

## Minutes of the 82<sup>nd</sup> Meeting of SEIAA dated 03.02.2012

The 82<sup>nd</sup> meeting of the State Level Environment Impact Assessment Authority was convened on 03.02.2012 at 10.30 AM at the Authority's office in M. P. Pollution Control Board Building, Paryavaran Parisar, Bhopal. The meeting was chaired by Shri Amar Singh, Chairman, SEIAA. The following members attended the meeting:-

- 1 Shri M. Hashim Member
- 2 Shri Sharad Kumar Jain Member Secretary (In-charge)

1. **Case No. 61/2008**, Prior Environmental Clearance for Bhatgawan sunehra limestone and dolomite deposit, Khasra no.317. 209.205. 210.200,204/1,204/2 in area – 9.35 Ha at village Murwara, Katni, M. P. by Mr. Arif Ahmad S/o Late Shri Ishak Ahmad, R/o Mission Chowk, PO Katni. Pin 483501 Project

The case was discussed in 41<sup>st</sup> SEIAA meeting dtd. 29.07.10 and it has been recorded that "The above case was recommended by SEAC for grant of Prior Environmental Clearance.

*The Authority while scrutinizing the documents observed that the Forest Deptt. NOC does not specify the distance of Mining Lease Area from the Protected Forest Areas under Wildlife Protection Act, 1972.*

*Hence it was decided to send the case back for reconsideration to SEAC on the above grounds."*

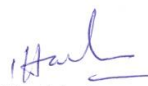
Subsequently the case was discussed in 85th SEAC meeting dtd. 13.12.11 and it has been recorded that "Proponent has submitted required information and hence the committee decided to forward the project file with documents for further necessary action in the matter."

The Authority examined the DFO's letter and found that distance of the Bandhavgarh National Park area is 60 km from the mining area. Thus, the case falls under the jurisdiction of the Authority. It was also found that distance of the mining site from the nearest forest boundary is 1.0 km.

The Authority examined the public hearing and found that there is nothing adverse. The plantation program was also examined and found that the proposed number of plants is inadequate. The Authority decided that at least 1,000 no. of plants per ha should be planted. Minimum afforestation should be carried out at least on 33% of the total lease area.

The Khasra no. and mining lease deed was also scrutinized by the Authority and it was found that Khasra no. 204/2 belongs to Ramlal S/o Matai Singh Gaud. As per section, 165 of the revenue code the tribal land can not be given without the permission of the Collector. It was decided to write letter to collector, Katni to clarify as to how this land has been included in the mining lease and a copy of this should be endorsed to the PP also. The collector should send reply within two months. Moreover the Khasra submitted by PP is very old i.e. 2000-

  
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2002. The Authority decided that PP should submit latest Khasra Panchshala also within one month.

2. **Case No. 77/2008**, Prior Environmental Clearance for Bhatgawan sunehra limestone and dolomite deposit, Bhatgawan sunehra Khasra No. 304,319,320/1,322/1,405,398,321, 320/3, 306, 297, 303, Tehsil Murwara, District Katni. (M.P.) Mining lease area – 25.19 ha by Shri Islam Ahmad S/o Late Shri Ishak Ahmad, R/o Mission Chowk, PO Katni Distt. – Katni (M.P.)

The case was discussed in 41st SEIAA meeting dtd. 29.07.10 and it has been recorded that *"The above case was recommended by SEAC for grant of Prior Environmental Clearance.*

*The Authority while scrutinizing the documents observed that the Forest Deptt. NOC does not specify the distance of Mining Lease Area from the Protected Areas under Wildlife Protection Act, 1972.*

*Hence it was decided to send the case back for reconsideration to SEAC on the above grounds."*

Subsequently the case was discussed in 85th SEAC meeting dtd. 13.12.11 and it has been recorded that *"Proponent has submitted required information and hence the committee decided to forward the project file with documents for further necessary action in the matter."*

The Authority examined the DFO's letter and found that distance of the Bandhavgarh National Park area is 60 km from the mining area. Thus, the case falls under the jurisdiction of the Authority. It was also found that distance of the mining site from the nearest forest boundary is 1.0 km.

The Authority examined the public hearing and found that there is nothing adverse. The plantation program was also found satisfactory.

The Khasra no. and mining lease deed was also scrutinized by the Authority and it was found that Khasra no. 306 belongs to Ballu Kol S/o Prabhu Kol who belongs to tribal category. As per section, 165 of the revenue code the tribal land can not be given without the permission of the Collector. It was decided to write letter to collector, Katni to clarify as to how this land has been included in the mining lease and a copy of this should be endorsed to the PP also. The collector should send reply within two months.

3. **Case No. 220/2008**, Prior Environmental Clearance for Ochre & Laterite mine in area 34.168 ha At vill-Pipartola Taluka- Majhgawan- Satna M.P. by Shri Sharad Kumar Bansal Jaitwara Satna M.P.

