

# State Level Environment Impact Assessment Authority, Uttar Pradesh

## Directorate of Environment, U.P.

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### Minutes of the 502<sup>nd</sup> Meeting of the State Level Environment Impact Assessment Authority, UP (SEIAA) held on 20.10.2021

The meeting of 502<sup>nd</sup> State Level Environment Impact Assessment Authority, UP (SEIAA) was held on-line on 20.10.2021 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 |

Agenda-A: -Complaints/letters –Nil

Agenda-B: -Replies–Nil

Agenda-C: Minutes of 566<sup>th</sup> SEAC Meeting Dated 02/09/2021

1. Group Housing Project at Khasra No.- 397 Sa & 399 Vill-Ardaunamau, Lucknow U.P. M/s Paarth Infrabuildtech. File No. 1824/Proposal No. SIA/UP/MIS/182290/2020

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

2. Stone Mining at Khasra/Gata No.-1141, Village-Darhram, Tehsil- Sadar, District- Mirzapur, U.P., Shri Indulata Pandey, Sahaspur, Tehsil- Chunar, Mirzapur., Area-0.607 Ha. File No. 5417/Proposal No. SIA/UP/MIN/47312/2020

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

3. Stone Mining at Gata No./Araji No-997 mi, at Village- Sindhora, Tehsil- Sadar, Mirzapur, U.P., M/s Unnati Construction., Area -0.809 ha. File No. 4989/Proposal No. SIA/UP/MIN/40892/2019

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 adding following specific condition as follows:-

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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 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. 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 concerned RO, UPSPCB that area doesn't attract CPA and a copy of the same should be submitted to SEIAA.

4. Stone Mining at Gata No.-669, Khand No.-27, Village- Khailar, Tehsi -Sadar, District-Jhansi, U.P., Shri Anand Kumar Yadav., Area- 2.023 ha. File No. 6061/Proposal No. SIA/UP/MIN/189510/2020

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

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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. This EC is co-terminus with validity of current mine plan or current lease period whichever is earlier.
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. 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.
5. Plan for using the mine void for productive use in consultation with local administration and gram-panchayat.
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 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.

5. Capacity Expansion of Building Stone Mining at Gata No.-128, Khanda No.- 01, Village-Marhathi, Mahoba, U.P., M/s Sahu Stone Crushing Industries, Area-1.619 ha. File No. 5432/Proposal No. SIA/UP/MIN/133298/2019

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

6. Sand/Morrum Mine from Betwa River bed at Gata No.-64 Khand No.-01, Village-Kalyanpura, Tehsil-Tahrauli, Jhansi, Shri Veerendra Singh Rajput. Area-4.0 Ha. File No. 6367/Proposal No. SIA/UP/MIN/215780/2021

SEIAA agreed with the recommendations of the SEAC that project file should be closed as project proponent/consultant did not appear and be opened only after request from the

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project proponent is received. The matter will be discussed only after submission of online request on prescribed online portal.

**7. Granite Mine at Gata No.-1876, Khand No.-09, Village- Girwan, Tehsil-Naraini, Banda., Smt. Deepali Singh Area-0.5 ha. File No. 6369/Proposal No. SIA/UP/MIN/64010/2021**

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.

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- 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.
8. Sand Stone Mining at Gata No.-754, Village- Jigan, Tehsil- Chunar, District-Mirzapur, U.P., Smt. Jai Prabha Devi, M/s Jai Prabha Devi., Area -1.212 ha. File No. 5169/Proposal No. SIA/UP/MIN/45612/2019
- SEIAA agreed with the recommendation of SEAC that the matter shall be discussed after submission of online information on prescribed portal.
9. Stone Mining at Gata No.-323, Khand No.- 04, Village-Mochipura, Tehsil-Sadar, Mahoba, U.P. Shri Anubhav Singh, Area-0.769 ha. File No. 6372/Proposal No. SIA/UP/MIN/64028/2021
- 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.

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- 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 -
  - (iii) If the earlier and present lease holder are same then compliance report of previous EC should be submitted.
  - (iv) 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.

**10. Sand/Morrum Mine from Rihand River bed at Gata No.-246, Khand No.-da, Village-Khebandha, Tehsil-Obrai, Sonbhadra, Shri Sushil Kumar Singhal, M/s R.K. Transport and Construction Ltd., Area-6.00 ha. File No. 6376/Proposal No. SIA/UP/MIN/64042/2021**

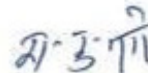
SEIAA agreed with the recommendations of the SEAC that project file should be closed as project proponent/consultant did not appear and be opened only after request from the project proponent is received. The matter will be discussed only after submission of online request on prescribed online portal.



(Ajay Kumar Sharma)  
Member-Secretary  
SEIAA



(Paras Nath)  
Member  
SEIAA



(Dr. Rajiv Kumar Garg)  
Chairman  
SEIAA