

Minutes of the 102nd Meeting of SEIAA dated 08.08.2012

The 102nd meeting of the State Level Environment Impact Assessment Authority was convened on 08.08.12 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:-

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| 1 | Shri M. Hashim | Member |
| 2 | Shri Manohar Dubey | Member Secretary |

1. Following cases have been considered on the basis of the receipt of the additional information, representation given to exclude conditions of prior EC, request for modification of prior EC during renewal of mining lease and reconsideration of the case closed / rejected earlier:

S No	Case No.	No. & date of SEIAA meeting in which add. information was asked	Date of issue of minutes of SEIAA meeting	Date of receipt of information	Whether Representation
1.	159/2008	79 th SEIAA meeting dtd. 16.01.12	24.01.12	26.06.12	N A
2.	264/2009	89 th SEIAA meeting dtd. 11.04.12	18.04.12	15.06.12	N A
3.	483/2009	91 st SEIAA meeting 11.05.12	18.05.12	29.06.12	Representation
4.	628/2011	90 th SEIAA meeting dtd 13.04.2012	18.04.12	25.06.12	N A
5.	241/2008	N A	N A	08.06.12	Representation
6.	245/2008	N A	N A	29.06.12	Representation
7.	237/2008	N A	N A	04.05.12	Application for review

A. Cases related to additional information

2. **Case No. 159/2008**, Prior Environmental Clearance for Dolomite mine in an area of 14.00 ha for production capacity 1,00,000 MTPA at Village Lohani, Tehsil Saucer, District Chhindwara M.P by M/s Gahra Minerals, Habib Nagar, Teka, Nagpur MH.

- i. The case was discussed in 79th SEIAA meeting dtd. 16.01.12 and it has been recorded that " The Authority decided that PP should submit :

- A letter from the concerned DFO, Chhindwara indicating distance of nearest forest boundary and from the Protected Areas (viz National Park and Sanctuary) from the proposed mining lease area within one month.
- A letter from the Collector, Chhindwara indicating distance from the interstate boundary.
- Latest Khasra Panchsala, notarized copy of the mining lease and approved Mining Management Plan within one month.

The Authority decided that a letter should be sent to concerned DFO, Chhindwara and the Collector, Chhindwara for providing information to the PP related to (a) & (b) as above. "

- ii. The distance of the inter state boundary is 13 km as per information submitted by Additional Collector, District Chhindwara (vide letter no. 478/Khanij Shakha /Mu. Li./ 2012 dtd 26.04.12). Similarly the distance of the mining lease area is 300 m from the nearest forest boundary and


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23 km from the buffer zone of Pench National Park. Thus the SEIAA has jurisdiction. The Khasra Panchsala was also scrutinized and it was found that the area belongs to Government land.

iii. The Authority accepted the recommendation of the 77th SEAC meeting dtd 25.08.11 and 84th SEAC meeting dtd 09.11.11 and decided to accord Prior Environmental Clearance for Dolomite mine in an area of 14.00 ha for production capacity 1,00,000 MTPA at Village Lohani, Tehsil Sauncer, District Chhindwara M.P by M/s Gahra Minerals, Habib Nagar, Teka, Nagpur MH.

3. **Case No. 264/2009**, Prior Environmental Clearance for pyrophyllite & diaspore mine in an area of 6.60 ha for production capacity 10,000 MPTA at village Nandgaikala, Tehsil & District Chhatarpur, MP by Arvind Pratap Singh, Behind Hanuman Toria Chhatarpur , M.P.

i. The case was discussed in 89th SEIAA meeting dtd. 11.04.12 and it has been recorded that *"..... The Authority decided that PP should submit EIA summary, undertaking by PP regarding content of data and its originality, notarized copy of mining lease deed and latest Khasra Panchsala within one month."*

ii. The information submitted by PP (vide letter no. nil dtd 10.06.12 received in SEIAA office on 15.06.12) was examined and it was observed that the land is government land and the ownership and other documents were found to be satisfactory.

iii. The Authority accepted the recommendation of the 68th SEAC meeting dtd 30.10.10 and decided to accord Prior Environmental Clearance for pyrophyllite & diaspore mine in an area of 6.60 ha for production capacity 10,000 MPTA at village Nandgaikala, Tehsil & District Chhatarpur, MP by Arvind Pratap Singh, Behind Hanuman Toria Chhatarpur , M.P.