The case was discussed in 85th SEAC meeting dtd. 13.12.11 and it has been recorded that *"SEAC was satisfied by the reply of queries and submission of the documents by the Proponent. Hence the committee decided to recommend the case for grant of prior EC subject to 13 conditions."*

The Authority examined the public hearing and plantation program and found these satisfactory.

  
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The Authority examined the DFO letter and found that distance of the protected area is 70 km from the mining area. However, the distance from the interstate boundary has not been given. It was found that distance of the proposed site from the nearest forest boundary is 410 m.

The proponent has submitted copy of Khasra Panchshala for the year 2005-06 for only one Khasra, which is not clear. The remaining Khasra Panchshala have not been submitted. Therefore, the Authority decided that PP should be asked to submit following information within one month:-

- a. A letter from the Collector indicating distance of the inter state boundary from the proposed site.
- b. Notarized copy of the latest Khasra Panchshala.

A letter should be sent to Collector, Satna for providing distance of the interstate boundary from the mining site to the PP.

4. **Case No. 440/2009**, Prior Environmental Clearance for Niwas Marble mine in 8.51 ha at Village- Niwas, Teh- Bahoriband, Distt-Katni-M.P. by A.W. & Sons 903, Badi Omti, Distt-Jabalpur- M.P.

The case was discussed in 85<sup>th</sup> SEAC meeting dtd. 13.12.11 and it has been recorded that "SEAC has found the EIA, EMP, DMP and other submission satisfactory and acceptable hence, decided to recommend the case for accord of prior EC subject to 13 conditions."

The Authority examined the DFO's letter and found that distance of the protected area is 120 km from the mining area. Thus, the SEIAA has jurisdiction. It was also found that the distance of the proposed site is 1.5 km from the nearest forest boundary.

The Authority also examined Khasra Panchshala and mining lease deed. The Khasra Panchshala indicates that all the land is private land and belongs to different landowners. The office of the Authority produced rules related to The Mineral Concession Rules, 1960. In rule 22 (3) (i) (h) it has been mentioned that

"the applicant has, where the land is not owned by him, obtained surface rights over the area or has obtained consent of the owner for starting mining operations :

Provided that no such statement shall be necessary where the land is owned by the Government:

Provided further that such consent of the owner for starting mining operations in the area or part thereof may be furnished after execution of the lease deed but before entry into the said area;

Provided also that no further consent would be required in the case of renewal where consent has already been obtained during grant of the lease".

  
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The Authority examined the plantation program and found it to be satisfactory. The Authority also examined the public hearing and found that there is nothing adverse.

Based on the recommendation of the 85th SEAC meeting dtd. 13.12.11, the Authority decided to accord Prior Environmental Clearance for Niwas Marble mine in 8.51 ha at Village- Niwas, Teh- Bahoriband, Distt-Katni-M.P. by A.W. & Sons 903, Badi Omti, Distt-Jabalpur- M.P with the special condition that PP should obtain the consent of the private landholders before entering the land for mining activity.

5. **Case No. 495/2010**, Prior Environmental Clearance for Commercial building on plot no. 27, at Yash Niwas Road, Indore-M.P. by M/s Saicharan properties Ltd, 101, Kalptaru Synergy, Opp. Grand Hyatt, Santacruz (E), Mumbai- 400 055

The case was discussed in 64th SEIAA meeting dtd. 04.08.11 and it was recorded that " *In view of the office memorandum no. J.11012/5/2010-IA-II (I) dtd. 24.05.2011 issued by MoEF, GoI and majority decision of the 60th SEIAA meeting dtd 14-6-11, the following 16 cases along with this case have to be reconsidered according to the instructions issued by the MoEF, GoI relating to the critically polluted area.*"

Subsequently the letter was sent to MS, SEAC to process the case and submit the recommendation. The case was discussed in 85th SEAC meeting dtd. 13.12.11 and it has been recorded that "SEAC decided to recommend the case for grant of prior EC subject to 37 special conditions."

The Authority examined the photocopy of the deed of conveyance signed between National Textile Corporation Madhya Pradesh Ltd. and Saicharan Property Ltd on 28.06.2007 and found that "by virtue of and pursuant to the aforesaid grant, conveyance and assignment by the Vendor, all the right, title, interest, ownership, possession, claim, demand and all the rights, benefits, privileges and advantages in and to the said premises, including the entire present and future floor space index and development potential thereof, now vest in the purchaser alone(as per page no. 7 & 8 of the conveyance deed).

The Authority also examined the permission/ NOC granted by Town & Country Planning and Nagar Palik Nigam, Indore and found that full details like built-up area, number of units, heights of various units etc., have not been mentioned. However the Authority the examined the Form-1A and found that these including the parking area are satisfactory.

As the height of the building is more than 15 m, the fire-fighting plan as per National Building Code is required. No such plan has been submitted by the PP. Therefore, the Authority decided that PP should submit a fire-fighting plan as per the National Building Code and NOC for fire fighting issued by the Competent Authority.

