616/ Proposal No. SIA/UP/IND/67748/2021

SEIAA agreed with the recommendation of the SEAC to issue the additional ToR;s to the title proposal for conducting EIA studies. The SEIAA also added the following points to TOR:-

- 1- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 2- Copy of all the analysis reports duly signed by analyst approved by NABL or MoEF&CC shall be annexed with the EIA report and original analysis reports should be presented at the time of presentation.
- 3- MOU signed between the project proponent and the consultant should be submitted.
- 4- A certificate from Forest Department shall be obtained that no forest land is involved and if forest land is involved the project proponent shall obtain the forest



clearance and permission of Central and State Government as per law under the provisions of Forest (conservation) Act, 1980 and submit along with EIA.

- 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.

**SEAC-2 meeting no. 594<sup>th</sup> (Part-I) dated 16.11.2021**

1. **Proposed for Building Stone (Khandas, Gitti, Boulder) Mining at Araji No.-2/4, Khand -02, Village- Jujhar, Chanpura, Tehsil-Sadar, District- Mahoba, U.P., Lease area- 4.048 ha. File No. 6089/Proposal No. SIA/UP/MIN/59526/2020**

SEIAA noted that the project has already been taken in its 521<sup>st</sup> meeting in which SEIAA has granted EC to the above project.

2. **Proposed "Building Stone (Khanda, Boulder, Bailast & Gitti ) Mining" Project at Gata No.- 712, Khand No.-08, Village-Chikahra, Tehsil & District-Mahoba, U.P., Leased Area-1.214 ha. File No. 6179/Proposal No. SIA/UP/MIN/68282/2021**

SEIAA noted that the project has already been taken in its 521<sup>st</sup> meeting in which SEIAA has granted EC to the above project.

3. **Proposed "Building Stone (Khanda, Boulder, Bailast & Gitti ) Mining" Project at Gata No.- 1097, Khand No.- 09, Village- Utiyan, Tehsil-Sadar, District -Mahoba, U.P. Lease area-0.809 ha. File No. 5982/Proposal No. SIA/UP/MIN/58260/2020**

SEIAA noted that the project has already been taken in its 521<sup>st</sup> meeting in which SEIAA has granted EC to the above project.

**SEAC-2 meeting no. 594<sup>th</sup> (Part-II) dated 16.11.2021**

1. **Sand Mining from Feeka River bed at Gata No.-3mi, 4mi, & 5mi,, Village-Sabalpur Aihatmali, Tehsil-Thakurdwara Moradabad, U.P., M/s Pushpendra Chaudhary, Area: 4.90 ha. File No. 6618/Proposal No. SIA/UP/MIN/227622/2021**

SEIAA agreed with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project along with all the general and specific conditions as suggested by the SEAC but the SEIAA replaces the specific condition regarding cluster certificate as "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" and adding following conditions:-

1. In the absence of replenishment study keeping in mind various orders issued by Hon'ble NGT and development works in the State, EC is granted for a period of one year.





2. Permissible mining of river bed material (sand / bajri) shall be strictly limited to quantity and area mentioned in LOI or mining plan, whichever is lesser, and maximum mineable depth will be limited to as the approved mining plan. The permissible mineable material will be valid till one year from the date of transfer of the EC.
3. For subsequent period, PP shall submit fresh annual replenishment study to SEIAA, UP for amendment in EC for mineable quantity and maximum permissible depth for mining based on scientific findings of replenishment study. Such study shall be placed before SEAC for appraisal for next three years to assess rate of deposition and accordingly, mineable production capacity and depth can be prescribed based on trends analysis, provided it is found scientifically satisfactory by the SEAC. The placing of the study report SEAC is mandatory for initial three years.
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 Forest (conservation) Act, 1980 and submit before the start of work.
5. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
6. 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.
7. 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 5,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
8. Project Proponent / Consultant has given an affidavit that the project area doesn't fall within the boundary of Critically Polluted Area (CPA). If the affidavit given by PP / Consultant is found to be false then EC will be cancelled and legal actions will be initiated against them. Further, mining should not commence without obtaining certificate from DM, Mirzapur that area doesn't attract CPA and a copy of the same should be submitted to SEIAA.
9. Permissible mining of river bed material (sand / bajri) shall be strictly limited to quantity and area mentioned in LOI or mining plan, whichever is lesser, and maximum mineable depth will be limited to as the approved mining plan. The permissible mineable material will be valid till one year from the date of transfer of the EC.
10. For subsequent period, PP shall submit fresh annual replenishment study to SEIAA, UP for amendment in EC for mineable quantity and maximum permissible depth for mining based on scientific findings of replenishment study. Such study shall be placed before SEAC for appraisal for next three years to assess rate of deposition





and accordingly, mineable production capacity and depth can be prescribed based on trends analysis, provided it is found scientifically satisfactory by the SEAC. The placing of the study report SEAC is mandatory for initial three years.

