

Minutes of the 602nd Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 11.05.2022

The meeting of 602nd State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 11.05.2022 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

Agenda A-648th SEAC-1 Meeting Dated 04/05/2022

1. **Stone (Gitti, Khanda & Boulder) Mining at Gata No.-856, Khand No.-04, Village-Pali Pahari, Tehsil-Sadar, Jhansi., Shri Deepak Wadhi., area-0.728 ha. File No. 6421/Proposal No. SIA/UP/MIN/197551/2021**

According to mining plan production capacity for first, second and third year is 21,841 cum, 21,850 cum and 11,064 cum respectively and lease period is for 3 years only whereas in mining plan approval letter dated 29.06.2021 lease period is for 5 years with production capacity of 21,840 cum per annum. Hence the project proponent shall clarify the same through DGM.

2. **(3) Sand Mining from Kosi River bed at Gata No.-787, Village-Bhuwara Ehatmali, Tehsil-Swar, Rampur., M/s Baba Deep Singh Enterprises, Area -2.21 ha. File No. 6087/Proposal No. SIA/UP/MIN/59489/2020**

SEIAA noted that the above project was granted EC in its 599th meeting. Hence no further action is required.

3. **(4) Riverbed Ordinary Sand Mining at Gata No.-3020Mi, Village- Kathauda, Tehsil-Sikandarpur & District- Ballia., Shrimati Madhuri Singh, Area- 5.0 File No. 6817/Proposal No. SIA/UP/MIN/248593/2021**

SEIAA noted the comments of SEAC that Environmental Clearance has already been issued vide EC identification no. EC22B001UP123980, dated 04/05/2022. Hence, no action is required in the matter.



4. (5) Sand Mining at Gata No. 387Mi, Village- Bhagwant Nagar, Tehsil- Suar, District- Rampur., Shri Nusrat Naim Siddiqui., Area-4.005 Ha. File No. 6818/Proposal No. SIA/UP/MIN/248879/2021

SEIAA noted the comments of SEAC that Environmental Clearance has already been issued vide EC identification no. EC22B001UP126290, dated 07/05/2022. Hence, no action is required in the matter.

5. (6) Stone(Khanda, Boulder,Gitti)Mining at Gata No.-41 & 42, Khand No.-03, Village- Baruwa Syodha, Naraini, Banda., Shri Narendra Kumar Singh., Area-2.0 ha. File No. 6822/6360/Proposal No. SIA/UP/MIN/70665/2021

SEIAA noted that the above project was granted EC in its 599th meeting. Hence no further action is required.

6. (7) Stone (Khanda, Boulder, Bailast, Gitti) at Gata No.-323 (Khand No.-05 New), Village- Mochipura, Mahoba, Shri Rajendra Kumar Paliwal Area : 2.024 ha. File No. 6829/6319/Proposal No. SIA/UP/MIN/70725/2021

SEIAA noted that the above project was taken in its 559th meeting in which SEIAA found that it is not evident from the MoM of SEAC-1 whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC-1 whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC-1 and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC-1 for review/deliberations.

SEIAA gone through the minutes of 645th SEAC-1 meeting dated 20.04.2022 which states that –

The committee noticed that the SEIAA is referring back few cases with the following remarks –

"SEIAA opined that it is not evident from the MoM of SEAC whether entire ToR has been addressed while preparing EIA/EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Further, it is not evident from MoM of SEAC whether issues raised during public hearing have been addressed while preparing final EIA-EMP report or not, this should be deliberated upon by SEAC and details in tabular form should be submitted. Hence SEIAA opined to refer back the project to SEAC for review/deliberations."

Regarding putting in tabular form of the compliance/action taken on TOR/Public Hearing in the meeting of minutes of SEAC, the committee opines that all projects have been recommended after due examination of relevant aspects. Thus, SEIAA may take up the applications for their timely disposal.

SEIAA discussed the reply of SEAC-1 in their meeting no. 597 dated 05.05.2022.

In light of above developments, SEIAA opined to agree with the recommendations of the SEAC-1 to grant the prior Environmental Clearance to the proposed project for along with all the general and specific conditions as suggested by the SEAC-1 adding following specific condition as follows:-

1. Validity period of this EC is 5 year from the date of issue as the Lol has been issued for a period of 5 year or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
4. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
5. Three tier green shelter belt of 7.5m width should be developed on the periphery of mine lease area. Local and native species should be planted in consultation with Forest/Horticulture Department/Agriculture University.
6. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
7. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
8. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 3,000 plants, either on government land or community land, within a periphery of 5 km from the boundary of the lease area along with provision for maintenance for 5 years. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
9. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 15 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
10. 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.
 12. 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.
 13. 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.
 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.
7. (8) Stone, Khanda, Boulder, Gitti Mining at Aaraji No: 989 (Khand No. 13), Village: Makarbai, Sadar, Mahoba, Smt. Sheel Singh Chandel, Area: 1.214 ha. File No. 6377/Proposal No. SIA/UP/MIN/64051/2021

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022, SEIAA opined to accept the recommendation of SEAC-1 and grant EC to the said project along with all the general and specific conditions as suggested by the SEAC-1 adding following specific condition:-

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



6. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
7. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
8. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 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. Survival of plants should not be less than the survival rate notified by Uttar Pradesh Forest Department otherwise it will be treated as violation of EC condition.
9. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 10 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
10. 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.
12. 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.
13. 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.
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.