The proposed project is related to commercial activities like multiplex, mall, hotel etc. Therefore, energy conservation plan as per Energy Conservation

  
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Building Code is required. No such plan was found in the project report. Therefore the Authority decided that PP should submit proposal related to energy conservation as per Energy Conservation Building Code.

The Authority found that total water requirement is 309 m<sup>3</sup> / day. The Proponent has mentioned that this requirement shall be met from Municipal water supply and also ground water. The Authority decided that PP should give break up of the water to be obtained from Nagar Palik Nigam and ground water. The commitment letter given by Commissioner, Nagar Palik Nigam, Indore dtd. 08.10.10 is very generalized. The Authority decided that PP should give break up of the water to be obtained from Nagar Palik Nigam and ground water. The PP should also submit firm commitment letter from the Municipal Corporation, Indore and Central Ground Water Authority.

The PP has mentioned that 182m<sup>3</sup>/day will be fresh water and the remaining 127m<sup>3</sup>/day will be treated water. The wastewater after treatment shall be recycled back for flushing, green area development and DG/HVAC cooling etc. The Authority decided that letter should be sent to PP for submitting the infrastructure details of the treated waste water reuse plan indicating the arrangement for treated water supply for flushing. Besides this, the details about cost involved for providing these arrangements should also be given.

The above information should be provided by the PP within two months.

6. **Case No. 632/2011**, Prior Environmental Clearance for Group Housing Project Gram-Misrod, Tehsil Huzur, Bhopal-M. P. by M/s Coral Wood City Rishi Constructions 196-Zone-II, M.P. Nagar, Bhopal


The case was discussed in 84th SEAC meeting dtd. 09.11.11 and it has been recorded that "*Committee was satisfied with EMP and other submissions made by the PP; hence decided to recommend the project for grant of prior EC subject to 37 special conditions.*"

The Authority examined the report of Consultant (Revenue) of the office of SEIAA and found that the details of the Khasra nos regarding land details have not been shown in the ascending order. The Authority decided that the fresh report on revenue aspect should be prepared indicating village wise Khasra details in ascending order. The Authority also decided that details of the summary note should again be prepared detailing various aspects and again be put up before Authority for consideration at the earliest.

7. **Case No. 634/2011**, Prior Environmental Clearance for Group Housing Residential Development Project Village-Badwai by M/s Radhika Infra-estate Pvt. Ltd 32, Itwara Road, Bhopal-462 003

The case was discussed in 84th SEAC meeting dtd. 09.11.11 and it has been recorded that "*Committee was satisfied with EMP and other submissions made by the PP; hence decided to recommend the project for grant of prior EC subject to 37 special conditions.*"

  
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The Authority examined the report of Consultant (Revenue) of the office of SEIAA and found that the details of the Khasra nos regarding land details have not been shown in the ascending order. The Authority decided that the fresh report on revenue aspect should be prepared indicating village wise Khasra details in ascending order.

The Authority also examined the permission given by Town & Country Planning vide (letter no. LP/227/29/जी.का./न.ग्रा.नि./2009 dtd. 05-01-2010) of the office of the Joint Director, T & CP, Bhopal -Sehore and also building permission from the Municipal Corporation, Bhopal and found that full details regarding built-up area are not readily available. The Authority decided that PP should be asked to submit the layout plan of the project indicating all detail features and area for each activity or service. It is further directed that PP should be asked to submit information regarding number of towers to be built up, built up area of each floor and also details about the parking area.

The Authority found that total water requirement is  $756 \text{ m}^3$  / day. Out of this fresh water requirement is 459 KLD. The Proponent has mentioned that this requirement shall be met from Municipal water supply and also ground water. The Authority decided that PP should be asked to give break up of the water to be obtained from Municipal supply and ground water. The PP has informed that they have applied for supply of 150 KLD from Municipal Corporation supply vide their letter no. nil dtd. 05.07.11. Similarly they have also applied for seeking permission for ground water abstraction to Regional Office, CGWA, (vide their letter no. nil dtd. 07.07.11). However, the quantity has not been mentioned. The Authority decided that PP should be asked to give break up of the water to be obtained from Municipal Corporation, and CGWA. The PP should also submit firm commitment letter from the Municipal Corporation, Bhopal and Central Ground Water Authority.

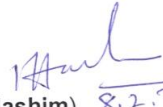
The PP has mentioned that  $459 \text{ m}^3$ /day will be fresh water and the remaining  $297 \text{ m}^3$ /day will be treated water. The wastewater after treatment shall be recycled back for flushing, gardening, HVAC makeup etc. The Authority decided that letter should be sent to PP for submitting the infrastructure details of the treatment plan indicating the arrangement for treated water supply for flushing. Besides this, the details about cost involved for providing these arrangements should also be given.


As the height of the building is more than 15 m, the fire-fighting plan as per National Building Code is required. No such plan has been submitted by the PP. Therefore, the Authority decided that PP should submit a fire-fighting plan as per the National Building Code and NOC for fire fighting issued by Fire Office.

The above information should be provided by the PP within two months.

*Meeting ended with a vote of thanks to the Chair.*

  
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