4. **Case No. 483/2009**, Prior Environmental Clearance for Bauxite, Laterite & Fireclay mine in an area of 30.88 ha for production capacity 3,00,000 TPA at Village Padwar, Tehsil Bahoriband, District Katni, M. P. by M/s Awin Trading Pvt. Ltd., 241/1, Saket Nagar, Baldeobag, District Jabalpur, M. P.

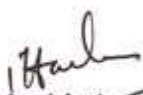
The representation given by PP on 29-6-12 was discussed and it was decided that the representation is to be examined in the main file of the case.

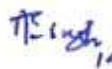
5. **Case No 628/2011**, Prior Environmental Clearance for, MP High Rise Building Development Bawadia Kalan, Teh-Huzur Bhopal-M.P. by M/s Paras Life styles Pvt. Ltd E-2/69, Arera Colony Bhopal.

i. The case was discussed in 90th SEIAA meeting dtd 13.04.2012 and it has been recorded that... *" The Authority decided that a clarification from Proponent should be asked mentioning that the permission of water requirement has been obtained for 300 KLD water supply from BMC, then why permission for 400 m³ per day has been obtained from CGWA?*

The Authority decided that the Proponent should submit information in relation to minimum width of road, as per office memorandum issued by MoEF, Gol (no. 21-270/2008-IA.III dtd 07.02.2012) and submit certificate obtained from Bhopal Nagar Nigam regarding distance of the nearest fire station from the proposed project. The Proponent


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should submit all the information within one month.

It was also decided by the Authority that a letter may be issued to Principal Secretary, Home and head of State Disaster Management Authority seeking details on point no. VI of office memorandum issued by MoEF, Gol (no. 21-270/2008-IA.III dtd 07.02.2012) regarding Guidelines for High-rise buildings and its applicability for high-rise buildings. "

- ii. The land ownership record was examined and found satisfactory.
- iii. The information submitted by PP (vide letter no nil dtd 28-05-2012 received in SEIAA office on 25-06-2012) regarding clarification of water requirement was discussed. It was noted that the PP has in his reply submitted that presently municipal water supply line is not available, while Water Works Department of the Municipal Corporation, Bhopal (letter no. 3 dtd 17.01.12) has assured to consider the requirement of 300 KLD water with the condition that the PP will have to take legal bulk connection and lay pipe line from the nearest available point to the site of storage / distribution.

It was decided to examine feasibility of municipal water supply in the present circumstances. So, the proponent should be asked to give specific reply of the following points:

- a. When PP applied for legal bulk connection and what is the response of Bhopal Municipal Corporation?
- b. Is the Proponent ready to lay the pipe line?
- iv. With reference to height of the building i. e. 42 m as per approved map of the Town & Country Planning it was noted that the PP was asked to submit the minimum width of the road as per MoEF, GOI O M No 21-270/2008-IA.III dtd 07-02-2012 while Proponent has informed about the Marginal Open Space (MOS) i. e. front 21 m. Rear 6.0 m and both side 6.0 m.

Further it was also noted that in the development permission given by the T & CP (vide letter no. 653/ LP/172/ Highrise / Na.Gra.Ni./ 2009 dtd 16.10.2009) it is mentioned that the minimum distance between the two blocks should be 1/3rd of the taller building.

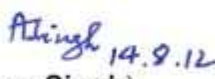
As per MoEF, Gol Office Memorandum (vide no.21-270 /2008-IA.III dtd 07.02.12) the minimum width of the road for buildings with height between 30-45 m should be 18 m.

In view of above it was decided that the PP should submit the following information:

- a. Revised plan indicating road widths of various roads.
- b. To explain how PP will manage the fire fighting?
- c. Number of blocks / towers in the proposed site on the approved map.
- d. Minimum distance between two tower located in the premises and their location on the clear map as approved by T & CP Deptt.
- v. It was noted that the PP has not submitted building permission from


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competent authority, hence, it was decided that PP should submit the complete information about the building permission.