8. (9) Stone (Khanda, Boulder, Ballast & Gitti) Mining at Gata No. 989, Khand No.-09, Village- Makarbai, Tehsil-Sadar, Mahoba., Smt. Usha Vajpayee., area-0.809 ha. File No. 6961/6379/Proposal No. SIA/UP/MIN/72481/2021

In light of discussion held in SEIAA meeting no. 597 dated 05.05.2022, SEIAA opined to accept the recommendation of SEAC-1 and grant EC to the said project along with all the general and specific conditions as suggested by the SEAC-1 adding following specific condition:-

1. Validity period of this EC is one year from the date of issue as the Lol has been issued for a period of one year or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
4. The mining lease holders shall, after ceasing mining operations, undertake re-grassing the mining area and any other area which may have been disturbed due to their mining activities and restore the land to a condition which is fit for growth of fodder, flora fauna etc.
5. Three tier green shelter belt of 7.5m width should be developed on the periphery of mine lease area. Local and native species should be planted in consultation with Forest/Horticulture Department/Agriculture University.
6. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
7. If the proposed project is situated in notified area of ground water extraction, where creation of new wells for ground water extraction is not allowed, requirement of fresh water shall be met from alternate water sources other than ground water or legally valid source and permission from the competent authority shall be obtained to use it.
8. Project Proponent should submit action plan for carrying out plantation at least @1,000 plants / ha of lease area. In this case, PP should prepare a plan, duly approved either by Forest Department or Horticulture Department, for planting at least 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.



9. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 5 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
 10. 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.
 12. 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.
 13. 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.
 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.
9. (10) Soil Excavation at Gata No. 189,190,191,192,247,210 Village-Salawa, Tehsil Kanth, Moradabad., Shri Vijendra Singh. Area-1.325 Ha. File No. 6962/Proposal No. SIA/UP/MIN/259335/2022
- SEIAA agreed with the recommendations of the SEAC-1 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, Moradabad to ensure that no mining activity is started until valid EC is obtained and in case mining has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.



10. (11) Sand/ Mining at Gata No. 124, 125, 127, 128 Ka, 128 Kha, 190, Village- Akbarabad, Tehsil- Tanda, Rampur, Shri Gaurav Agarwal. Area 1.1670 Ha. File No. 6965/Proposal No. SIA/UP/MIN/258743/2022

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. Validity period of this EC is 6 months from the date of issue as the Lol has been issued for a period of 6 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.
2. 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.
3. 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.
4. 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.
5. 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 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. 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.
6. In consultation with District Environment Authority or an Authority nominated by concerned DM, project proponent will prepared a conservation and management plan for rejuvenation and management of water bodies having total surface area of more than 10 ha. Funds for the same will be kept in a separate bank account and six monthly compliance status will be presented by project proponent before the nominated authority in the District.
7. Department of Geology and Mines, Government of Uttar Pradesh and / or concerned district administration, before releasing the security deposit to Project Proponent will

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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.

8. 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.
11. (12) Stone Khanda, Boulders, Ballast (Gitti) Mining at Arazi No. 953, Khand No. 05, Vill.- Daharra, Tehsil- Sadar, Mahoba, Shri Amar Singh Area- 1.214 ha. File No. 6966/6341/Proposal No. SIA/UP/MIN/72927/2021

SEIAA agreed with the recommendations of the SEAC-1 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, Mahoba to ensure that no mining activity is started until valid EC is obtained and in case mining has been carried out without valid EC then work should be stopped and legal action should be initiated against the PP.

12. (13) Soil Mining at Khasra No. 205, 176, 197, Village- Dhanaikheda, Tehsil & District- Sitapur, Shri Arjit Shukla Ramraj, Area – 3.035 ha. File No. 6970/Proposal No. SIA/UP/MIN/260295/2022

SEIAA noted that SEAC-1 has recommended to grant EC to the above project. SEIAA gone through file and documents and opined that the project proponent shall submit notarized agreement between the owner and the project proponent, certified lease map and details of alternative site, since Soil is proposed for agriculture land.

13. (15) Stone, Khanda, Boulder, Ballast (Gitti) Mining at Gata No. 323, Khand No.-07 New, Village-Mochipura, Teh.-Sadar, Mahoba., Shri Ajayraj Singh. Area-1.012 Ha. File No. 6974/6238/Proposal No. SIA/UP/MIN/73387/2021

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. Validity period of this EC is one year from the date of issue as the LoI has been issued for a period of one year or co-terminus with the validity of current mine plan or current lease period whichever is earlier. After this period the EC will become null and void.
2. Directions/suggestions given during public hearing and commitment made by the project proponent should be strictly complied.
3. A certificate from Forest Department shall be obtained that no forest land is involved in mining or as a route and if forest land is involved the project proponent shall obtain forest clearance and permission of Central and State Government as per the provisions of Forest (conservation) Act, 1980 and submit before the start of work.
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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.
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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.
12. 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.
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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.

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

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



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

**(Paras Nath)
Member
SEIAA**

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