**2. Silica Sand Mining at Arazi No.-2 , Village- Lakhnauti, Tehsil-Bara, Prayagraj, M/s Chawla Silica Sand Trading Company, Area: 16.75 Ha. File No. 6621/5327/Proposal No. SIA/UP/MIN/67982/2019**

SEIAA agreed with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project for along with all the general and specific conditions as suggested by the SEAC adding following specific condition as follows. EC to be issued only after inclusion of this area in DSR, a letter to this effect either under the signature of competent authority or issued with the approval of competent authority to be submitted by PP / consultant:-

1. This EC is co-terminus with validity of current mine plan or current lease period whichever is earlier.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
4. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora-fauna etc.
5. 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 Horticulture Department, for planting at least 17,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
7. Permissible mining of river bed material (sand / bajri) shall be strictly limited to quantity and area mentioned in LOI or mining plan, whichever is lesser, and maximum mineable depth will be limited to as the approved mining plan. The permissible mineable material will be valid till one year from the date of transfer of the EC.



3. Stone Mining at Araj No.-2/4, Khand -02, Village- Jujhar, Chanpura, Tehsil-Sadar, Mahoba, Shri Girdhari Lal Kushwaha., area- 4.048 ha. File No. 6089/Proposal No. SIA/UP/MIN/59526/2020

SEIAA noted that the project has already been taken in its 521<sup>st</sup> meeting in which SEIAA has granted EC to the above project.

4. Stone Mining at Araj No – 1537 ₹, Village- Bahuti, Tehsil- Marihan, District- Mirzapur, Shri Keshav Nath Tiwari, area- 2.0 ha. File No. 6622/Proposal No. SIA/UP/MIN/ 231920/ 2021

SEIAA agreed with the recommendation of SEAC that the matter shall be discussed after submission of online information on prescribed portal.

5. Stone Mining at Gata No.-712, Khand No.-08, at Village-Chikahra, Tehsil & District- Mahoba, Shri Anil Kumar Agarwal., Area -1.214 ha. File No. 6624/6179/Proposal No. SIA/UP/MIN/68282/2021

SEIAA noted that the project has already been taken in its 521<sup>st</sup> meeting in which SEIAA has granted EC to the above project.

6. "Sand Stone" at Araj No.-639, Village- Rampur Sakteshgarh, Tehsil- Chunar, Mirzapur, Shri Ajay Kumar Singh. Area -3.64 ha. File No. 6626/4807/Proposal No. SIA/UP/MIN/ 68120/2021

SEIAA agreed with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project for along with all the general and specific conditions as suggested by the SEAC adding following specific condition as follows:-

1. This EC is co-terminus with validity of current mine plan or current lease period whichever is earlier.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
4. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
5. Three tier green shelter belt of 7.5m width should be developed on the periphery of mine lease area. Local and native species should be planted in consultation with Forest/Horticulture Department/Agriculture University.
6. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
7. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.





8. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 4,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
  9. Project Proponent / Consultant has given an affidavit that the project area doesn't fall within the boundary of Critically Polluted Area (CPA). If the affidavit given by PP / Consultant is found to be false then EC will be cancelled and legal actions will be initiated against them. Further, mining should not commence without obtaining certificate from DM, Mirzapur that area doesn't attract CPA and a copy of the same should be submitted to SEIAA.
  10. 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.
  11. 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.
7. Sand Mining from Yamuna River bed at Gata No.138, Village-Bichhawali Kanchhar, Tehsil-Sikandara, District-Kanpur Dehat, Shri Satya Prakash Gupta., M/s Vaishno Agro Industries, Area-24.24 Ha. File No. 6124/Proposal No. SIA/UP/MIN/59852/2021
- SEIAA agreed with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project for along with all the general and specific conditions as suggested by the SEAC adding following specific condition as follows:-
1. In the absence of replenishment study keeping in mind various orders issued by Hon'ble NGT and development works in the State, EC is granted for a period of one year.
  2. Permissible mining of river bed material (sand / bajri) shall be strictly limited to quantity and area mentioned in LOI or mining plan, whichever is lesser, and maximum mineable depth will be limited to as the approved mining plan. The permissible mineable material will be valid till one year from the date of transfer of the EC.
  3. For subsequent period, PP shall submit fresh annual replenishment study to SEIAA, UP for amendment in EC for mineable quantity and maximum permissible depth for mining based on scientific findings of replenishment study. Such study shall be placed before SEAC for appraisal for next three years to assess rate of deposition and accordingly, mineable production capacity and depth can be prescribed based on trends analysis, provided it is found scientifically satisfactory by the SEAC. The placing of the study report SEAC is mandatory for initial three years.
  4. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.





5. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
  6. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
  7. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
  8. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 25,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
8. Stone Mining at Gata No.-1097, Khand No.- 09, Village- Utiyan, Tehsil-Sadar, Mahoba, Shri Devendra Kumar Gupta. area-0.809 ha. File No. 5982/Proposal No. SIA/UP/MIN/58260/2020
- SEIAA noted that the project has already been taken in its 521<sup>st</sup> meeting in which SEIAA has granted EC to the above project.
9. Proposed Project "IT Park" at Plot No.-2, Knowledge Park- III, Greater Noida., Shri Sahil Gupta, M/s Dhampur Alco-Chem Pvt. Ltd. File No. 6631/Proposal No. SIA/UP/MIS/234086/2021
- SEIAA noted that SEAC has granted EC to the above project. SEIAA gone through file and documents and found that some existing data has been submitted by the project proponent. Hence SEIAA opined that the project proponent shall submit certified compliance report from IRO, MoEF&CC.
10. Earth Mining at Gata No.-1288, 1289, Village- Katesar, Tehsil- Laharpur, District- Sitapur., Shri Pawan Kumar, Area: 0.562 ha. File No. 6130/Proposal No. SIA/UP/MIN/193274/2021
- SEIAA noted the comments of SEAC that validity of mining mentioned in salient features point no. 17 should be read as **03 months**. Rest all of the contents mentioned in minutes dated 30/07/2021 shall remain same.
- SEIAA agreed with the recommendations of the SEAC to grant the prior Environmental Clearance to the proposed project along with all the general and specific conditions as suggested by the SEAC but the SEIAA replaces the specific condition regarding cluster certificate as "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" and adding following conditions:-

1. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
2. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
3. 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 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. 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.

**11. Sand Stone Mining from Arajai No.-2098, Khand No.-A, at Village- Bhatauti, Tehsil-Meja, Prayagraj., Shri Tauseef Ahmed, area-6.073 ha. File No. 6330/Proposal No. SIA/UP/MIN/633344/2021**

SEIAA noted the comments of SEAC that the geo-coordinates of the project are as follows and the same will be considered by SEIAA:

Pillars	Latitude(N)	Longitude(E)
A	25° 9'0.86"N	82° 2'43.52"E
B	25° 9'1.06"N	82° 2'46.80"E
C	25° 8'50.66"N	82° 2'49.37"E
D	25° 8'48.47"N	82° 2'46.59"E
E	25° 8'49.01"N	82° 2'44.32"E
F	25° 8'47.19"N	82° 2'42.51"E
G	25° 8'47.54"N	82° 2'40.72"E

SEIAA agreed with the recommendation of the SEAC to issue the additional ToRs to the title proposal for conducting EIA studies. The SEIAA also added the following points to TOR:-

- 1- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 2- 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

A

be conducted as per the lease area its address and production per annum mentioned in DSR and Lol.

- 3- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 4- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 5- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 6- KML file for the area and mining lease area should be provided.
- 7- 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.
- 8- In case project proponent intends to temporarily store mined out material or any tools, equipments 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.
- 9- 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.
- 10- 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.
- 11- 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, Gol, 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.
- 12- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 13- 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 7,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.





**12. Sand Stone Mining from Araj No.-2098, 1745 at Village- Bhatauti, Tehsil-Meja, District- Prayagraj., Shri Vinay Kumar area-12.145 ha. File No. 6331/Proposal No. SIA/UP/MIN/633332/2021**

SEIAA noted the comments of SEAC that the geo-coordinates of the project are as follows and the same will be considered by SEIAA:

Pillars	Latitude(N)	Longitude(E)
A	25° 9'17.79"N	82° 3'15.15"E
B	25° 9'14.61"N	82° 3'23.44"E
C	25° 9'9.21"N	82° 3'22.13"E
D	25° 9'6.66"N	82° 3'27.12"E
E	25° 8'58.56"N	82° 3'25.38"E
F	25° 9'2.74"N	82° 3'16.09"E
G	25° 9'7.75"N	82° 3'17.76"E
H	25° 9'10.68"N	82° 3'13.60"E

SEIAA agreed with the recommendation of the SEAC to issue the additional ToRs to the title proposal for conducting EIA studies. The SEIAA also added the following points to TOR:-

- 1- All pages of technical documents/EIA/EMP etc. should be signed by the consultant and project proponent both.
- 2- 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.
- 3- Public hearing shall be conducted as per EIA notification, 2006 (as amended).
- 4- Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
- 5- SEIAA opined that the project proponent shall submit permission of CGWA or proposal for alternative source of fresh water.
- 6- KML file for the area and mining lease area should be provided.
- 7- 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.
- 8- In case project proponent intends to temporarily store mined out material or any tools, equipments 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.
- 9- 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.



- 10- 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.
- 11- 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, Gol, 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.
- 12- Observations raised in public hearing, replies submitted by project proponent, suitable modifications carried out in EIA-EMP report.
- 13- 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 13,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants below Uttar Pradesh Forest Department's survival rate will be treated as violation of EC condition.

Nodal Officer  
SEIAA, UP



(Ajay Kumar Sharma)  
Member-Secretary  
SEIAA

(Paras Nath)  
Member  
SEIAA

(Dr. Rajiv Kumar Garg)  
Chairman  
SEIAA