- vi. It was decided that PP should be asked to submit the required information by 31.10.12 otherwise case will be summarily rejected.

B. Representation related to Exclude Conditions / Modifications of prior EC

6. **Case No. 241/2008**, Prior Environmental Clearance for mining area of 42.515 ha having production capacity of 12,00,000 MT per year at village- Dinarikhamaria, Teh- Majholi, Distt-Jabalpur MP. by M/s Vinayak Natural Stone Pvt Ltd.

The representation given by PP on 8-6-12 is against condition mentioned in Prior EC. It was decided that this should be examined and put up in the main file of the project.

7. **Case No. 245/2008**, Prior Environmental Clearances for renewal of metal stone quarry mine in an area of 23.89 ha for production capacity of 10,000 MTPA at Village Kotwal, Tehsil & District Morena Katni, MP by M/s Rakesh Stone Crusher

The representation given by PP on 29-6-12 does not mention in specific clear terms the modification / amendments of the content of the EC. It was decided that this should be examined in the main file and put up.

C. Review of the earlier EC decision of the SEIAA

8. **Case No. 237/2008**, Prior Environmental Clearances for manganese ore mine in an area of 6.159 ha for production capacity of 3,000 MTPA at village Jarah Mohgaon, Tehsil Katangi, District Balaghat, MP by M/s Jaipuriya Leo Software & Systems (P) Ltd., Nagpur.


- i. The case was considered in 44th SEIAA meeting dtd 14.12.10 and it has been recorded that "*The above case was rejected by the Authority earlier. The Project Proponent had requested to reconsider the proposal and grant the prior Environmental Clearance. Since the EIA notification of 14th September, 2006 of Ministry of Environment and Forests does not contain provisions of review by the Authority hence no further action is required in this case.*"
- ii. The case was considered in the light of the representation and documents given by the PP (vide letter nos. nil dtd 04.05.12, 11.05.12 & 13.08.12)
- iii. It is a fact that Authority has reviewed its earlier decision in many cases on the basis of
- (a) Genuine facts brought before SEIAA by the Secretariat of SEIAA/ PP.
- (b) Policy decision based on communication from the government Madhya Pradesh or otherwise.

Therefore, the Authority decided to cancel its earlier decision of 44th SEIAA meeting dtd 14.12.10 on this issue.

- iv. The case was earlier discussed in 41st SEIAA meeting dtd 29.07.2010 and it has been recorded that "*The Authority while scrutinizing the documents observed that the location of the mine is very close to the school building and the road passing by. It was*


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also raised during the public hearing that some of the houses are located very close to the mining area. The Addl. Distt. Magistrate mentioned in the Public Hearing report that the Expert Committee should look in to the matter and find some specific solution to the above issue. But no such solution has been proposed by SEAC.

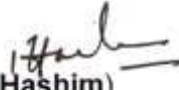
Hence SEIAA decided not to accept the recommendation of SEAC and reject the above case."


The above recommendation is based on 56th SEAC meeting dtd 25.05.2010. The issues mentioned in this meeting and also representation of the PP submitted before 14.12.2010 was discussed in depth and it was decided that the above representation along with subsequent submission by PP are be sent to SEAC for their re-examination on the issue raised in 41st meeting of the SEIAA.

- v. It was found that PP has not submitted letter from the Collector indicating distance from the interstate boundary. It was also found that distance of the mining area from the Protected Areas viz. National Park and sanctuaries have not been submitted by the PP. The notarized copy of the latest Khasra Panchsala and mining lease deed, summary of the EIA have not been submitted.
- vi. It was decided that PP should submit following :
 - a. A letter from the Collector indicating distance of the mining area from the interstate boundary.
 - b. A letter from the DFO, Balaghat indicating distance of the mining area from the Protected Areas (National Park / Sanctuary).
 - c. For point no. a & b above the letters should be endorsed to Collector and DFO, respectively, for providing the information to the PP.
 - d. Notarized copy of the Khasra Panchsala, mining lease and a summary of the EIA.
 - e. The information should be submitted within one month from the issue of the letter.

Meeting ended with a vote of thanks to the Chair.


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(M. Hashim)
Member
14.8.12


(Amar Singh)
Chairman
14.8.12