

State Level Environment Impact Assessment Authority, Uttar Pradesh

Directorate of Environment, U.P.

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Minutes of the 557th Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 17.01.2022

The meeting of 557th State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 17.01.2022 at the Directorate of Environment. The following were present in the meeting:-

1. Dr. Rajiv Kumar Garg
2. Shri Paras Nath
3. Shri Ajay Kumar Sharma

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

Nodal Officer SEIAA informed that agenda is prepared by Secretariat and approved by MS and Chairman SEIAA which is hereby put up for the consideration of SEIAA and placed files and documents related to below mentioned projects before SEIAA.

Agenda-A:-Complaints /letters- Nil

Agenda-B:-Replies-Nil

Minutes of 617th SEAC-1 Meeting Dated 06/01/2022

1. Sand/Morrum/Bajri Mining from Yamuna River bed at Gata No.- 1/1, Production Capacity (9,47,368 cum/annum), M.L. Area- 52.63 ha, Near Village- Dariya Baramad, Tehsil & District- Saharanpur, U.P., M/s Prime Vision Industries Pvt. Ltd.,(Leased Area- 52.63 ha). File No. 4460/Proposal No. SIA/UP/MIN/ 28751/2018

SEIAA noted the comments of SEAC that a letter should be send to District Magistrate, Saharanpur for providing the factual report of the project as the mining site comes between interstate boundary of Uttar Pradesh and Haryana. The copy of the letter should also be sent to Geology and Mining Department, U.P. for necessary action. SEIAA opined that:-

1. Project proponent to submit certified copy of compliance of EC conditions through IRO, MoEFCC, Gol, Lucknow
2. Project proponent shall submit month wise detail of area worked out and quantity of mineral extracted, since the issuance of EC.
3. Project proponent shall submit an affidavit stating that no litigation is pending in NGT/Any Court(s). In case any litigation is pending, then the current status of litigation.
4. Project proponent to submit, in a tabular form, mechanism adopted by them and status of compliance of provisions of Sustainable Sand Mining Guideline, 2016 (SSMG-

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2016) and Enforcement & Monitoring Guidelines for Sand Mining, 2020 (EMGSM-2020).

2. Korra Kanak Sand/Morrum Mining Project over an area of 40.48 ha (Plot no.381, 378, 383, 382, 384, 385, 386 Mi, 391, (Khand-2)) Near Village: Korra Kanak, Tehsil: Fatehpur, District:Fatehpur, State: Uttar Pradesh. File No. 4691/4379/Proposal No. SIA/UP/MIN/31813/2018

SEIAA noted the comments of SEAC that a letter should be send to District Magistrate, Fatehpur for providing the factual report of the project. The copy of the letter should also be sent to Geology and Mining Department, U.P. for necessary action. SEIAA opined that:-

1. Project proponent to submit certified copy of compliance of EC conditions through IRO, MoEFCC, Gol, Lucknow
2. Project proponent shall submit month wise detail of area worked out and quantity of mineral extracted, since the issuance of EC.
3. Project proponent shall submit an affidavit stating that no litigation is pending in NGT/Any Court(s). In case any litigation is pending, then the current status of litigation.
4. Project proponent to submit, in a tabular form, mechanism adopted by them and status of compliance of provisions of Sustainable Sand Mining Guideline, 2016 (SSMG-2016) and Enforcement & Monitoring Guidelines for Sand Mining, 2020 (EMGSM-2020).

3. Sand Mining in Kosi River bed at Gata No.-231 Kh, Village Bhuwara Ehatmali, Tehsil-Swar, Rampur, Shri Rajendra Singh, Area 1.260 ha. File No. 6733/Proposal No. SIA/UP/MIN/241501/2021

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. EC is granted for a period of 6 months from the date of issue and after that this EC will become null and void.
2. Permissible quantity and area shall be strictly limited to quantity and area mentioned in Lol or mining plan, whichever is lesser, and maximum mineable depth will be limited to as approved in the mining plan.
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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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 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.
7. 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.
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.

4. Plea for cancellation of EC granted by UP SEIAA to project proponent M/S Durga Enterprises Pvt. Ltd, for its project Durga Industrial Park in Sahibabad area of Ghaziabad, in wake of violation of EC condition-namely starting construction without NOC/CTE by the UPPCB.

SEIAA gone through the E-mail of Shri Prasoon Pant Ghaziabad dated 17-01-2022 regarding the above subject. SEIAA opined that the above e-mail/letter shall be send to MS UPPCB, VC, GDA and DM, Ghaziabad to ensure that no construction activity is started until valid EC, CTE and CTO are obtained.


Assistant Nodal/Nodal Officer
SEIAA, UP


(Ajay Kumar Sharma)
Member-Secretary
SEIAA


(Paras Nath)
Member
SEIAA


(Dr. Rajiv Kumar Garg)
Chairman
SEIAA